

# SENATE BILL REPORT

## SB 6182

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As Reported By Senate Committee On:  
Judiciary, January 28, 2000

**Title:** An act relating to the effect of changes in law on sentencing provisions.

**Brief Description:** Specifying the effect that changes in law will have on sentencing provisions.

**Sponsors:** Senators McCaslin and Costa.

**Brief History:**

**Committee Activity:** Judiciary: 1/26/2000, 1/28/2000 [DPS].

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### SENATE COMMITTEE ON JUDICIARY

**Majority Report:** That Substitute Senate Bill No. 6182 be substituted therefor, and the substitute bill do pass.

Signed by Senators Heavey, Chair; Kline, Vice Chair; Costa, Goings, Hargrove, Haugen, Roach and Thibaudeau.

**Staff:** Aldo Melchiori (786-7439)

**Background:** In 1990, the Sentencing Reform Act was amended to eliminate sex offenses from the washout provisions. In *State v. Cruz*, the Washington Supreme Court held that the 1990 amendment applies prospectively only. Previously washed out convictions were not revived by the amendment.

**Summary of Substitute Bill:** Any sentence imposed under the Sentencing Reform Act is determined using the law in effect when the current offense was committed.

**Substitute Bill Compared to Original Bill:** The original bill was not considered.

**Appropriation:** None.

**Fiscal Note:** Not requested.

**Effective Date:** Ninety days after adjournment of session in which bill is passed.

**Testimony For:** This clarifies, for the court, the Legislature's intent when new sentencing provisions are enacted.

**Testimony Against:** None.

**Testified:** PRO: Tom McBride, Seth Fine, WA Association of Prosecuting Attorneys.