

**WAC 381-90-060 Release determination after community custody revocation.** The board may set a new minimum term if the individual is returned to prison on a revocation.

(1) For individuals released pursuant to RCW 9.95.420, the new minimum term shall not exceed the remaining portion of the maximum sentence. Subsequent release determinations will be conducted as set out in WAC 381-90-050.

(2) For individuals released pursuant to RCW 10.95.030(3), the new minimum term shall not exceed five years. Subsequent release determinations will be conducted as set out in WAC 381-90-052.

(3) For individuals released pursuant to RCW 9.94A.730, the board may return the individual for up to the remainder of the court-imposed term of incarceration. The individual may file a new petition for early release five years from the date of return to the institution, or at an earlier date as set by the board. Subsequent release determinations will be conducted as set out in WAC 381-90-052.

[WSR 23-14-109, § 381-90-060, filed 7/3/23, effective 8/3/23. Statutory Authority: RCW 34.05.220 (1)(b). WSR 09-08-109, § 381-90-060, filed 3/31/09, effective 5/1/09.]

**Reviser's note:** Under RCW 34.05.030 (1)(c), as amended by section 103, chapter 288, Laws of 1988, the above section was not adopted under the Administrative Procedure Act, chapter 34.05 RCW, but was published in the Washington State Register and codified into the Washington Administrative Code exactly as shown by the agency filing with history notes added by the code reviser's office.