

**STATISTICAL SUMMARY OF
ADULT FELONY SENTENCING
FISCAL YEAR 2004**

December 2004



**State of Washington
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PREFACE

This report summarizes data on adult felony sentences in the state of Washington for the period July 1, 2003 through June 30, 2004 (Fiscal Year 2004). There were 27,930 felony sentences imposed during this period, equaling a 2.6% increase over the number of sentences imposed in Fiscal Year 2003.

Under the Sentencing Reform Act (SRA) of 1981, as amended, RCW 9.94A *et seq.*, felony offenses fall within standard (presumptive) sentence ranges. The appropriate range is determined by reference to the seriousness of the current offense, the number and type of the offender's prior offenses and other current offenses. In most cases, an offender will receive a sentence within the standard range for that offense. In Fiscal Year 2004, 4.4 percent of felony sentences are reported as "exceptional" sentences; sentences that fell outside the standard sentence range.

A sentencing judge may order exceptional sentences outside the standard range when substantial and compelling reasons, either aggravating or mitigating factors, exist. Exceptional sentences may be appealed by the defense or by the prosecution. Standard range sentences are not appealable. Occasionally, exceptional sentences do not result in confinement for periods outside the standard range. Such sentences may be used to require community supervision beyond the standard range or to require treatment in situations where such treatment is not required in a standard sentence.

Standard range lengths of confinement may be reduced up to 50% for good behavior, but may not be extended. Earned release time may not exceed 15% of the sentence for offenders convicted of a serious violent offense or Class A sex offense committed on or after July 1, 1990 and before July 1, 2003. For serious violent and Class A sex crimes committed on or after July 1, 2003, earned release time may not exceed ten percent of the sentence (RCW 9.94A.728).

Alternatives to standard range sentences are available for some offenders. One example is a sentence under the First-time Offender Waiver (FTOW). Non-violent first time felony offenders, who have not committed sex and drug offenses, may have the standard sentence waived. Using this alternative, the sentencing judge imposes up to 90 days in jail, up to two years of community supervision and several other non-offense related conditions, such as community based treatment.

Sex offenders with no prior felony sex convictions may receive another type of alternative sentence under the Special Sex Offender Sentencing Alternative (SSOSA). The alternative applies to sex offenders who have not been convicted of a serious violent offense with a sexual motivation finding or of Rape 1, Attempted Rape 1 or Rape 2 and who have a current offense and criminal history that permits the court to impose a sentence within the standard range of less than eleven years confinement. A person sentenced under SSOSA receives a suspended sentence within the standard range, a jail term of up to six months, and several conditions of sentence that may include inpatient and/or outpatient treatment.

The Drug Offender Sentencing Alternative (DOSA) also permits departure from standard range sentencing and results in a reduction of confinement time for eligible offenders combined with intensive treatment in confinement and community based supervision. Effective July 25, 1999, a DOSA sentence may be imposed for offenders convicted of a non-violent, non-sex offense. Such offenders may not have other current or prior convictions involving violent or sex offenses and must not have committed an offense involving a weapon enhancement. Additionally, where the current offense constitutes a violation under the Uniform Controlled Substance Act, the court must determine that the offense involved a small quantity of the controlled substance. (*See* RCW 9.94A.660) A court opting for the DOSA option imposes a sentence of one-half of the midpoint of the presumptive standard range for the offense, to be served in a prison facility. The remainder of the midpoint of the standard range is served as a term of community custody, which must include substance abuse treatment, crime-related prohibitions and testing and monitoring for drug use.

The tables in this report were generated from the Commission's database, which includes data on SRA offenders sentenced during FiscalYear 2004. Comments or questions may be directed to the Commission at:

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EXECUTIVE SUMMARY¹

- In FY04, the total number of felony sentences imposed in Washington increased 2.6%, from 27,213 sentences in FY03 to 27,930 sentences in FY04.
- Changes in the number of sentences imposed between FY03 and FY04 are summarized as follows:

+4.5 % Robbery (from 588 to 613)	+6.2 % Drugs (from 8,895 to 9,449)
-2.0 % Property (from 9,852 to 9,658)	-11.6 % Manslaughter (from 112 to 99)
+3.0 % Sex (from 1,403 to 1,445)	-5.3 % Murder (from 113 to 107)
- 7.4 % Assaults (from 4,318 to 4636)	
- In FY04, 11 offenders were sentenced to life in prison as persistent offenders under the “three strikes” provision of RCW 9.94A.030(32). In addition, 13 sex offenders were sentenced to life in prison under the “two-strike” provision of RCW 9.94A.30(32). The 24 new persistent offender sentences imposed in FY04 resulted in an increase of 20% from the 20 sentences in FY03.
- The percentage of felony sentences that resulted in a prison sentence increased slightly from 32.4% in FY03 to 34.5% in FY04.
- The average prison sentence in FY04 was 36.1 months, down slightly from 37.3 months in FY03. The average jail sentence length increased slightly from 3.0 months in FY03 to 3.1 months in FY04. Overall, the average sentence length of all felony sentences increased slightly from 14.0 months in FY03 to 14.4 months in FY04.
- In FY04, the number of sentences imposed for Violations of the Uniform Controlled Substances Act (VUCSA) decreased by 1.3% from VUCSA sentences in the previous year. The number of sentences for “dealing” offenses decreased by 17.7% and the number of sentences for “non-dealing” offenses increased by 9.5%.
- The number of First-time Offender Waivers (FTOW) granted decreased from 1,575 in FY03 to 1,539 in FY04, a 2.3% decrease. Approximately 54.0% of the FTOW sentences were below the standard range minimum, and 44.8% were within the standard range.
- The number of offenders receiving a Special Sex Offender Sentencing Alternative (SSOSA) increased from 207 in FY03 to 222 in FY04, a 7.7% increase.
- The number of offenders receiving a Drug Offender Sentencing Alternative (DOSA) decreased from 1,850 sentences in FY03 to 1,417 in FY04, a decrease of 23%. These are all non-exceptional sentences.

¹ The numbers of sentences referenced in this report are subject to change due to possible missing sentencing data.

**Table 1. Fiscal Year 2004
Average Sentence Length by Forecasting Crime Type**

Forecasting Category	PRISON SENTENCE		JAIL SENTENCE		OTHER SENTENCE	TOTAL Number
	Number	Months	Number	Months	Number	
Murder 1	52	423.9	0	n.a.	0	52
Murder 1**	8	Life	0	n.a.	0	8
Murder 2	44	217.2	0	n.a.	0	44
Murder 2**	3	Life	0	n.a.	0	3
Manslaughter	96	72.8	3	4.4	0	99
Sex	537	92.8	859	3.8	38	1434
Sex**	11	Life	0	n.a.	0	11
Robbery	470	56.8	139	6.0	0	609
Robbery**	4	Life	0	n.a.	0	4
Assault	1742	36.6	2829	4.1	69	4640
Assault**	6	Life	0	n.a.	0	6
Property	2958	26.1	6377	2.8	325	9660
Drug	3186	24.9	6010	2.7	253	9449
Other	523	22.9	1355	3.3	33	1911
TOTAL	9640	36.1	17572	3.1	718	27930

* Death sentence.

** Life sentence.

n.a. = not applicable

NOTE 1: Calculations of average sentence length exclude life/death sentences.

NOTE 2: The above categories are those used by the Department of Corrections and the Caseload Forecast Council for forecasting purposes and are not identical to classifications under the Sentencing Reform Act. For example, the sex categories include pornography and prostitution offenses, which are not classified as sex offenses per se under the Sentencing Reform Act.

NOTE 3: The data reported above for the categories of "assault" and "other" are not comparable to reports prior to FY02. In FY02 the crime categories were revised to more closely match those used by the Department of Corrections and the Caseload Forecast Council. A number of crimes previously reported in the category "other" were re-categorized under "assault".

**Table 2. Fiscal Year 2004
Average Sentence Imposed by Offense**

PRISON			NON-PRISON			TOTAL			OFFENSE
(N)	%	Months	(N)	%	Months	(N)	Months		
0	0.0%	0.0	1	100.0%	3.0	1	3.0	ABANDONMENT OF DEPENDENT PERSON 2	
1	100.0%	Life	0	0.0%	0.0	1	Life	AGGRAVATED MURDER 1 (7/1/90-7/24/99)	
5	100.0%	Life	0	0.0%	0.0	5	Life	AGGRAVATED MURDER 1 (POST 7/24/99)	
2	100.0%	Life	0	0.0%	0.0	2	Life	AGGRAVATED MURDER 1 (PRE 7/1/90)	
1	2.3%	12.1	42	97.7%	1.6	43	1.9	ALIEN IN POSSESSION OF A FIREARM	
1	12.5%	18.0	7	87.5%	4.0	8	5.7	ANIMAL CRUELTY 1	
17	100.0%	51.7	0	0.0%	0.0	17	51.7	ARSON 1	
4	100.0%	28.8	0	0.0%	0.0	4	28.8	<attempt > ARSON 1	
6	27.3%	16.9	16	72.7%	5.8	22	8.8	ARSON 2	
2	33.3%	17.8	4	66.7%	5.4	6	9.5	<attempt > ARSON 2	
55	100.0%	209.1	0	0.0%	0.0	55	209.1	ASSAULT 1 (POST 7/1/90)	
7	87.5%	115.0	1	12.5%	3.0	8	101.0	<attempt > ASSAULT 1 (POST 7/1/90)	
2	100.0%	93.0	0	0.0%	0.0	2	93.0	<solic. > ASSAULT 1 (POST 7/1/90)	
2	100.0%	Life	0	0.0%	0.0	2	Life	ASSAULT 1 (POST 7/1/90)	
390	52.4%	33.3	354	47.6%	5.8	744	20.2	ASSAULT 2 (POST 7/1/88)	
21	25.3%	26.5	62	74.7%	5.2	83	10.6	<attempt > ASSAULT 2 (POST 7/1/88)	
0	0.0%	0.0	1	100.0%	2.3	1	2.3	<consp. > ASSAULT 2 (POST 7/1/88)	
1	100.0%	Life	0	0.0%	0.0	1	Life	ASSAULT 2 (POST 7/1/88)	
1	100.0%	Life	0	0.0%	0.0	1	Life	<attempt > ASSAULT 2 (POST 7/1/88)	
294	18.9%	28.1	1262	81.1%	3.2	1556	7.9	ASSAULT 3 (POST 7/1/88)	
3	100.0%	243.0	0	0.0%	0.0	3	243.0	ASSAULT OF A CHILD 1	
21	100.0%	49.0	0	0.0%	0.0	21	49.0	ASSAULT OF A CHILD 2	
12	18.5%	42.9	53	81.5%	2.6	65	10.1	ASSAULT OF A CHILD 3	
155	23.7%	20.4	500	76.3%	2.6	655	6.9	ATTEMPTING TO ELUDE PURSUING POLICE VEHICLE	
6	75.0%	39.2	2	25.0%	6.0	8	30.9	BAIL JUMP WITH CLASS A (POST 7/89)	
113	28.2%	24.7	288	71.8%	3.8	401	9.7	BAIL JUMP WITH CLASS B OR C (POST 7/89)	
0	0.0%	0.0	1	100.0%	2.0	1	2.0	BAIL JUMP WITH CLASS C (PRE 7/89)	
0	0.0%	0.0	2	100.0%	5.0	2	5.0	BIGAMY	
3	60.0%	13.0	2	40.0%	4.0	5	9.4	BRIBERY	
1	100.0%	13.0	0	0.0%	0.0	1	13.0	BRIBING A WITNESS	
127	96.9%	50.0	4	3.1%	10.3	131	48.8	BURGLARY 1	
8	100.0%	48.1	0	0.0%	0.0	8	48.1	<attempt > BURGLARY 1	
351	37.4%	31.4	588	62.6%	3.6	939	14.0	BURGLARY 2 (NONDWELLING - POST 7/90)	
33	35.9%	24.8	59	64.1%	3.8	92	11.3	<attempt > BURGLARY 2 (NONDWELLING - POST 7/90)	
0	0.0%	0.0	2	100.0%	4.2	2	4.2	<consp. > BURGLARY 2 (NONDWELLING - POST 7/90)	
0	0.0%	0.0	2	100.0%	7.5	2	7.5	BURGLARY 2 (PRE 7/90)	
2	50.0%	34.9	2	50.0%	5.2	4	20.1	C/D/P COUNTERFEIT CS NARC 1ST OFF	
1	100.0%	45.0	0	0.0%	0.0	1	45.0	C/D/P COUNTERFEIT METH - 1ST OFF	
0	0.0%	0.0	1	100.0%	5.0	1	5.0	CHEATING 1	

PRISON			NON-PRISON			TOTAL			OFFENSE
(N)	%	Months	(N)	%	Months	(N)	Months		
46	67.6%	95.4	22	32.4%	4.9	68	66.2	CHILD MOLESTATION 1 (7/90 - 8/31/01)	
0	0.0%	0.0	2	100.0%	6.0	2	6.0	<attempt > CHILD MOLESTATION 1 (7/90 - 8/31/01)	
2	100.0%	Life	0	0.0%	0.0	2	Life	CHILD MOLESTATION 1 (7/90 - 8/31/01)	
0	0.0%	0.0	2	100.0%	6.0	2	6.0	CHILD MOLESTATION 1 (PRE 7/90)	
4	23.5%	67.3	13	76.5%	5.5	17	20.0	CHILD MOLESTATION 1 <18 (POST 8/31/01)	
58	65.9%	89.9	30	34.1%	5.4	88	61.1	CHILD MOLESTATION 1 >17 (POST 8/31/01) (.712)	
2	100.0%	83.3	0	0.0%	0.0	2	83.3	<attempt > CHILD MOLESTATION 1 >17 (POST 8/31/01) (.712)	
1	100.0%	38.3	0	0.0%	0.0	1	38.3	<solic. > CHILD MOLESTATION 1 >17 (POST 8/31/01) (.712)	
3	100.0%	Life	0	0.0%	0.0	3	Life	CHILD MOLESTATION 1 >17 (POST 8/31/01) (.712)	
39	60.0%	42.7	26	40.0%	4.8	65	27.6	CHILD MOLESTATION 2 (POST 7/90)	
3	50.0%	31.8	3	50.0%	8.7	6	20.2	<attempt > CHILD MOLESTATION 2 (POST 7/90)	
23	41.8%	29.0	32	58.2%	6.8	55	16.1	CHILD MOLESTATION 3 (POST 7/90)	
0	0.0%	0.0	1	100.0%	0.0	1	0.0	CIGARETTE TRANSPORT UNLAWFULLY	
0	0.0%	0.0	1	100.0%	2.0	1	2.0	COMMERCIAL BRIBERY	
0	0.0%	0.0	9	100.0%	2.2	9	2.2	COMMERCIAL FISHING W/O A LICENSE - 1ST	
9	56.3%	22.2	7	43.8%	9.3	16	16.6	COMMUNICATION WITH A MINOR (POST 7/86)	
0	0.0%	0.0	1	100.0%	12.0	1	12.0	COMMUNICATION WITH A MINOR (PRE 7/86)	
2	100.0%	36.0	0	0.0%	0.0	2	36.0	CONTROLLED SUBST HOMICIDE (POST 7/89) - 1ST OFF	
0	0.0%	0.0	1	100.0%	0.4	1	0.4	CONTROLLED SUBSTANCE LABEL VIOL. 1ST OFF	
0	0.0%	0.0	10	100.0%	2.7	10	2.7	CRIMINAL MISTREATMENT 2	
18	35.3%	28.5	33	64.7%	4.6	51	13.1	CUSTODIAL ASSAULT (POST 7/89)	
0	0.0%	0.0	13	100.0%	2.0	13	2.0	CUSTODIAL INTERFERENCE 1	
1	100.0%	15.0	0	0.0%	0.0	1	15.0	CUSTODIAL SEXUAL MISCONDUCT 1	
1	33.3%	24.0	2	66.7%	6.0	3	12.0	DEALING IN DEPICTIONS OF A MINOR (POST 6/30/01)	
1	25.0%	12.1	3	75.0%	1.2	4	3.9	DEFRAUDING A PUBLIC UTILITY 1	
0	0.0%	0.0	2	100.0%	2.6	2	2.6	DEFRAUDING INNKEEPER, OVER \$75	
10	55.6%	22.9	8	44.4%	2.5	18	13.8	DEL MAT IN LIEU OF C S (POST 7/89) - 1ST OFF	
0	0.0%	0.0	1	100.0%	12.0	1	12.0	<attempt > DEL MAT IN LIEU OF C S (POST 7/89) - 1ST OFF	
1	33.3%	12.0	2	66.7%	9.0	3	10.0	<consp. > DEL MAT IN LIEU OF C S (POST 7/89) - 1ST OFF	
1	50.0%	19.0	1	50.0%	9.0	2	14.0	DEL MAT IN LIEU OF C S (POST 7/89) - SUBSEQ	
0	0.0%	0.0	2	100.0%	0.0	2	0.0	DEL OF FIREARM BY DEALER TO INELIGIBLE PERSON	
16	100.0%	51.1	0	0.0%	0.0	16	51.1	DEL OR P W/I METH - 2ND OFF(POST 6/30/98)	
0	0.0%	0.0	2	100.0%	4.5	2	4.5	<consp. > DEL OR P W/I METH - 2ND OFF(POST 6/30/98)	
468	98.1%	27.7	9	1.9%	4.6	477	27.2	DEL OR P W/I METH - 1ST OFF (POST 6/30/98)	
1	14.3%	12.0	6	85.7%	3.9	7	5.1	<attempt > DEL OR P W/I METH - 1ST OFF (POST 6/30/98)	

PRISON			NON-PRISON			TOTAL			OFFENSE
(N)	%	Months	(N)	%	Months	(N)	Months		
23	17.3%	18.6	110	82.7%	4.7	133	7.1	<consp. > DEL OR P W/I METH - 1ST OFF (POST 6/30/98)	
2	100.0%	38.0	0	0.0%	0.0	2	38.0	<solic. > DEL OR P W/I METH - 1ST OFF (POST 6/30/98)	
1	100.0%	29.0	0	0.0%	0.0	1	29.0	DEL OR P W/I METH - CORR FAC (POST 6/30/98)	
29	100.0%	57.4	0	0.0%	0.0	29	57.4	DEL OR P W/I METH - SCH ZONE OFF (POST 6/30/98)	
0	0.0%	0.0	3	100.0%	0.7	3	0.7	DELIVER FIREARM TO INELIGIBLE PERSON	
0	0.0%	0.0	1	100.0%	0.8	1	0.8	DISARMING A LAW ENFORCEMENT OR CORR OFFICER	
391	58.3%	19.8	280	41.7%	4.9	671	13.6	DOMESTIC VIOLENCE CT ORDER VIOL (POST 6/30/00)	
12	92.3%	32.8	1	7.7%	12.0	13	31.2	DRIVE- BY SHOOTING (POST 6/30/97)	
1	25.0%	12.0	3	75.0%	11.8	4	11.8	<attempt > DRIVE- BY SHOOTING (POST 6/30/97)	
1	100.0%	36.0	0	0.0%	0.0	1	36.0	<consp. > DRIVE- BY SHOOTING (POST 6/30/97)	
1	100.0%	21.0	0	0.0%	0.0	1	21.0	<solic. > DRUG UNKNOWN, LEV 8 (CURRENT OFFENSE)	
2	33.3%	22.5	4	66.7%	4.8	6	10.7	ENDANGERMENT WITH A CONTROLLED SUBSTANCE	
53	84.1%	19.7	10	15.9%	7.1	63	17.7	ESCAPE 1	
1	20.0%	27.5	4	80.0%	6.8	5	10.9	<attempt > ESCAPE 1	
99	54.1%	20.7	84	45.9%	4.4	183	13.2	ESCAPE 2	
2	3.7%	22.5	52	96.3%	2.1	54	2.9	ESCAPE FROM COMMUNITY CUSTODY (POST 6/11/92)	
0	0.0%	0.0	1	100.0%	6.0	1	6.0	ESCAPE FROM COMMUNITY CUSTODY (PRE 6/11/92)	
1	100.0%	31.0	0	0.0%	0.0	1	31.0	EXPLOSIVE DEVICES PROHIBITED	
1	100.0%	44.0	0	0.0%	0.0	1	44.0	<attempt > EXPLOSIVE DEVICES PROHIBITED	
0	0.0%	0.0	3	100.0%	2.4	3	2.4	EXPLOSIVES - LICENSING VIOLATION	
3	100.0%	43.3	0	0.0%	0.0	3	43.3	EXTORTION 1	
0	0.0%	0.0	3	100.0%	4.3	3	4.3	EXTORTION 2	
13	2.4%	15.4	525	97.6%	2.3	538	2.6	FAIL TO REGISTER AS SEX OFFENDER - POST 7/24/99	
0	0.0%	0.0	2	100.0%	1.6	2	1.6	FAIL TO REGISTER- SEX OFFENDER/KIDNAPR(7/27/97-7/24/99)	
0	0.0%	0.0	1	100.0%	0.0	1	0.0	FALSE CLAIMS - HEALTH CARE (POST 7/22/95)	
0	0.0%	0.0	4	100.0%	1.0	4	1.0	FALSE VERIFICATION FOR WELFARE	
1	100.0%	12.1	0	0.0%	0.0	1	12.1	FOOD FISH/SHELLFISH COMMERCIAL VIOLATION	
13	10.3%	13.2	113	89.7%	1.8	126	3.0	FORGED PRESCRIP - VUCSA - 1ST OFF	
1	12.5%	13.0	7	87.5%	0.9	8	2.4	<attempt > FORGED PRESCRIP - VUCSA - 1ST OFF	
0	0.0%	0.0	4	100.0%	4.6	4	4.6	<consp. > FORGED PRESCRIP - VUCSA - 1ST OFF	
5	83.3%	17.4	1	16.7%	6.0	6	15.5	FORGED PRESCRIP - VUCSA - SUBSEQ	
3	60.0%	17.0	2	40.0%	0.6	5	10.4	FORGED PRESCRIP - VULDA	
359	23.5%	19.3	1171	76.5%	2.2	1530	6.2	FORGERY	

(N)	PRISON		NON-PRISON			TOTAL		OFFENSE
	%	Months	(N)	%	Months	(N)	Months	
0	0.0%	0.0	3	100.0%	0.0	3	0.0	GAMBLING DEVICE POSSESSION
0	0.0%	0.0	1	100.0%	0.0	1	0.0	GAME VIOLATION - INCLUDING FISH
62	14.6%	23.4	362	85.4%	3.1	424	6.1	HARASSMENT
0	0.0%	0.0	3	100.0%	6.1	3	6.1	HARMING A POLICE DOG
0	0.0%	0.0	2	100.0%	5.0	2	5.0	HIT & RUN - ATTENDED INJURY (PRE 6/8/00)
1	100.0%	23.8	0	0.0%	0.0	1	23.8	HIT AND RUN - DEATH (6/8/00 - 7/21/01)
5	100.0%	60.4	0	0.0%	0.0	5	60.4	HIT AND RUN - DEATH (POST 7/21/01)
28	35.0%	26.3	52	65.0%	3.7	80	11.6	HIT AND RUN - INJURY (POST 6/7/00)
2	100.0%	380.0	0	0.0%	0.0	2	380.0	HOMICIDE BY ABUSE (POST 7/24/99)
1	100.0%	20.0	0	0.0%	0.0	1	20.0	HOMICIDE BY WATERCRAFT-DISREGARD SAFETY
1	50.0%	31.0	1	50.0%	12.0	2	21.5	HOMICIDE BY WATERCRAFT-DRUNK
0	0.0%	0.0	2	100.0%	2.0	2	2.0	IDENTITY THEFT (PRE 7/22/01)
48	64.0%	33.8	27	36.0%	3.8	75	23.0	IDENTITY THEFT 1 (POST 7/21/01)
4	80.0%	30.0	1	20.0%	4.5	5	24.9	<attempt > IDENTITY THEFT 1 (POST 7/21/01)
0	0.0%	0.0	1	100.0%	1.0	1	1.0	<consp. > IDENTITY THEFT 1 (POST 7/21/01)
171	51.7%	28.4	160	48.3%	3.1	331	16.2	IDENTITY THEFT 2 (POST 7/21/01)
1	100.0%	12.1	0	0.0%	0.0	1	12.1	ILLEGAL TRANSFER OF MOTOR VEHICLE CERTIF
0	0.0%	0.0	4	100.0%	6.1	4	6.1	INCENDIARY DEVICES (POST 7/24/99)
1	100.0%	22.3	0	0.0%	0.0	1	22.3	<attempt > INCENDIARY DEVICES (POST 7/24/99)
3	33.3%	79.3	6	66.7%	6.2	9	30.6	INCEST 1
0	0.0%	0.0	1	100.0%	9.0	1	9.0	<attempt > INCEST 1
2	66.7%	34.0	1	33.3%	12.0	3	26.7	INCEST 2
3	75.0%	15.4	1	25.0%	6.0	4	13.0	INDECENT EXPOSURE (POST 7/24/99)
3	100.0%	89.3	0	0.0%	0.0	3	89.3	INDECENT LIBERTIES WITH FORCE (7/27/97 - 8/31/01)
1	100.0%	90.0	0	0.0%	0.0	1	90.0	INDECENT LIBERTIES WITH FORCE (7/90 - 7/26/97)
6	85.7%	57.8	1	14.3%	6.0	7	50.4	INDECENT LIBERTIES WITH FORCE (POST 8/31/01) (.712)
2	100.0%	67.5	0	0.0%	0.0	2	67.5	<attempt > INDECENT LIBERTIES WITH FORCE (POST 8/31/01) (.712)
1	100.0%	68.0	0	0.0%	0.0	1	68.0	<consp. > INDECENT LIBERTIES WITH FORCE (POST 8/31/01) (.712)
0	0.0%	0.0	1	100.0%	6.0	1	6.0	INDECENT LIBERTIES WITH FORCE (PRE 7/90)
20	74.1%	44.8	7	25.9%	2.6	27	33.9	INDECENT LIBERTIES-DD VICTIM (POST 7/90)
1	100.0%	21.0	0	0.0%	0.0	1	21.0	INDECENT LIBERTIES-DD VICTIM (PRE 7/90)
0	0.0%	0.0	1	100.0%	1.1	1	1.1	INJURY TO PUBLIC RECORD
0	0.0%	0.0	6	100.0%	2.1	6	2.1	INSURANCE FRAUD-FALSE CLAIMS
0	0.0%	0.0	1	100.0%	12.0	1	12.0	INSURANCE FRAUD-PROP DESTRUCT/SECRET/INJURE
0	0.0%	0.0	2	100.0%	1.5	2	1.5	INTIMIDATING A JUDGE
1	100.0%	75.0	0	0.0%	0.0	1	75.0	INTIMIDATING A JUROR
8	26.7%	30.3	22	73.3%	2.7	30	10.1	INTIMIDATING A PUBLIC SERVANT
15	75.0%	46.6	5	25.0%	0.8	20	35.1	INTIMIDATING A WITNESS

PRISON			NON-PRISON			TOTAL			OFFENSE
(N)	%	Months	(N)	%	Months	(N)	Months		
1	33.3%	27.8	2	66.7%	1.5	3	10.3	INVOLVING MINOR IN DRUG DEAL (POST 7/89) - 1ST OFF	
0	0.0%	0.0	1	100.0%	3.0	1	3.0	INVOLVING MINOR IN DRUG DEAL (POST 7/89) - SUBSEQ	
21	100.0%	111.0	0	0.0%	0.0	21	111.0	KIDNAPPING 1	
1	100.0%	40.0	0	0.0%	0.0	1	40.0	<attempt > KIDNAPPING 1	
2	100.0%	Life	0	0.0%	0.0	2	Life	KIDNAPPING 1	
9	64.3%	26.5	5	35.7%	8.4	14	20.0	KIDNAPPING 2	
2	66.7%	32.5	1	33.3%	6.0	3	23.7	<attempt > KIDNAPPING 2	
6	100.0%	82.2	0	0.0%	0.0	6	82.2	LEADING ORGANIZED CRIME	
0	0.0%	0.0	18	100.0%	4.5	18	4.5	LURING OF CHILD OR DD PERSON	
16	55.2%	18.8	13	44.8%	4.0	29	12.2	M/ D/P W/I OTH,EXC MJ/METH/AMP/FLUN-1ST(POST 6/98)	
0	0.0%	0.0	3	100.0%	3.0	3	3.0	<attempt > M/ D/P W/I OTH,EXC MJ/METH/AMP/FLUN-1ST(POST 6/98)	
0	0.0%	0.0	6	100.0%	1.9	6	1.9	<consp. > M/ D/P W/I OTH,EXC MJ/METH/AMP/FLUN-1ST(POST 6/98)	
0	0.0%	0.0	1	100.0%	5.0	1	5.0	<attempt > M/ D/P W/I OTH,EXC MJ/METH/AMP/FLUN-2ND(POST 6/98)	
3	27.3%	18.3	8	72.7%	2.1	11	6.5	MAINTAIN PLACE DRUGS - 1ST OFF (POST 7/24/99)	
0	0.0%	0.0	4	100.0%	1.9	4	1.9	MAINTAIN PLACE DRUGS - 1ST OFF (PRE 7/25/99)	
2	100.0%	40.5	0	0.0%	0.0	2	40.5	MAINTAINING PLACE FOR DRUGS - SUBSEQ (POST 7/24/99)	
4	44.4%	25.3	5	55.6%	4.6	9	13.8	MALICIOUS HARASSMENT	
24	22.0%	18.6	85	78.0%	2.3	109	5.8	MALICIOUS MISCHIEF 1	
0	0.0%	0.0	2	100.0%	0.1	2	0.1	<attempt > MALICIOUS MISCHIEF 1	
41	9.5%	15.8	391	90.5%	1.9	432	3.2	MALICIOUS MISCHIEF 2	
0	0.0%	0.0	1	100.0%	1.0	1	1.0	MALICIOUS PLACEMENT OF IMITATION DEVICE 2	
0	0.0%	0.0	1	100.0%	0.2	1	0.2	MALICIOUS PROSECUTION	
26	100.0%	131.1	0	0.0%	0.0	26	131.1	MANSLAUGHTER 1 (POST 7/26/97)	
3	100.0%	108.0	0	0.0%	0.0	3	108.0	<attempt > MANSLAUGHTER 1 (POST 7/26/97)	
2	100.0%	88.5	0	0.0%	0.0	2	88.5	MANSLAUGHTER 1 (PRE 7/27/97)	
19	100.0%	49.9	0	0.0%	0.0	19	49.9	MANSLAUGHTER 2 (POST 7/26/97)	
0	0.0%	0.0	9	100.0%	0.7	9	0.7	MEDICAID FRAUD	
548	98.2%	23.9	10	1.8%	3.5	558	23.5	MFG DEL P W/I HER COC (POST 6/30/02) (L7)	
3	30.0%	12.0	7	70.0%	5.8	10	7.7	<attempt > MFG DEL P W/I HER COC (POST 6/30/02) (L7)	
25	11.2%	14.2	199	88.8%	4.5	224	5.6	<consp. > MFG DEL P W/I HER COC (POST 6/30/02) (L7)	
56	87.5%	23.6	8	12.5%	9.3	64	21.8	<solic. > MFG DEL P W/I HER COC (POST 6/30/02) (L7)	
15	100.0%	38.5	0	0.0%	0.0	15	38.5	MFG DEL P W/I HER COC (POST 6/30/02) (L8)	
0	0.0%	0.0	2	100.0%	3.6	2	3.6	<attempt > MFG DEL P W/I HER COC (POST 6/30/02) (L8)	
4	100.0%	41.4	0	0.0%	0.0	4	41.4	<solic. > MFG DEL P W/I HER COC (POST 6/30/02) (L8)	
55	94.8%	29.0	3	5.2%	2.0	58	27.6	MFG DEL P W/I HER COC (PRE 7/1/02)	

PRISON			NON-PRISON			TOTAL			OFFENSE
(N)	%	Months	(N)	%	Months	(N)	Months		
0	0.0%	0.0	1	100.0%	9.0	1	9.0	<attempt > MFG DEL P W/I HER COC (PRE 7/1/02)	
1	2.4%	12.1	40	97.6%	3.1	41	3.3	<consp. > MFG DEL P W/I HER COC (PRE 7/1/02)	
22	95.7%	34.8	1	4.3%	6.0	23	33.5	<solic. > MFG DEL P W/I HER COC (PRE 7/1/02)	
1	100.0%	12.1	0	0.0%	0.0	1	12.1	<consp. > MFG DEL P W/I HER COC - COR F (POST 6/30/02) (L7)	
6	100.0%	61.3	0	0.0%	0.0	6	61.3	MFG DEL P W/I HER COC - SCH Z (POST 6/30/02) (L7)	
4	100.0%	80.5	0	0.0%	0.0	4	80.5	MFG DEL P W/I HER COC - SCH ZONE (PRE 7/1/02)	
26	100.0%	31.8	0	0.0%	0.0	26	31.8	MFG DEL P W/I HER COC - SUBSEQ (POST 6/30/02) (L7)	
1	100.0%	30.8	0	0.0%	0.0	1	30.8	<solic. > MFG DEL P W/I HER COC - SUBSEQ (POST 6/30/02) (L7)	
14	87.5%	63.6	2	12.5%	0.2	16	55.7	MFG DEL P W/I HER COC - SUBSEQ (PRE 7/1/02)	
0	0.0%	0.0	2	100.0%	4.5	2	4.5	<consp. > MFG DEL P W/I HER COC - SUBSEQ (PRE 7/1/02)	
50	9.0%	18.5	505	91.0%	2.2	555	3.6	MFG DEL P W/I MARIJUANA - 1ST OFFENSE	
0	0.0%	0.0	9	100.0%	1.9	9	1.9	<attempt > MFG DEL P W/I MARIJUANA - 1ST OFFENSE	
2	6.3%	12.1	30	93.8%	3.1	32	3.7	<consp. > MFG DEL P W/I MARIJUANA - 1ST OFFENSE	
1	100.0%	15.0	0	0.0%	0.0	1	15.0	MFG DEL P W/I MARIJUANA - CORR FACILITY	
5	83.3%	27.6	1	16.7%	1.0	6	23.2	MFG DEL P W/I MARIJUANA - SCH ZONE	
1	100.0%	27.0	0	0.0%	0.0	1	27.0	<attempt > MFG DEL P W/I MARIJUANA - SCH ZONE	
7	70.0%	26.2	3	30.0%	5.2	10	19.9	MFG DEL P W/I MARIJUANA - SUBSEQ	
3	100.0%	17.0	0	0.0%	0.0	3	17.0	MFG DEL P W/I METH - 1ST OFFENSE (PRE 6/6/96)	
0	0.0%	0.0	1	100.0%	4.0	1	4.0	<consp. > MFG DEL P W/I METH - 1ST OFFENSE (PRE 6/6/96)	
2	100.0%	31.5	0	0.0%	0.0	2	31.5	MFG DEL P W/I SCH I/II NARC - CORR FACILITY	
2	100.0%	31.0	0	0.0%	0.0	2	31.0	MFG DEL P W/I SCH I/II NARC OR FLUNT SUBSEQ	
5	71.4%	15.5	2	28.6%	6.3	7	12.9	MFG DEL P W/I SCH I/II NARC OR FLUNT-1ST OFF	
0	0.0%	0.0	1	100.0%	12.0	1	12.0	<attempt > MFG DEL P W/I SCH I/II NARC OR FLUNT-1ST OFF	
0	0.0%	0.0	1	100.0%	0.2	1	0.2	<consp. > MFG DEL P W/I SCH I/II NARC OR FLUNT-1ST OFF	
0	0.0%	0.0	1	100.0%	9.0	1	9.0	<solic. > MFG DEL P W/I SCH I/II NARC OR FLUNT-1ST OFF	
1	50.0%	17.0	1	50.0%	6.0	2	11.5	MFG DIS P W/I IMITATION CS (POST 7/89)	
168	96.6%	52.5	6	3.4%	3.5	174	50.8	MFG METH - 1ST OFFENSE (POST 6/30/98)	
2	16.7%	19.5	10	83.3%	5.0	12	7.4	<attempt > MFG METH - 1ST OFFENSE (POST 6/30/98)	
27	16.9%	19.9	133	83.1%	4.1	160	6.8	<consp. > MFG METH - 1ST OFFENSE (POST 6/30/98)	

PRISON			NON-PRISON			TOTAL			OFFENSE
(N)	%	Months	(N)	%	Months	(N)	Months		
7	87.5%	35.4	1	12.5%	12.0	8	32.5	<solic. > MFG METH - 1ST OFFENSE (POST 6/30/98)	
15	100.0%	69.9	0	0.0%	0.0	15	69.9	MFG METH - 2ND OFFENSE (POST 6/30/98)	
0	0.0%	0.0	1	100.0%	0.1	1	0.1	<consp. > MFG METH - 2ND OFFENSE (POST 6/30/98)	
19	100.0%	73.8	0	0.0%	0.0	19	73.8	MFG METH - SCH ZONE OFF (POST 6/30/98)	
1	100.0%	84.0	0	0.0%	0.0	1	84.0	MFG, DEL P W/I AMPHET - SCH ZONE OFF (POST 6/10/98)	
0	0.0%	0.0	1	100.0%	0.0	1	0.0	MISCONDUCT BY PUBLIC OFFICER	
0	0.0%	0.0	3	100.0%	4.0	3	4.0	MONEY LAUNDERING	
3	100.0%	395.7	0	0.0%	0.0	3	395.7	MURDER 1 (7/1/90-7/24/99)	
32	100.0%	428.9	0	0.0%	0.0	32	428.9	MURDER 1 (POST 7/24/99)	
11	100.0%	399.3	0	0.0%	0.0	11	399.3	<attempt > MURDER 1 (POST 7/24/99)	
2	100.0%	631.0	0	0.0%	0.0	2	631.0	<solic. > MURDER 1 (POST 7/24/99)	
2	100.0%	359.5	0	0.0%	0.0	2	359.5	MURDER 1 (PRE 7/1/90)	
2	100.0%	191.0	0	0.0%	0.0	2	191.0	MURDER 2 (7/1/90-7/24/99)	
1	100.0%	240.0	0	0.0%	0.0	1	240.0	MURDER 2 (PRE 7/1/90)	
33	100.0%	230.8	0	0.0%	0.0	33	230.8	MURDER 2 - POST 7/24/99	
5	100.0%	225.4	0	0.0%	0.0	5	225.4	<attempt > MURDER 2 - POST 7/24/99	
1	100.0%	120.0	0	0.0%	0.0	1	120.0	<consp. > MURDER 2 - POST 7/24/99	
3	100.0%	Life	0	0.0%	0.0	3	Life	MURDER 2 - POST 7/24/99	
0	0.0%	0.0	1	100.0%	1.1	1	1.1	NO CONTACT ORDER-DOM VIOL PRETRIAL (PRE 7/1/00)	
1	16.7%	18.0	5	83.3%	4.2	6	6.5	OBTAIN SIGNATURE BY DECEPTION	
0	0.0%	0.0	10	100.0%	5.1	10	5.1		
1	50.0%	22.0	1	50.0%	0.3	2	11.2		
0	0.0%	0.0	1	100.0%	12.0	1	12.0	OFFERING FALSE INSTRUMENT FOR FILING OR REC	
3	100.0%	57.3	0	0.0%	0.0	3	57.3	OVER 18- DELIVER OTHER CS TO MINOR	
0	0.0%	0.0	1	100.0%	9.0	1	9.0	<attempt > OVER 18- DELIVER OTHER CS TO MINOR	
1	100.0%	72.0	0	0.0%	0.0	1	72.0	OVER 18- DELIVER OTHER CS TO MINOR - SCH ZONE	
0	0.0%	0.0	1	100.0%	9.0	1	9.0	<consp. > OVER 18- DELIVER OTHER CS TO MINOR - SCH ZONE	
1	100.0%	67.0	0	0.0%	0.0	1	67.0	OVER 18- DELIVER SCH I/II NARC/FLUNT/METH TO MINOR	
2	66.7%	20.5	1	33.3%	0.1	3	13.7	PERJURY 2	
2	100.0%	48.0	0	0.0%	0.0	2	48.0	PERSISTENT PRISON MISBEHAVIOR	
2	20.0%	9.0	8	80.0%	4.6	10	5.5	POSS OF A CS-BY PRISONERS	
1	100.0%	27.0	0	0.0%	0.0	1	27.0	<attempt > POSS OF A CS-OTHER, EXCEPT PCP, IN CORR FACILITY	
720	18.0%	15.6	3286	82.0%	2.2	4006	4.6	POSS OF A CS-OTHER, EXCEPT PCP/FLUNIT	
0	0.0%	0.0	99	100.0%	4.2	99	4.2	<attempt > POSS OF A CS-OTHER, EXCEPT PCP/FLUNIT	
0	0.0%	0.0	51	100.0%	2.7	51	2.7	<consp. > POSS OF A CS-OTHER, EXCEPT PCP/FLUNIT	
0	0.0%	0.0	1	100.0%	0.5	1	0.5	POSS OF A CS-SCHEDULE I/II IN CORR FACILITY	

(N)	PRISON		NON-PRISON			TOTAL		OFFENSE
	%	Months	(N)	%	Months	(N)	Months	
600	31.1%	18.5	1327	68.9%	2.7	1927	7.6	POSS OF A CS-SCHEDULE I/II OR FLUNIT
3	4.5%	36.0	63	95.5%	4.6	66	6.0	<attempt > POSS OF A CS-SCHEDULE I/II OR FLUNIT
8	18.6%	17.3	35	81.4%	2.8	43	5.5	<consp. > POSS OF A CS-SCHEDULE I/II OR FLUNIT
40	63.5%	22.5	23	36.5%	3.7	63	15.7	POSS OF A STOLEN FIREARM
2	11.8%	12.1	15	88.2%	4.8	17	5.7	POSS OF D/W BY PRISONER
2	7.4%	30.0	25	92.6%	4.8	27	6.6	POSS OF DEPICTIONS OF MINORS
101	90.2%	35.6	11	9.8%	2.1	112	32.3	POSS OF EPHD/PSED/ANH AMM W/I MFG METH(POST6/00)-1ST
0	0.0%	0.0	3	100.0%	4.4	3	4.4	<attempt > POSS OF EPHD/PSED/ANH AMM W/I MFG METH(POST6/00)-1ST
6	27.3%	21.9	16	72.7%	4.2	22	9.0	<consp. > POSS OF EPHD/PSED/ANH AMM W/I MFG METH(POST6/00)-1ST
2	66.7%	25.5	1	33.3%	6.0	3	19.0	<solic. > POSS OF EPHD/PSED/ANH AMM W/I MFG METH(POST6/00)-1ST
3	100.0%	57.7	0	0.0%	0.0	3	57.7	POSS OF EPHD/PSED/ANH AMM W/I MFG METH(POST 6/00)-SUBS
3	60.0%	26.9	2	40.0%	0.0	5	16.1	POSS OF EPHD/PSUDO W/I TO MFG METH (PRE 6/00)-1ST OFF
1	100.0%	144.0	0	0.0%	0.0	1	144.0	POSS OF EPHD/PSEUDO W/I TO MFG METH (PRE 6/00)- SUBSEQ
2	12.5%	53.5	14	87.5%	2.4	16	8.8	POSS OF MACH GUN OR SHORT BARREL SHOTGUN (POST 7/24/99)
1	25.0%	13.0	3	75.0%	1.9	4	4.6	POSS OF PHENCYCLIDINE (PCP)
252	43.9%	24.5	322	56.1%	3.2	574	12.5	POSS OF STOLEN PROPERTY 1
5	71.4%	29.7	2	28.6%	5.2	7	22.7	<attempt > POSS OF STOLEN PROPERTY 1
271	25.5%	18.1	791	74.5%	2.4	1062	6.4	POSS OF STOLEN PROPERTY 2
0	0.0%	0.0	1	100.0%	0.0	1	0.0	PROFESSIONAL GAMBLING 2 (POST 7/26/97)
2	28.6%	19.9	5	71.4%	4.2	7	8.7	PROMOTING PROSTITUTION 2
0	0.0%	0.0	1	100.0%	0.5	1	0.5	PROMOTING SUICIDE ATTEMPT
1	14.3%	12.1	6	85.7%	4.9	7	5.9	PROTECTION ORDER - DV CIVIL (PRE 7/1/00)
3	100.0%	389.3	0	0.0%	0.0	3	389.3	RAPE 1 (7/27/97 - 8/31/01)
2	100.0%	407.5	0	0.0%	0.0	2	407.5	RAPE 1 (7/90 - 7/26/97)
10	100.0%	202.2	0	0.0%	0.0	10	202.2	RAPE 1 (POST 8/31/01) (.712)
3	100.0%	147.6	0	0.0%	0.0	3	147.6	<attempt > RAPE 1 (POST 8/31/01) (.712)
1	100.0%	41.0	0	0.0%	0.0	1	41.0	RAPE 1 (PRE 7/90)
6	100.0%	181.3	0	0.0%	0.0	6	181.3	RAPE 2 (7/27/97 - 8/31/01)
1	100.0%	71.3	0	0.0%	0.0	1	71.3	<solic. > RAPE 2 (7/27/97 - 8/31/01)
1	100.0%	Life	0	0.0%	0.0	1	Life	<attempt > RAPE 2 (7/27/97 - 8/31/01)
17	94.4%	149.5	1	5.6%	6.0	18	141.5	RAPE 2 (POST 8/31/01) (.712)
4	100.0%	75.4	0	0.0%	0.0	4	75.4	<attempt > RAPE 2 (POST 8/31/01) (.712)
1	100.0%	120.0	0	0.0%	0.0	1	120.0	<consp. > RAPE 2 (POST 8/31/01) (.712)
1	100.0%	Life	0	0.0%	0.0	1	Life	RAPE 2 (POST 8/31/01) (.712)
1	100.0%	48.0	0	0.0%	0.0	1	48.0	RAPE 2 (PRE 7/90)
22	37.3%	23.5	37	62.7%	8.0	59	13.8	RAPE 3
34	64.2%	187.4	19	35.8%	5.0	53	122.0	RAPE OF A CHILD 1 (7/27/97 - 8/31/01)
1	100.0%	120.0	0	0.0%	0.0	1	120.0	<attempt > RAPE OF A CHILD 1 (7/27/97 - 8/31/01)

PRISON			NON-PRISON			TOTAL			OFFENSE
(N)	%	Months	(N)	%	Months	(N)	Months		
1	100.0%	Life	0	0.0%	0.0	1	Life	RAPE OF A CHILD 1 (7/27/97 - 8/31/01)	
17	70.8%	163.9	7	29.2%	5.1	24	117.6	RAPE OF A CHILD 1 (7/90 - 7/26/97)	
0	0.0%	0.0	1	100.0%	6.0	1	6.0	RAPE OF A CHILD 1 (PRE 7/90)	
8	72.7%	249.3	3	27.3%	4.9	11	182.6	RAPE OF A CHILD 1 <18 (POST 8/31/01)	
37	71.2%	170.4	15	28.8%	6.0	52	122.9	RAPE OF A CHILD 1 >17 (POST 8/31/01) (.712)	
1	100.0%	144.0	0	0.0%	0.0	1	144.0	<attempt > RAPE OF A CHILD 1 >17 (POST 8/31/01) (.712)	
2	100.0%	Life	0	0.0%	0.0	2	Life	RAPE OF A CHILD 1 >17 (POST 8/31/01) (.712)	
7	50.0%	191.1	7	50.0%	4.0	14	97.6	RAPE OF A CHILD 2 (7/27/97 - 8/31/01)	
1	100.0%	102.0	0	0.0%	0.0	1	102.0	<attempt > RAPE OF A CHILD 2 (7/27/97 - 8/31/01)	
1	100.0%	Life	0	0.0%	0.0	1	Life	RAPE OF A CHILD 2 (7/27/97 - 8/31/01)	
2	100.0%	130.0	0	0.0%	0.0	2	130.0	RAPE OF A CHILD 2 (7/90 - 7/26/97)	
6	54.5%	146.7	5	45.5%	4.3	11	82.0	RAPE OF A CHILD 2 <18 (POST 8/31/01)	
1	100.0%	58.5	0	0.0%	0.0	1	58.5	<attempt > RAPE OF A CHILD 2 <18 (POST 8/31/01)	
20	48.8%	110.4	21	51.2%	5.2	41	56.5	RAPE OF A CHILD 2 >17 (POST 8/31/01) (.712)	
3	75.0%	72.0	1	25.0%	6.0	4	55.5	<attempt > RAPE OF A CHILD 2 >17 (POST 8/31/01) (.712)	
75	68.8%	30.5	34	31.2%	5.2	109	22.6	RAPE OF A CHILD 3 (POST 7/90)	
2	8.3%	15.0	22	91.7%	1.9	24	3.0	RECKLESS BURNING 1	
10	55.6%	33.4	8	44.4%	5.8	18	21.1	RENDERING CRIMINAL ASSISTANCE 1	
330	49.8%	33.1	333	50.2%	4.3	663	18.6	RESIDENTIAL BURGLARY (POST 7/90)	
15	27.8%	35.8	39	72.2%	3.9	54	12.8	<attempt > RESIDENTIAL BURGLARY (POST 7/90)	
1	100.0%	18.0	0	0.0%	0.0	1	18.0	<consp. > RESIDENTIAL BURGLARY (POST 7/90)	
0	0.0%	0.0	36	100.0%	4.5	36	4.5	RIOT	
259	100.0%	76.4	0	0.0%	0.0	259	76.4	ROBBERY 1	
30	93.8%	57.9	2	6.3%	9.5	32	54.9	<attempt > ROBBERY 1	
1	100.0%	27.0	0	0.0%	0.0	1	27.0	<consp. > ROBBERY 1	
3	100.0%	Life	0	0.0%	0.0	3	Life	ROBBERY 1	
159	60.9%	29.0	102	39.1%	6.2	261	20.1	ROBBERY 2	
17	38.6%	22.5	27	61.4%	5.3	44	11.9	<attempt > ROBBERY 2	
1	20.0%	12.8	4	80.0%	5.4	5	6.9	<consp. > ROBBERY 2	
0	0.0%	0.0	1	100.0%	6.8	1	6.8	<solic. > ROBBERY 2	
1	100.0%	Life	0	0.0%	0.0	1	Life	ROBBERY 2	
0	0.0%	0.0	2	100.0%	0.3	2	0.3	SALE OR RECEIPT OF PRECURSOR DRUG	
0	0.0%	0.0	1	100.0%	12.0	1	12.0	SECURITY ACT VIOLATION (POST 7/89)	
0	0.0%	0.0	2	100.0%	4.0	2	4.0	SELL OR DELIVER LEGEND DRUGS	
0	0.0%	0.0	1	100.0%	0.9	1	0.9	SELLING FOR PROFIT - NOT H. (PRE 7/28/91)	
1	100.0%	41.0	0	0.0%	0.0	1	41.0	SEND BRING DEPICTIONS OF MINOR (7/86 - 6/30/01)	
2	66.7%	84.0	1	33.3%	6.0	3	58.0	SEXUAL EXPLOITATION (POST 6/30/01)	
3	60.0%	24.0	2	40.0%	12.0	5	19.2	SEXUAL MISCONDUCT 1 (POST 7/90)	
8	38.1%	22.0	13	61.9%	4.1	21	10.9	STALKING (post 6/30/00)	
0	0.0%	0.0	1	100.0%	6.0	1	6.0	STATUTORY RAPE 1 (PRE 7/88)	

(N)	PRISON		NON-PRISON			TOTAL		OFFENSE
	%	Months	(N)	%	Months	(N)	Months	
11	40.7%	26.8	16	59.3%	3.5	27	13.0	TAMPERING WITH A WITNESS
5	17.9%	19.6	23	82.1%	3.8	28	6.6	TELEPHONE HARASSMENT (POST 7/24/99)
247	29.8%	29.2	581	70.2%	2.8	828	10.7	THEFT 1
19	23.5%	22.4	62	76.5%	3.1	81	7.6	<attempt > THEFT 1
0	0.0%	0.0	1	100.0%	0.0	1	0.0	<consp. > THEFT 1
4	14.8%	12.0	23	85.2%	1.7	27	3.2	THEFT 1 - WELFARE FRAUD
283	18.7%	17.6	1229	81.3%	2.0	1512	5.0	THEFT 2
0	0.0%	0.0	1	100.0%	9.0	1	9.0	<consp. > THEFT 2
1	8.3%	29.0	11	91.7%	0.7	12	3.0	THEFT 2 - WELFARE FRAUD
40	78.4%	26.5	11	21.6%	2.8	51	21.4	THEFT OF A FIREARM (POST 7/22/95)
4	100.0%	27.3	0	0.0%	0.0	4	27.3	THEFT OF ANHYDROUS AMMONIA
0	0.0%	0.0	1	100.0%	2.0	1	2.0	<consp. > THEFT OF ANHYDROUS AMMONIA
0	0.0%	0.0	1	100.0%	6.0	1	6.0	THEFT OF LIVESTOCK 1
1	50.0%	25.0	1	50.0%	10.1	2	17.5	THEFT OF LIVESTOCK 2
2	15.4%	18.5	11	84.6%	1.8	13	4.4	THEFT OF RENTAL OR LEASED PROPERTY (\$250-\$1500)
1	10.0%	38.0	9	90.0%	0.9	10	4.6	THEFT OF RENTAL OR LEASED PROPERTY (<\$1,500)
0	0.0%	0.0	1	100.0%	0.7	1	0.7	<attempt > THEFT OF RENTAL OR LEASED PROPERTY (<\$1,500)
6	66.7%	16.8	3	33.3%	2.1	9	11.9	THREATS TO BOMB (POST 7/89)
0	0.0%	0.0	2	100.0%	6.6	2	6.6	<attempt > THREATS TO BOMB (POST 7/89)
9	14.8%	20.4	52	85.2%	2.0	61	4.7	TMVWOP (PRE 6/13/02)
8	88.9%	24.4	1	11.1%	6.0	9	22.3	TMVWOP 1 (POST 6/12/02)
123	22.4%	16.8	425	77.6%	2.4	548	5.6	TMVWOP 2 (POST 6/12/02)
61	60.4%	29.3	40	39.6%	4.5	101	19.4	TRAFFICKING IN STOLEN PROPERTY 1
2	40.0%	33.0	3	60.0%	7.2	5	17.5	<attempt > TRAFFICKING IN STOLEN PROPERTY 1
1	100.0%	32.3	0	0.0%	0.0	1	32.3	<consp. > TRAFFICKING IN STOLEN PROPERTY 1
23	31.9%	26.0	49	68.1%	4.2	72	11.1	TRAFFICKING IN STOLEN PROPERTY 2
18	19.1%	23.7	76	80.9%	3.8	94	7.6	UNLAWFUL IMPRISONMENT
15	14.9%	22.9	86	85.1%	1.6	101	4.7	UNLAWFUL ISSUANCE OF CHECKS OR DRAFTS
169	98.8%	46.1	2	1.2%	1.9	171	45.6	UNLAWFUL POSSESSION OF FIREARM 1
4	80.0%	34.9	1	20.0%	6.0	5	29.1	<attempt > UNLAWFUL POSSESSION OF FIREARM 1
154	30.2%	24.4	356	69.8%	4.5	510	10.5	UNLAWFUL POSSESSION OF FIREARM 2
0	0.0%	0.0	1	100.0%	2.0	1	2.0	UNLAWFUL SALE TELECOM. DEVICE
11	84.6%	26.0	2	15.4%	0.6	13	22.1	UNLAWFUL STORAGE OF ANHYDROUS AMMONIA
0	0.0%	0.0	2	100.0%	2.5	2	2.5	UNLAWFULLY OBTAIN FINANCIAL INFO (POST 7/21/01)
0	0.0%	0.0	4	100.0%	2.9	4	2.9	UNRANKED NONVIOLENT OFFENSE
11	25.0%	23.9	33	75.0%	3.0	44	8.2	USE BUILDING FOR DRUGS-69.53 (POST 7/24/99)
0	0.0%	0.0	1	100.0%	3.0	1	3.0	USE BUILDING FOR DRUGS-69.53 (PRE7/25/99)
1	12.5%	13.0	7	87.5%	4.9	8	5.9	VEH ASSAULT (6/6/96 - 7/21/01)

PRISON			NON-PRISON			TOTAL			OFFENSE
(N)	%	Months	(N)	%	Months	(N)	Months		
7	16.7%	23.9	35	83.3%	3.3	42	6.7	VEH ASSAULT DISREGARD SAFETY (POST 7/21/01)	
41	32.3%	22.6	86	67.7%	5.8	127	11.2	VEH ASSAULT UNDER INFL/RECKLESS (POST 7/21/01)	
0	0.0%	0.0	1	100.0%	0.1	1	0.1	VEH HOMICIDE (PRE 7/23/89)	
11	100.0%	28.1	0	0.0%	0.0	11	28.1	VEH HOMICIDE-DISREGARD SAFETY OF OTHERS (POST 6/5/96)	
0	0.0%	0.0	1	100.0%	1.0	1	1.0	VEH HOMICIDE-DISREGARD SAFETY OF OTHERS (PRE 6/6/96)	
17	100.0%	63.3	0	0.0%	0.0	17	63.3	VEH HOMICIDE-DRUNK (POST 6/5/96)	
1	100.0%	25.0	0	0.0%	0.0	1	25.0	VEH HOMICIDE-RECKLESS MANNER (6/30/94 - 6/5/96)	
9	100.0%	37.8	0	0.0%	0.0	9	37.8	VEH HOMICIDE-RECKLESS MANNER (POST 6/5/96)	
1	20.0%	12.8	4	80.0%	1.8	5	4.0	VEHICLE PROWL 1	
1	3.8%	60.0	25	96.2%	3.3	26	5.5	VOYEURISM	
3	12.5%	20.7	21	87.5%	2.7	24	4.9	<consp. > VUCSA - GENERIC	
0	0.0%	0.0	5	100.0%	1.7	5	1.7	WILLFUL FAIL RTN FROM WORK REL (POST 7/86)	
9640	34.5%	36.1	18290	65.5%	2.9	27930	14.4		

NOTE: Calculations of average sentence length exclude life/death sentences.

**Table 3. Fiscal Year 2004
Sentencing Grid Frequencies**

SERIOUSNESS LEVEL	OFFENDER SCORE										TOTAL
	0	1	2	3	4	5	6	7	8	9	
XVI	5	0	0	0	0	0	0	0	0	0	5
XV	24	3	5	2	4	2	3	0	3	2	48
XIV	21	3	10	2	0	2	2	2	1	4	47
XIII	2	0	1	0	0	0	0	0	0	1	4
XII	64	8	12	57	11	6	14	10	5	21	208
XI	58	4	9	41	7	11	9	2	2	17	160
X	119	30	20	63	32	16	39	10	1	27	357
IX	107	27	50	37	26	20	28	19	11	28	353
VIII	140	78	67	52	37	32	25	15	7	41	494
VII	181	103	95	108	65	55	52	35	19	68	781
VI	69	35	19	45	9	12	12	5	1	16	223
V	348	158	138	107	70	40	29	11	11	23	935
IV	808	421	281	214	175	122	100	61	52	180	2414
III	1653	941	779	403	337	223	161	137	72	245	4951
II	837	425	370	328	208	212	140	130	96	295	3041
I	2158	1372	883	764	535	478	357	261	197	627	7632
Unranked	1398	11	15	4	3	6	0	0	0	10	1447
TOTAL	7992	3619	2754	2227	1519	1237	971	698	478	1605	23100

NOTE: The shaded area in the table indicates offenses with a presumptive sentence of one year or less (non-prison). Excludes sentences imposed under the Drug Grid.

**Table 3a. Fiscal Year 2004
Drug Grid Sentencing Frequencies**

SERIOUSNESS LEVEL	OFFENDER SCORE			TOTAL
	0 - 2	3 - 5	6 - 9	
III	39	12	15	230
II	122	125	80	815
I	626	529	334	3785
TOTAL	787	666	429	4830

NOTE: The drug grid (RCW 9.94A.517) applies to offenses committed on or after July 1, 2003. Approximately 57% of drug offenses were sentenced under the drug grid in FY04. The remainder were sentenced according to the standard grid.

**Table 4. Fiscal Year 2004
Number of Sentences for Violent and Nonviolent Offenses
by Facility Type and County**

COUNTY	VIOLENT			NONVIOLENT			TOTAL			TOTAL
	Other	Jail	Prison	Other	Jail	Prison	Other	Jail	Prison	
Adams	0	1	5	1	79	15	1	80	20	101
Asotin	0	7	6	37	68	51	37	75	57	169
Benton	1	23	31	11	583	259	12	606	290	908
Chelan	0	7	11	7	310	114	7	317	125	449
Clallam	0	8	12	13	200	59	13	208	71	292
Clark	0	32	108	4	1319	559	4	1351	667	2022
Columbia	0	0	2	1	5	5	1	5	7	13
Cowlitz	0	21	50	8	706	298	8	727	348	1083
Douglas	0	3	9	2	110	59	2	113	68	183
Ferry	0	3	2	2	23	1	2	26	3	31
Franklin	0	9	22	3	169	72	3	178	94	275
Garfield	0	1	1	0	12	4	0	13	5	18
Grant	0	16	25	56	388	153	56	404	178	638
Grays Harbor	0	11	27	45	324	103	45	335	130	510
Island	0	1	11	5	109	47	5	110	58	173
Jefferson	0	3	2	7	33	11	7	36	13	56
King	0	186	410	171	2512	1690	171	2698	2100	4969
Kitsap	0	39	77	17	769	332	17	808	409	1234
Kittitas	0	0	4	5	125	29	5	125	33	163
Klickitat	0	6	10	4	84	19	4	90	29	123
Lewis	0	11	44	13	466	219	13	477	263	753
Lincoln	0	3	3	0	10	7	0	13	10	23
Mason	0	5	13	1	163	84	1	168	97	266
Okanogan	0	8	16	6	130	48	6	138	64	208
Pacific	0	0	2	2	44	27	2	44	29	75
Pend Oreille	0	1	1	0	19	4	0	20	5	25
Pierce	1	104	283	60	2600	1319	61	2704	1602	4367
San Juan	0	1	2	0	14	3	0	15	5	20
Skagit	0	23	19	1	261	120	1	284	139	424
Skamania	0	1	2	0	31	8	0	32	10	42
Snohomish	2	55	124	87	1129	535	89	1184	659	1932
Spokane	1	55	156	63	1300	598	64	1355	754	2173
Stevens	2	8	12	4	91	35	6	99	47	152
Thurston	0	29	71	33	864	401	33	893	472	1398
Wahkiakum	0	0	0	0	10	3	0	10	3	13
Walla Walla	0	7	7	4	176	70	4	183	77	264
Whatcom	0	13	64	22	596	212	22	609	276	907
Whitman	0	1	1	4	42	11	4	43	12	59
Yakima	0	23	66	12	973	345	12	996	411	1419
TOTAL	7	725	1711	711	16847	7929	718	17572	9640	27930

**Table 5. Fiscal Year 2004
Percentage of Sentences for Violent and Nonviolent
Offenses by Facility Type and County**

COUNTY	VIOLENT		NONVIOLENT		TOTAL	
	Jail	Prison	Jail	Prison	Jail	Prison
Adams	16.7%	83.3%	84.0%	16.0%	80.0%	20.0%
Asotin	53.8%	46.2%	57.1%	42.9%	56.8%	43.2%
Benton	42.6%	57.4%	69.2%	30.8%	67.6%	32.4%
Chelan	38.9%	61.1%	73.1%	26.9%	71.7%	28.3%
Clallam	40.0%	60.0%	77.2%	22.8%	74.6%	25.4%
Clark	22.9%	77.1%	70.2%	29.8%	66.9%	33.1%
Columbia	0.0%	100.0%	50.0%	50.0%	41.7%	58.3%
Cowlitz	29.6%	70.4%	70.3%	29.7%	67.6%	32.4%
Douglas	25.0%	75.0%	65.1%	34.9%	62.4%	37.6%
Ferry	60.0%	40.0%	95.8%	4.2%	89.7%	10.3%
Franklin	29.0%	71.0%	70.1%	29.9%	65.4%	34.6%
Garfield	50.0%	50.0%	75.0%	25.0%	72.2%	27.8%
Grant	39.0%	61.0%	71.7%	28.3%	69.4%	30.6%
Grays Harbor	28.9%	71.1%	75.9%	24.1%	72.0%	28.0%
Island	8.3%	91.7%	69.9%	30.1%	65.5%	34.5%
Jefferson	60.0%	40.0%	75.0%	25.0%	73.5%	26.5%
King	31.2%	68.8%	59.8%	40.2%	56.2%	43.8%
Kitsap	33.6%	66.4%	69.8%	30.2%	66.4%	33.6%
Kittitas	0.0%	100.0%	81.2%	18.8%	79.1%	20.9%
Klickitat	37.5%	62.5%	81.6%	18.4%	75.6%	24.4%
Lewis	20.0%	80.0%	68.0%	32.0%	64.5%	35.5%
Lincoln	50.0%	50.0%	58.8%	41.2%	56.5%	43.5%
Mason	27.8%	72.2%	66.0%	34.0%	63.4%	36.6%
Okanogan	33.3%	66.7%	73.0%	27.0%	68.3%	31.7%
Pacific	0.0%	100.0%	62.0%	38.0%	60.3%	39.7%
Pend Oreille	50.0%	50.0%	82.6%	17.4%	80.0%	20.0%
Pierce	26.9%	73.1%	66.3%	33.7%	62.8%	37.2%
San Juan	33.3%	66.7%	82.4%	17.6%	75.0%	25.0%
Skagit	54.8%	45.2%	68.5%	31.5%	67.1%	32.9%
Skamania	33.3%	66.7%	79.5%	20.5%	76.2%	23.8%
Snohomish	30.7%	69.3%	67.8%	32.2%	64.2%	35.8%
Spokane	26.1%	73.9%	68.5%	31.5%	64.2%	35.8%
Stevens	40.0%	60.0%	72.2%	27.8%	67.8%	32.2%
Thurston	29.0%	71.0%	68.3%	31.7%	65.4%	34.6%
Wahkiakum	n.a.	n.a.	76.9%	23.1%	76.9%	23.1%
Walla Walla	50.0%	50.0%	71.5%	28.5%	70.4%	29.6%
Whatcom	16.9%	83.1%	73.8%	26.2%	68.8%	31.2%
Whitman	50.0%	50.0%	79.2%	20.8%	78.2%	21.8%
Yakima	25.8%	74.2%	73.8%	26.2%	70.8%	29.2%
TOTAL	29.8%	70.2%	68.0%	32.0%	64.6%	35.4%

NOTE: Excludes offenders not sentenced to either jail or prison.

**Table 6. Fiscal Year 2004
VUCSA* Dealing and Non-dealing Sentences by County**

COUNTY	DEALING	NON-DEALING	TOTAL
Adams	5	25	30
Asotin	11	41	52
Benton	52	238	290
Chelan	55	119	174
Clallam	22	91	113
Clark	117	573	690
Columbia	6	1	7
Cowlitz	45	323	368
Douglas	21	29	50
Ferry	1	3	4
Franklin	19	64	83
Garfield	4	3	7
Grant	75	137	212
Grays Harbor	50	159	209
Island	14	30	44
Jefferson	2	13	15
King	280	876	1156
Kitsap	114	245	359
Kittitas	16	55	71
Klickitat	19	24	43
Lewis	41	158	199
Lincoln	3	4	7
Mason	37	73	110
Okanogan	25	33	58
Pacific	3	21	24
Pend Oreille	3	3	6
Pierce	350	1137	1487
San Juan	1	2	3
Skagit	26	57	83
Skamania	2	6	8
Snohomish	82	444	526
Spokane	230	497	727
Stevens	22	21	43
Thurston	127	372	499
Wahkiakum	1	8	9
Walla Walla	45	45	90
Whatcom	85	161	246
Whitman	3	12	15
Yakima	63	270	333
TOTAL	2077	6373	8450

* Violation of the Uniform Controlled Substance Act.

Table 7. Fiscal Year 2004 Sentences with Deadly Weapon Findings

The table below lists deadly weapon enhancements, by offense and type of weapon, for those sentences receiving a deadly weapon enhancement. Deadly weapon enhancements for offenses committed prior to July 24, 1995 do not distinguish firearms from other deadly weapons. Initiative I-159 ("Hard Time for Armed Crime") provides deadly weapon enhancements for any felony offense committed after July 23, 1995. I-159 enhancements are greater for firearms than for other deadly weapons (see RCW 9.94A.310).

FIREARMS	NON-FIREARMS	TOTAL	OFFENSE
2	0	2	AGGRAVATED MURDER 1 (POST 7/24/99)
0	1	1	ANIMAL CRUELTY 1
23	14	37	ASSAULT 1 (POST 7/1/90)
1	1	2	<attempt > ASSAULT 1 (POST 7/1/90)
53	57	110	ASSAULT 2 (POST 7/1/88)
2	5	7	<attempt > ASSAULT 2 (POST 7/1/88)
3	11	14	ASSAULT 3 (POST 7/1/88)
0	1	1	ASSAULT OF A CHILD 3
6	7	13	BURGLARY 1
1	0	1	<attempt > BURGLARY 1
0	1	1	BURGLARY 2 (NONDWELLING - POST 7/90)
7	3	10	DEL OR P W/I METH - 1ST OFF (POST 6/30/98)
1	0	1	DEL OR P W/I METH - SCH ZONE OFF (POST 6/30/98)
1	1	2	DOMESTIC VIOLENCE CT ORDER VIOL (POST 6/30/00)
1	0	1	DRIVE- BY SHOOTING (POST 6/30/97)
1	3	4	HARASSMENT
1	0	1	INTIMIDATING A PUBLIC SERVANT
0	1	1	INTIMIDATING A WITNESS
3	1	4	KIDNAPPING 1
1	0	1	KIDNAPPING 2
1	0	1	M/ D/P W/I OTH,EXC MJ/METH/AMP/FLUN-1ST(POST 6/98)
0	1	1	MALICIOUS MISCHIEF 1
0	1	1	MALICIOUS MISCHIEF 2
5	3	8	MANSLAUGHTER 1 (POST 7/26/97)
0	2	2	MANSLAUGHTER 2 (POST 7/26/97)
1	0	1	MFG DEL P W/I HER COC (POST 6/30/02) (L7)
1	0	1	MFG DEL P W/I HER COC - SUBSEQ (POST 6/30/02) (L7)
5	1	6	MFG DEL P W/I MARIJUANA - 1ST OFFENSE
0	1	1	<attempt > MFG DEL P W/I MARIJUANA - 1ST OFFENSE
0	1	1	<consp. > MFG DEL P W/I MARIJUANA - 1ST OFFENSE
1	0	1	MFG DEL P W/I MARIJUANA - SUBSEQ
5	0	5	MFG METH - 1ST OFFENSE (POST 6/30/98)
0	1	1	<attempt > MFG METH - 1ST OFFENSE (POST 6/30/98)
0	1	1	MURDER 1 (7/1/90-7/24/99)
13	6	19	MURDER 1 (POST 7/24/99)
5	3	8	<attempt > MURDER 1 (POST 7/24/99)
1	1	2	MURDER 2 (7/1/90-7/24/99)
10	7	17	MURDER 2 - POST 7/24/99
1	1	2	<attempt > MURDER 2 - POST 7/24/99
15	4	19	POSS OF A CS-OTHER, EXCEPT PCP/FLUNIT
0	1	1	<attempt > POSS OF A CS-OTHER, EXCEPT PCP/FLUNIT
3	3	6	POSS OF A CS-SCHEDULE I/II OR FLUNIT
0	0	0	<attempt > POSS OF A CS-SCHEDULE I/II OR FLUNIT

FIREARMS	NON-FIREARMS	TOTAL	OFFENSE
0	1	1	<consp. > POSS OF A CS-SCHEDULE I/II OR FLUNIT
1	0	1	POSS OF EPHD/PSED/ANH AMM W/I MFG METH(POST6/00)-1ST
0	0	0	<attempt > POSS OF EPHD/PSED/ANH AMM W/I MFG METH(POST6/00)-1ST
1	0	1	POSS OF STOLEN PROPERTY 1
2	1	3	RAPE 1 (7/27/97 - 8/31/01)
0	2	2	RAPE 1 (POST 8/31/01) (.712)
0	1	1	<attempt > RAPE 1 (POST 8/31/01) (.712)
2	2	4	RESIDENTIAL BURGLARY (POST 7/90)
0	1	1	<attempt > RESIDENTIAL BURGLARY (POST 7/90)
31	19	50	ROBBERY 1
8	1	9	<attempt > ROBBERY 1
5	10	15	ROBBERY 2
2	2	4	<attempt > ROBBERY 2
0	1	1	THEFT 1
1	0	1	TMVWOP 2 (POST 6/12/02)
1	0	1	<attempt > UNLAWFUL POSSESSION OF FIREARM 1
1	1	2	USE BUILDING FOR DRUGS-69.53 (POST 7/24/99)
0	1	1	VEH HOMICIDE-DRUNK (POST 6/5/96)
229	188	417	TOTAL

**Table 8. Fiscal Year 2004
Sentences with Sexual Motivation Findings**

SEXUAL MOTIVATION FINDINGS	NUMBER OF SENTENCES ELIGIBLE*	OFFENSES
22	830	ASSAULT 2 (POST 7/1/88)
42	1556	ASSAULT 3 (POST 7/1/88)
7	65	ASSAULT OF A CHILD 3
7	139	BURGLARY 1
1	1033	BURGLARY 2 (NONDWELLING - POST 7/90)
1	4	INDECENT EXPOSURE (POST 7/24/99)
1	856	MFG DEL P W/ HER COC (POST 6/30/02) (L7)
8	27	POSS OF DEPICTIONS OF MINORS
1	1062	POSS OF STOLEN PROPERTY 2
3	718	RESIDENTIAL BURGLARY (POST 7/90)
5	94	UNLAWFUL IMPRISONMENT
98	6384	

* Technically, any felony offense other than a sex offense is eligible for a finding of sexual motivation. This column reflects the total number of sentences for those offenses with at least one sexual motivation finding.

**Table 9. Fiscal Year 2004
Type of Verdict Imposed by Crime Type**

TYPE OF VERDICT	NONVIOLENT		VIOLENT		TOTAL	
	Number	Percent	Number	Percent	Number	Percent
BENCH TRIAL	390	1.5%	33	1.4%	423	1.5%
JURY TRIAL	382	1.5%	186	7.6%	568	2.0%
GUILTY PLEA	24715	97.0%	2224	91.0%	26939	96.5%
TOTAL	25487	100.0%	2443	100.0%	27930	100.0%

**Table 10. Fiscal Year 2004
Sentence Departures by Type and Direction**

SENTENCE TYPE	SENTENCE RELATIVE TO THE STANDARD RANGE			TOTAL
	ABOVE	BELOW	WITHIN	
Exceptional*	648 54.6%	500 42.2%	38 3.2%	1186 100.0%
SSOSA** (861 Eligible ¹)	0 0.0%	219 98.6%	3 1.4%	222 100.0%
First-time Offender Waiver*** (9268 Eligible ¹)	19 1.2%	831 54.0%	689 44.8%	1539 100.0%
Drug Offender Sentencing Alternative	4 0.3%	1336 94.3%	77 5.4%	1417 100.0%
Standard****	170 0.7%	343 1.5%	23053 97.8%	23566 100.0%
TOTAL	841 3.0%	3229 11.6%	23860 85.4%	27930

*Exceptional sentences include departures above or below the standard range, as well as sentences in which the court orders a term of confinement within the standard range, but under terms of an exceptional sentence adds conditions not allowed as part of the standard range (e.g., treatment).

**Sex offenders who have no prior felony sex convictions may receive a sentence under the Special Sex Offender Sentencing Alternative (SSOSA) if they are not convicted of a serious violent offense with a sexual motivation finding or of Rape 1, Attempted Rape 1, or Rape 2 and have a current offense and criminal history that permits the court to impose a sentence within the standard range of less than eleven years confinement. Under current law, offenders sentenced under this alternative receive a suspended sentence and may receive up to six months in jail, community supervision for three years or the length of the suspended sentence (whichever is greater), inpatient or outpatient sex offender treatment, crime-related prohibitions and requirements for affirmative conduct. If the offender violates the conditions of supervision, the original suspended sentence may be imposed.

***Offenders are eligible for the First-time Offender Waiver if the current offense is not a violent offense, sex offense or certain drug offenses, and if the offender has no prior felony convictions. If the First-time Offender Waiver is used, the standard range is waived and the offender may receive up to 90 days in jail, two years of community supervision, crime-related prohibitions and requirements for affirmative conduct. An aggravated departure occurs when an offender with a 0 to 60-day standard range (a Seriousness Level I offense with an offender score of 0) receives a sentence over 60 days (up to 90 days).

****The Standard Range category includes some sentence departures not resulting from the use of the First-time Offender Waiver, SSOSA or an exceptional sentence. These departures often occur as the result of clerical errors.

¹ This data is not comparable to reports prior to the FY97 report. Prior to FY97, criminal history that had "washed out" was not taken into consideration in determining eligibility.

**Table 11. Fiscal Year 2003
Sentence Departures by Type and Offense**

EXCEPTIONAL				SSOSA		FTOW		DOSA		WEC*		TOTAL	OFFENSE
Above	Below	Within	%	N	%	N	%	N	%	N	%		
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	ABANDONMENT OF DEPENDENT PERSON 2
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	AGGRAVATED MURDER 1 (7/1/90-7/24/99)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	5	AGGRAVATED MURDER 1 (POST 7/24/99)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	AGGRAVATED MURDER 1 (PRE 7/1/90)
1	0	0	2.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	43	ALIEN IN POSSESSION OF A FIREARM
0	0	0	0.0%	0	0.0%	1	12.5%	0	0.00%	0	0.00%	8	ANIMAL CRUELTY 1
2	2	0	19.0%	0	0.0%	0	0.0%	1	4.76%	0	0.00%	21	ARSON 1
2	0	0	7.1%	0	0.0%	1	3.6%	0	0.00%	0	0.00%	28	ARSON 2
3	8	1	17.9%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	67	ASSAULT 1 (POST 7/1/90)
55	22	5	9.9%	0	0.0%	4	0.5%	0	0.00%	0	0.00%	830	ASSAULT 2 (POST 7/1/88)
70	43	1	7.3%	0	0.0%	252	16.2%	26	1.67%	0	0.00%	1556	ASSAULT 3 (POST 7/1/88)
1	0	0	33.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3	ASSAULT OF A CHILD 1
3	1	0	19.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	21	ASSAULT OF A CHILD 2
6	0	1	10.8%	0	0.0%	21	32.3%	0	0.00%	0	0.00%	65	ASSAULT OF A CHILD 3
11	8	0	2.9%	0	0.0%	16	2.4%	23	3.51%	0	0.00%	655	ATTEMPTING TO ELUDE PURSUING POLICE VEHICLE
0	0	0	0.0%	0	0.0%	1	12.5%	0	0.00%	0	0.00%	8	BAIL JUMP WITH CLASS A (POST 7/89)
13	19	1	8.2%	0	0.0%	51	12.7%	11	2.74%	0	0.00%	401	BAIL JUMP WITH CLASS B OR C (POST 7/89)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	BAIL JUMP WITH CLASS C (PRE 7/89)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	BIGAMY
0	2	0	40.0%	0	0.0%	1	20.0%	1	20.00%	0	0.00%	5	BRIBERY
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	BRIBING A WITNESS
4	6	0	7.2%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	139	BURGLARY 1
33	16	0	4.7%	0	0.0%	80	7.7%	59	5.71%	13	1.26%	1033	BURGLARY 2 (NONDWELLING - POST 7/90)
0	1	0	50.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	BURGLARY 2 (PRE 7/90)
0	0	0	0.0%	0	0.0%	0	0.0%	1	25.00%	0	0.00%	4	C/D/P COUNTERFEIT CS NARC 1ST OFF
0	0	0	0.0%	0	0.0%	0	0.0%	1	00.00%	0	0.00%	1	C/D/P COUNTERFEIT METH - 1ST OFF
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	CHEATING 1
4	1	0	6.9%	23	31.9%	0	0.0%	0	0.00%	0	0.00%	72	CHILD MOLESTATION 1 (7/90 - 8/31/01)
0	0	0	0.0%	2	100.0%	0	0.0%	0	0.00%	0	0.00%	2	CHILD MOLESTATION 1 (PRE 7/90)
0	1	0	5.9%	12	70.6%	0	0.0%	0	0.00%	0	0.00%	17	CHILD MOLESTATION 1 <18 (POST 8/31/01)
0	0	0	0.0%	30	31.9%	0	0.0%	0	0.00%	0	0.00%	94	CHILD MOLESTATION 1 >17 (POST 8/31/01) (.712)

EXCEPTIONAL				SSOSA		FTOW		DOSA		WEC*		TOTAL	OFFENSE
Above	Below	Within	%	N	%	N	%	N	%	N	%		
2	5	1	11.3%	23	32.4%	0	0.0%	0	0.00%	0	0.00%	71	CHILD MOLESTATION 2 (POST 7/90)
5	2	2	16.4%	5	9.1%	0	0.0%	0	0.00%	0	0.00%	55	CHILD MOLESTATION 3 (POST 7/90)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	CIGARETTE TRANSPORT UNLAWFULLY
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	COMMERCIAL BRIBERY
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	9	COMMERCIAL FISHING W/O A LICENSE - 1ST
2	1	0	18.8%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	16	COMMUNICATION WITH A MINOR (POST 7/86)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	COMMUNICATION WITH A MINOR (PRE 7/86)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	CONTROLLED SUBST HOMICIDE (POST 7/89) - 1ST OFF
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	CONTROLLED SUBSTANCE LABEL VIOL. 1ST OFF
0	0	0	0.0%	0	0.0%	1	10.0%	0	0.00%	0	0.00%	10	CRIMINAL MISTREATMENT 2
3	1	0	7.8%	0	0.0%	1	2.0%	0	0.00%	0	0.00%	51	CUSTODIAL ASSAULT (POST 7/89)
0	0	0	0.0%	0	0.0%	1	7.7%	0	0.00%	0	0.00%	13	CUSTODIAL INTERFERENCE 1
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	CUSTODIAL SEXUAL MISCONDUCT 1
0	0	0	0.0%	2	66.7%	0	0.0%	0	0.00%	0	0.00%	3	DEALING IN DEPICTIONS OF A MINOR (POST 6/30/01)
1	0	0	25.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	4	DEFRAUDING A PUBLIC UTILITY 1
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	DEFRAUDING INNKEEPER, OVER \$75
1	0	0	4.5%	0	0.0%	3	13.6%	6	27.27%	0	0.00%	22	DEL MAT IN LIEU OF C S (POST 7/89) - 1ST OFF
0	0	1	50.0%	0	0.0%	0	0.0%	1	50.00%	0	0.00%	2	DEL MAT IN LIEU OF C S (POST 7/89) - SUBSEQ
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	DEL OF FIREARM BY DEALER TO INELIGIBLE PERSON
0	0	0	0.0%	0	0.0%	0	0.0%	11	61.11%	0	0.00%	18	DEL OR P W/I METH - 2ND OFF (POST 6/30/98)
24	15	0	6.3%	0	0.0%	2	0.3%	138	22.29%	0	0.00%	619	DEL OR P W/I METH - 1ST OFF (POST 6/30/98)
0	0	0	0.0%	0	0.0%	0	0.0%	1	00.00%	0	0.00%	1	DEL OR P W/I METH - CORR FAC (POST 6/30/98)
0	0	0	0.0%	0	0.0%	0	0.0%	6	20.69%	0	0.00%	29	DEL OR P W/I METH - SCH ZONE OFF (POST 6/30/98)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3	DELIVER FIREARM TO INELIGIBLE PERSON
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	DISARMING A LAW ENFORCEMENT OR CORR OFFICER
7	51	2	8.9%	0	0.0%	92	13.7%	39	5.81%	2	0.30%	671	DOMESTIC VIOLENCE CT ORDER VIOL (POST 6/30/00)

EXCEPTIONAL				SSOSA		FTOW		DOSA		WEC*		TOTAL	OFFENSE
Above	Below	Within	%	N	%	N	%	N	%	N	%		
0	1	0	5.6%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	18	DRIVE- BY SHOOTING (POST 6/30/97)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	DRUG UNKNOWN, LEV 8 (CURRENT OFFENSE)
1	0	0	16.7%	0	0.0%	1	16.7%	0	0.00%	0	0.00%	6	ENDANGERMENT WITH A CONTROLLED SUBSTANCE
0	3	0	4.4%	0	0.0%	0	0.0%	10	14.71%	0	0.00%	68	ESCAPE 1
5	4	0	4.9%	0	0.0%	4	2.2%	14	7.65%	0	0.00%	183	ESCAPE 2
0	1	0	1.9%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	54	ESCAPE FROM COMMUNITY CUSTODY (POST 6/11/92)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	ESCAPE FROM COMMUNITY CUSTODY (PRE 6/11/92)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	EXPLOSIVE DEVICES PROHIBITED
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3	EXPLOSIVES - LICENSING VIOLATION
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3	EXTORTION 1
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3	EXTORTION 2
11	0	0	2.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	538	FAIL TO REGISTER AS SEX OFFENDER - POST 7/24/99
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	FAIL TO REGISTER- SEX OFFENDER/KIDNAPR(7/27/97-7/24/99)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	FALSE CLAIMS - HEALTH CARE (POST 7/22/95)
0	0	0	0.0%	0	0.0%	1	25.0%	0	0.00%	0	0.00%	4	FALSE VERIFICATION FOR WELFARE
1	0	0	100.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	FOOD FISH/SHELLFISH COMMERCIAL VIOLATION
0	3	0	2.2%	0	0.0%	14	10.1%	2	1.45%	0	0.00%	138	FORGED PRESCRIP - VUCSA - 1ST OFF
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	6	FORGED PRESCRIP - VUCSA - SUBSEQ
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	5	FORGED PRESCRIP - VULDA
16	7	0	1.5%	0	0.0%	49	3.2%	48	3.14%	0	0.00%	1530	FORGERY
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3	GAMBLING DEVICE POSSESSION
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	GAME VIOLATION - INCLUDING FISH
5	7	1	3.1%	0	0.0%	85	20.0%	4	0.94%	1	0.24%	424	HARASSMENT
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3	HARMING A POLICE DOG
0	0	0	0.0%	0	0.0%	1	50.0%	0	0.00%	0	0.00%	2	HIT & RUN - ATTENDED INJURY (PRE 6/8/00)
0	0	0	0.0%	0	0.0%	0	0.0%	1	00.00%	0	0.00%	1	HIT AND RUN - DEATH (6/8/00 - 7/21/01)
1	0	0	20.0%	0	0.0%	0	0.0%	1	20.00%	0	0.00%	5	HIT AND RUN - DEATH (POST 7/21/01)
1	1	1	3.7%	0	0.0%	24	30.0%	3	3.75%	0	0.00%	80	HIT AND RUN - INJURY (POST 6/7/00)
1	0	0	50.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	HOMICIDE BY ABUSE (POST 7/24/99)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	HOMICIDE BY WATERCRAFT-DISREGARD SAFETY

EXCEPTIONAL				SSOSA		FTOW		DOSA		WEC*		TOTAL	OFFENSE
Above	Below	Within	%	N	%	N	%	N	%	N	%		
0	1	0	50.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	HOMICIDE BY WATERCRAFT-DRUNK
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	IDENTITY THEFT (PRE 7/22/01)
0	1	0	1.2%	0	0.0%	12	14.8%	13	16.05%	0	0.00%	81	IDENTITY THEFT 1 (POST 7/21/01)
8	2	0	3.0%	0	0.0%	19	5.7%	32	9.67%	2	0.60%	331	IDENTITY THEFT 2 (POST 7/21/01)
1	0	0	100.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	ILLEGAL TRANSFER OF MOTOR VEHICLE CERTIF
0	0	0	0.0%	0	0.0%	1	20.0%	1	20.00%	0	0.00%	5	INCENDIARY DEVICES (POST 7/24/99)
0	1	0	10.0%	5	50.0%	0	0.0%	0	0.00%	0	0.00%	10	INCEST 1
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3	INCEST 2
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	4	INDECENT EXPOSURE (POST 7/24/99)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3	INDECENT LIBERTIES WITH FORCE (7/27/97 - 8/31/01))
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	INDECENT LIBERTIES WITH FORCE (7/90 - 7/26/97)
0	1	0	10.0%	1	10.0%	0	0.0%	0	0.00%	0	0.00%	10	INDECENT LIBERTIES WITH FORCE (POST 8/31/01) (.712)
0	0	0	0.0%	1	100.0%	0	0.0%	0	0.00%	0	0.00%	1	INDECENT LIBERTIES WITH FORCE (PRE 7/90)
4	1	0	18.5%	6	22.2%	0	0.0%	0	0.00%	0	0.00%	27	INDECENT LIBERTIES-DD VICTIM (POST 7/90)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	INDECENT LIBERTIES-DD VICTIM (PRE 7/90)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	INJURY TO PUBLIC RECORD
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	6	INSURANCE FRAUD-FALSE CLAIMS
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	INSURANCE FRAUD-PROP DESTRUCT/SECRET/INJURE
0	0	0	0.0%	0	0.0%	2	100.0%	0	0.00%	0	0.00%	2	INTIMIDATING A JUDGE
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	INTIMIDATING A JUROR
1	1	0	6.7%	0	0.0%	6	20.0%	0	0.00%	0	0.00%	30	INTIMIDATING A PUBLIC SERVANT
1	1	0	10.0%	0	0.0%	5	25.0%	3	15.00%	0	0.00%	20	INTIMIDATING A WITNESS
0	0	0	0.0%	0	0.0%	2	66.7%	1	33.33%	0	0.00%	3	INVOLVING MINOR IN DRUG DEAL (POST 7/89) - 1ST OFF
0	1	0	100.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	INVOLVING MINOR IN DRUG DEAL (POST 7/89) - SUBSEQ
0	2	0	8.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	24	KIDNAPPING 1
1	0	0	5.9%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	17	KIDNAPPING 2
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	6	LEADING ORGANIZED CRIME
0	0	0	0.0%	0	0.0%	1	5.6%	0	0.00%	0	0.00%	18	LURING OF CHILD OR DD PERSON
0	0	0	0.0%	0	0.0%	3	7.9%	2	5.26%	0	0.00%	38	M/ D/P W/I OTH,EXC MJ/METH/AMP/FLUN-1ST(POST 6/98)

EXCEPTIONAL				SSOSA		FTOW		DOSA		WEC*		TOTAL	OFFENSE
Above	Below	Within	%	N	%	N	%	N	%	N	%		
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	M/ D/P W/I OTH,EXC MJ/METH/AMP/FLUN-2ND(POST 6/98)
2	0	0	18.2%	0	0.0%	5	45.5%	0	0.00%	0	0.00%	11	MAINTAIN PLACE DRUGS - 1ST OFF (POST 7/24/99)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	4	MAINTAIN PLACE DRUGS - 1ST OFF (PRE 7/25/99)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	MAINTAINING PLACE FOR DRUGS - SUBSEQ (POST 7/24/99)
1	0	0	11.1%	0	0.0%	1	11.1%	0	0.00%	0	0.00%	9	MALICIOUS HARASSMENT
2	1	0	2.7%	0	0.0%	10	9.0%	3	2.70%	1	0.90%	111	MALICIOUS MISCHIEF 1
3	3	0	1.4%	0	0.0%	23	5.3%	4	0.93%	1	0.23%	432	MALICIOUS MISCHIEF 2
0	0	0	0.0%	0	0.0%	1	100.0%	0	0.00%	0	0.00%	1	MALICIOUS PLACEMENT OF IMITATION DEVICE 2
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	MALICIOUS PROSECUTION
2	1	0	10.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	29	MANSLAUGHTER 1 (POST 7/26/97)
1	0	0	50.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	MANSLAUGHTER 1 (PRE 7/27/97)
4	0	0	21.1%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	19	MANSLAUGHTER 2 (POST 7/26/97)
0	0	0	0.0%	0	0.0%	1	11.1%	0	0.00%	0	0.00%	9	MEDICAID FRAUD
32	26	0	6.8%	0	0.0%	8	0.9%	192	22.43%	0	0.00%	856	MFG DEL P W/I HER COC (POST 6/30/02) (L7)
0	1	0	4.8%	0	0.0%	0	0.0%	4	19.05%	0	0.00%	21	MFG DEL P W/I HER COC (POST 6/30/02) (L8)
1	13	0	11.4%	0	0.0%	0	0.0%	20	16.26%	0	0.00%	123	MFG DEL P W/I HER COC (PRE 7/1/02)
1	0	0	100.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	MFG DEL P W/I HER COC - COR F (POST 6/30/02) (L7)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	6	MFG DEL P W/I HER COC - SCH Z (POST 6/30/02) (L7)
0	0	0	0.0%	0	0.0%	0	0.0%	2	50.00%	0	0.00%	4	MFG DEL P W/I HER COC - SCH ZONE (PRE 7/1/02)
0	2	1	11.1%	0	0.0%	0	0.0%	8	29.63%	0	0.00%	27	MFG DEL P W/I HER COC - SUBSEQ (POST 6/30/02) (L7)
0	2	0	11.1%	0	0.0%	0	0.0%	8	44.44%	0	0.00%	18	MFG DEL P W/I HER COC - SUBSEQ (PRE 7/1/02)
14	7	2	3.9%	0	0.0%	85	14.3%	8	1.34%	0	0.00%	596	MFG DEL P W/I MARIJUANA - 1ST OFFENSE
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	MFG DEL P W/I MARIJUANA - CORR FACILITY
0	1	0	14.3%	0	0.0%	1	14.3%	1	14.29%	0	0.00%	7	MFG DEL P W/I MARIJUANA - SCH ZONE
0	1	0	10.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	10	MFG DEL P W/I MARIJUANA - SUBSEQ
0	1	0	25.0%	0	0.0%	0	0.0%	1	25.00%	0	0.00%	4	MFG DEL P W/I METH - 1ST OFFENSE (PRE 6/6/96)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	MFG DEL P W/I SCH I/II NARC - CORR FACILITY

EXCEPTIONAL				SSOSA		FTOW		DOSA		WEC*		TOTAL	OFFENSE
Above	Below	Within	%	N	%	N	%	N	%	N	%		
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	MFG DEL P W/I SCH I/II NARC OR FLUNT SUBSEQ
0	2	0	20.0%	0	0.0%	0	0.0%	3	30.00%	0	0.00%	10	MFG DEL P W/I SCH I/II NARC OR FLUNT-1ST OFF
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	MFG DIS P W/I IMITATION CS (POST 7/89)
26	8	0	9.6%	0	0.0%	12	3.4%	97	27.40%	0	0.00%	354	MFG METH - 1ST OFFENSE (POST 6/30/98)
0	0	0	0.0%	0	0.0%	0	0.0%	5	31.25%	0	0.00%	16	MFG METH - 2ND OFFENSE (POST 6/30/98)
0	1	0	5.3%	0	0.0%	0	0.0%	12	63.16%	0	0.00%	19	MFG METH - SCH ZONE OFF (POST 6/30/98)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	MFG, DEL P W/I AMPHET - SCH ZONE OFF (POST 6/10/98)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	MISCONDUCT BY PUBLIC OFFICER
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3	MONEY LAUNDERING
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3	MURDER 1 (7/1/90-7/24/99)
3	1	0	8.9%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	45	MURDER 1 (POST 7/24/99)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	MURDER 1 (PRE 7/1/90)
0	1	0	50.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	MURDER 2 (7/1/90-7/24/99)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	MURDER 2 (PRE 7/1/90)
2	2	1	11.9%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	42	MURDER 2 - POST 7/24/99
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	NO CONTACT ORDER-DOM VIOL PRETRIAL (PRE 7/1/00)
1	0	1	33.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	6	OBTAIN SIGNATURE BY DECEPTION
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	Offense Title Not Found
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	10	Offense Title Not Found
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	OFFERING FALSE INSTRUMENT FOR FILING OR REC
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	4	OVER 18- DELIVER OTHER CS TO MINOR
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	OVER 18- DELIVER OTHER CS TO MINOR - SCH ZONE
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	OVER 18- DELIVER SCH I/II NARC/FLUNT/METH TO MINOR
1	0	0	33.3%	0	0.0%	1	33.3%	0	0.00%	0	0.00%	3	PERJURY 2
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	PERSISTENT PRISON MISBEHAVIOR
1	0	0	10.0%	0	0.0%	0	0.0%	1	10.00%	0	0.00%	10	POSS OF A CS-BY PRISONERS
1	0	0	100.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	POSS OF A CS-OTHER, EXCEPT PCP, IN CORR FACILITY
21	27	1	1.2%	0	0.0%	214	5.1%	71	1.71%	0	0.00%	4156	POSS OF A CS-OTHER, EXCEPT PCP/FLUNIT
0	0	0	0.0%	0	0.0%	1	100.0%	0	0.00%	0	0.00%	1	POSS OF A CS-SCHEDULE I/II IN CORR FACILITY

EXCEPTIONAL				SSOSA		FTOW		DOSA		WEC*		TOTAL	OFFENSE
Above	Below	Within	%	N	%	N	%	N	%	N	%		
19	21	1	2.0%	0	0.0%	62	3.0%	117	5.75%	0	0.00%	2036	POSS OF A CS-SCHEDULE I/II OR FLUNIT
1	2	0	4.8%	0	0.0%	13	20.6%	6	9.52%	1	1.59%	63	POSS OF A STOLEN FIREARM
2	0	0	11.8%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	17	POSS OF D/W BY PRISONER
1	0	1	7.4%	0	0.0%	2	7.4%	0	0.00%	0	0.00%	27	POSS OF DEPICTIONS OF MINORS
6	2	0	5.7%	0	0.0%	8	5.7%	63	45.00%	0	0.00%	140	POSS OF EPHD/PSED/ANH AMM W/I MFG METH(POST6/00)-1ST
0	0	0	0.0%	0	0.0%	0	0.0%	2	66.67%	0	0.00%	3	POSS OF EPHD/PSED/ANH AMM W/I MFG METH(POST 6/00)-SUBS
0	0	0	0.0%	0	0.0%	2	40.0%	3	60.00%	0	0.00%	5	POSS OF EPHD/PSUDO W/I TO MFG METH (PRE 6/00)-1ST OFF
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	POSS OF EPHE/PSUDO W/I TO MFG METH (PRE 6/00)- SUBSEQ
0	0	0	0.0%	0	0.0%	2	12.5%	0	0.00%	0	0.00%	16	POSS OF MACH GUN OR SHORT BARREL SHOTGUN (POST 7/24/99)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	4	POSS OF PHENCYCLIDINE (PCP)
10	4	0	2.4%	0	0.0%	12	2.1%	57	9.81%	1	0.17%	581	POSS OF STOLEN PROPERTY 1
22	14	1	3.5%	0	0.0%	15	1.4%	37	3.48%	0	0.00%	1062	POSS OF STOLEN PROPERTY 2
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	PROFESSIONAL GAMBLING 2 (POST 7/26/97)
0	0	0	0.0%	0	0.0%	0	0.0%	1	14.29%	0	0.00%	7	PROMOTING PROSTITUTION 2
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	PROMOTING SUICIDE ATTEMPT
1	0	0	14.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	7	PROTECTION ORDER - DV CIVIL (PRE 7/1/00)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3	RAPE 1 (7/27/97 - 8/31/01)
1	0	0	50.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	RAPE 1 (7/90 - 7/26/97)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	13	RAPE 1 (POST 8/31/01) (.712)
0	1	0	100.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	RAPE 1 (PRE 7/90)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	8	RAPE 2 (7/27/97 - 8/31/01)
2	0	0	8.3%	1	4.2%	0	0.0%	0	0.00%	0	0.00%	24	RAPE 2 (POST 8/31/01) (.712)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	RAPE 2 (PRE 7/90)
2	0	0	3.4%	3	5.1%	0	0.0%	0	0.00%	0	0.00%	59	RAPE 3
2	0	0	3.6%	19	34.5%	0	0.0%	0	0.00%	0	0.00%	55	RAPE OF A CHILD 1 (7/27/97 - 8/31/01)
0	0	0	0.0%	7	29.2%	0	0.0%	0	0.00%	0	0.00%	24	RAPE OF A CHILD 1 (7/90 - 7/26/97)
0	1	0	100.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	RAPE OF A CHILD 1 (PRE 7/90)
2	0	0	18.2%	3	27.3%	0	0.0%	0	0.00%	0	0.00%	11	RAPE OF A CHILD 1 <18 (POST 8/31/01)
5	1	0	10.9%	15	27.3%	0	0.0%	0	0.00%	0	0.00%	55	RAPE OF A CHILD 1 >17 (POST 8/31/01) (.712)
1	1	0	12.5%	6	37.5%	0	0.0%	0	0.00%	0	0.00%	16	RAPE OF A CHILD 2 (7/27/97 - 8/31/01)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	RAPE OF A CHILD 2 (7/90 - 7/26/97)
0	0	0	0.0%	5	41.7%	0	0.0%	0	0.00%	0	0.00%	12	RAPE OF A CHILD 2 <18 (POST 8/31/01)

EXCEPTIONAL				SSOSA		FTOW		DOSA		WEC*		TOTAL	OFFENSE
Above	Below	Within	%	N	%	N	%	N	%	N	%		
0	2	0	4.4%	21	46.7%	0	0.0%	0	0.00%	0	0.00%	45	RAPE OF A CHILD 2 >17 (POST 8/31/01) (.712)
6	7	1	12.8%	28	25.7%	0	0.0%	0	0.00%	0	0.00%	109	RAPE OF A CHILD 3 (POST 7/90)
2	0	0	8.3%	0	0.0%	2	8.3%	0	0.00%	0	0.00%	24	RECKLESS BURNING 1
1	0	0	5.6%	0	0.0%	3	16.7%	0	0.00%	0	0.00%	18	RENDERING CRIMINAL ASSISTANCE 1
17	14	2	4.6%	0	0.0%	117	16.3%	59	8.22%	7	0.97%	718	RESIDENTIAL BURGLARY (POST 7/90)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	36	RIOT
6	10	0	5.4%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	295	ROBBERY 1
10	8	1	6.1%	0	0.0%	2	0.6%	0	0.00%	0	0.00%	312	ROBBERY 2
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	SALE OR RECEIPT OF PRECURSOR DRUG
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	SECURITY ACT VIOLATION (POST 7/89)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	SELL OR DELIVER LEGEND DRUGS
0	1	0	100.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	SELLING FOR PROFIT - NOT H. (PRE 7/28/91)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	SEND BRING DEPICTIONS OF MINOR (7/86 - 6/30/01)
0	0	0	0.0%	1	33.3%	0	0.0%	0	0.00%	0	0.00%	3	SEXUAL EXPLOITATION (POST 6/30/01)
1	0	0	20.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	5	SEXUAL MISCONDUCT 1 (POST 7/90)
1	2	0	14.3%	0	0.0%	7	33.3%	2	9.52%	0	0.00%	21	STALKING (post 6/30/00)
0	0	0	0.0%	1	100.0%	0	0.0%	0	0.00%	0	0.00%	1	STATUTORY RAPE 1 (PRE 7/88)
1	1	0	7.4%	0	0.0%	2	7.4%	2	7.41%	0	0.00%	27	TAMPERING WITH A WITNESS
1	0	0	3.6%	0	0.0%	5	17.9%	0	0.00%	0	0.00%	28	TELEPHONE HARASSMENT (POST 7/24/99)
30	5	0	3.8%	0	0.0%	49	5.4%	32	3.52%	2	0.22%	910	THEFT 1
0	0	0	0.0%	0	0.0%	1	3.7%	1	3.70%	0	0.00%	27	THEFT 1 - WELFARE FRAUD
20	11	1	2.1%	0	0.0%	33	2.2%	31	2.05%	2	0.13%	1513	THEFT 2
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	12	THEFT 2 - WELFARE FRAUD
0	4	0	7.8%	0	0.0%	10	19.6%	8	15.69%	3	5.88%	51	THEFT OF A FIREARM (POST 7/22/95)
0	0	0	0.0%	0	0.0%	0	0.0%	2	40.00%	0	0.00%	5	THEFT OF ANHYDROUS AMMONIA
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	THEFT OF LIVESTOCK 1
0	0	0	0.0%	0	0.0%	0	0.0%	1	50.00%	0	0.00%	2	THEFT OF LIVESTOCK 2
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	13	THEFT OF RENTAL OR LEASED PROPERTY (\$250-\$1500)
0	0	0	0.0%	0	0.0%	1	9.1%	0	0.00%	0	0.00%	11	THEFT OF RENTAL OR LEASED PROPERTY (<\$1,500)
0	0	0	0.0%	0	0.0%	2	18.2%	0	0.00%	0	0.00%	11	THREATS TO BOMB (POST 7/89)
0	2	0	3.3%	0	0.0%	4	6.6%	0	0.00%	0	0.00%	61	TMVWOP (PRE 6/13/02)
0	1	0	11.1%	0	0.0%	0	0.0%	1	11.11%	0	0.00%	9	TMVWOP 1 (POST 6/12/02)
8	3	0	2.0%	0	0.0%	2	0.4%	19	3.47%	1	0.18%	548	TMVWOP 2 (POST 6/12/02)
0	4	1	4.7%	0	0.0%	16	15.0%	14	13.08%	1	0.93%	107	TRAFFICKING IN STOLEN PROPERTY 1

EXCEPTIONAL				SSOSA		FTOW		DOSA		WEC*		TOTAL	OFFENSE
Above	Below	Within	%	N	%	N	%	N	%	N	%		
5	0	0	6.9%	0	0.0%	5	6.9%	3	4.17%	1	1.39%	72	TRAFFICKING IN STOLEN PROPERTY 2
4	2	0	6.4%	1	1.1%	13	13.8%	3	3.19%	0	0.00%	94	UNLAWFUL IMPRISONMENT
0	2	0	2.0%	0	0.0%	5	5.0%	1	0.99%	3	2.97%	101	UNLAWFUL ISSUANCE OF CHECKS OR DRAFTS
4	8	0	6.8%	0	0.0%	1	0.6%	26	14.77%	3	1.70%	176	UNLAWFUL POSSESSION OF FIREARM 1
17	11	2	5.9%	0	0.0%	9	1.8%	22	4.31%	2	0.39%	510	UNLAWFUL POSSESSION OF FIREARM 2
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	UNLAWFUL SALE TELECOM. DEVICE
0	1	0	7.7%	0	0.0%	2	15.4%	2	15.38%	0	0.00%	13	UNLAWFUL STORAGE OF ANHYDROUS AMMONIA
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2	UNLAWFULLY OBTAIN FINANCIAL INFO (POST 7/21/01)
0	0	0	0.0%	0	0.0%	1	25.0%	0	0.00%	0	0.00%	4	UNRANKED NONVIOLENT OFFENSE
0	1	0	2.3%	0	0.0%	4	9.1%	1	2.27%	0	0.00%	44	USE BUILDING FOR DRUGS-69.53 (POST 7/24/99)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	USE BUILDING FOR DRUGS-69.53 (PRE7/25/99)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	8	VEH ASSAULT (6/6/96 - 7/21/01)
0	2	0	4.8%	0	0.0%	6	14.3%	0	0.00%	0	0.00%	42	VEH ASSAULT DISREGARD SAFETY (POST 7/21/01)
2	1	1	3.1%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	127	VEH ASSAULT UNDER INFL/RECKLESS (POST 7/21/01)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	VEH HOMICIDE (PRE 7/23/89)
1	3	0	36.4%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	11	VEH HOMICIDE-DISREGARD SAFETY OF OTHERS (POST 6/5/96)
0	1	0	100.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	VEH HOMICIDE-DISREGARD SAFETY OF OTHERS (PRE 6/6/96)
1	1	0	11.8%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	17	VEH HOMICIDE-DRUNK (POST 6/5/96)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1	VEH HOMICIDE-RECKLESS MANNER (6/30/94 - 6/5/96)
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	9	VEH HOMICIDE-RECKLESS MANNER (POST 6/5/96)
0	0	0	0.0%	0	0.0%	0	0.0%	1	20.00%	0	0.00%	5	VEHICLE PROWL 1
1	0	3	15.4%	1	3.8%	0	0.0%	0	0.00%	0	0.00%	26	VOYEURISM
2	0	0	8.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	24	VUCSA - GENERIC
0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	5	WILLFUL FAIL RTN FROM WORK REL (POST 7/86)
648	500	38	4.2%	222	0.8%	1539	5.5%	1417	5.1%	47	0.2%	27930	TOTAL ALL OFFENSES

**Table 12. Fiscal Year 2004
Length of Sentence Relative to Standard Range ^{1 2}**

SENTENCE RELATIVE TO STANDARD RANGE			WHERE IN THE RANGE?	OFFENSE
Above	Below	Within		
0	0	1	n.a.	<Life Sent AGGRAVATED MURDER 1 (7/1/90-7/24/99)
0	0	5	n.a.	<Life Sent AGGRAVATED MURDER 1 (POST 7/24/99)
0	0	2	n.a.	<Life Sent AGGRAVATED MURDER 1 (PRE 7/1/90)
0	0	2	n.a.	<Life Sent ASSAULT 1 (POST 7/1/90)
0	0	2	n.a.	<Life Sent ASSAULT 2 (POST 7/1/88)
0	0	2	n.a.	<Life Sent CHILD MOLESTATION 1 (7/90 - 8/31/01)
0	0	3	n.a.	<Life Sent CHILD MOLESTATION 1 >17 (POST 8/31/01) (.712)
0	0	2	n.a.	<Life Sent KIDNAPPING 1
0	0	3	n.a.	<Life Sent MURDER 2 - POST 7/24/99
0	0	1	n.a.	<Life Sent RAPE 2 (7/27/97 - 8/31/01)
0	0	1	n.a.	<Life Sent RAPE 2 (POST 8/31/01) (.712)
0	0	1	n.a.	<Life Sent RAPE OF A CHILD 1 (7/27/97 - 8/31/01)
0	0	2	n.a.	<Life Sent RAPE OF A CHILD 1 >17 (POST 8/31/01) (.712)
0	0	1	n.a.	<Life Sent RAPE OF A CHILD 2 (7/27/97 - 8/31/01)
0	0	3	n.a.	<Life Sent ROBBERY 1
0	0	1	n.a.	<Life Sent ROBBERY 2
0	0	1	100.0%	ABANDONMENT OF DEPENDENT PERSON 2
1	0	42	13.6%	ALIEN IN POSSESSION OF A FIREARM
0	0	8	39.3%	ANIMAL CRUELTY 1
3	4	14	36.9%	ARSON 1
2	2	24	18.6%	ARSON 2
5	11	49	43.2%	ASSAULT 1 (POST 7/1/90)
64	36	728	36.3%	ASSAULT 2 (POST 7/1/88)
82	238	1236	29.8%	ASSAULT 3 (POST 7/1/88)
1	0	2	31.5%	ASSAULT OF A CHILD 1
3	1	17	51.7%	ASSAULT OF A CHILD 2
6	11	48	52.2%	ASSAULT OF A CHILD 3
13	31	611	39.2%	ATTEMPTING TO ELUDE PURSUING POLICE VEHICLE
0	1	7	43.4%	BAIL JUMP WITH CLASS A (POST 7/89)
15	79	307	25.8%	BAIL JUMP WITH CLASS B OR C (POST 7/89)
0	0	1	16.7%	BAIL JUMP WITH CLASS C (PRE 7/89)
0	0	2	41.7%	BIGAMY
0	4	1	0.0%	BRIBERY
0	0	1	0.0%	BRIBING A WITNESS
4	10	125	31.3%	BURGLARY 1
46	142	845	24.3%	BURGLARY 2 (NONDWELLING - POST 7/90)
0	2	0	n.a.	BURGLARY 2 (PRE 7/90)
0	1	3	83.1%	C/D/P COUNTERFEIT CS NARC 1ST OFF
0	1	0	n.a.	C/D/P COUNTERFEIT METH - 1ST OFF
0	0	1	0.0%	CHEATING 1
4	24	42	48.2%	CHILD MOLESTATION 1 (7/90 - 8/31/01)
0	2	0	n.a.	CHILD MOLESTATION 1 (PRE 7/90)

SENTENCE RELATIVE TO STANDARD RANGE			WHERE IN THE RANGE?	OFFENSE
Above	Below	Within		
0	13	4	37.5%	CHILD MOLESTATION 1 <18 (POST 8/31/01)
0	30	61	62.5%	CHILD MOLESTATION 1 >17 (POST 8/31/01) (.712)
2	28	41	41.5%	CHILD MOLESTATION 2 (POST 7/90)
6	7	42	41.8%	CHILD MOLESTATION 3 (POST 7/90)
0	0	1	0.3%	CIGARETTE TRANSPORT UNLAWFULLY
0	0	1	0.0%	COMMERCIAL BRIBERY
0	0	9	19.1%	COMMERCIAL FISHING W/O A LICENSE - 1ST
2	1	13	21.8%	COMMUNICATION WITH A MINOR (POST 7/86)
0	0	1	100.0%	COMMUNICATION WITH A MINOR (PRE 7/86)
0	0	2	50.0%	CONTROLLED SUBST HOMICIDE (POST 7/89) - 1ST OFF
0	0	1	3.0%	CONTROLLED SUBSTANCE LABEL VIOL. 1ST OFF
0	0	10	18.4%	CRIMINAL MISTREATMENT 2
3	3	45	24.1%	CUSTODIAL ASSAULT (POST 7/89)
0	0	13	15.4%	CUSTODIAL INTERFERENCE 1
0	0	1	50.0%	CUSTODIAL SEXUAL MISCONDUCT 1
0	2	1	50.0%	DEALING IN DEPICTIONS OF A MINOR (POST 6/30/01)
1	0	3	10.2%	DEFRAUDING A PUBLIC UTILITY 1
0	0	2	22.0%	DEFRAUDING INNKEEPER, OVER \$75
1	8	13	33.3%	DEL MAT IN LIEU OF C S (POST 7/89) - 1ST OFF
0	1	1	0.0%	DEL MAT IN LIEU OF C S (POST 7/89) - SUBSEQ
0	0	2	0.0%	DEL OF FIREARM BY DEALER TO INELIGIBLE PERSON
0	10	8	15.4%	DEL OR P W/I METH - 2ND OFF(POST 6/30/98)
33	142	444	29.7%	DEL OR P W/I METH - 1ST OFF (POST 6/30/98)
0	1	0	n.a.	DEL OR P W/I METH - CORR FAC (POST 6/30/98)
0	7	22	28.5%	DEL OR P W/I METH - SCH ZONE OFF (POST 6/30/98)
0	0	3	5.8%	DELIVER FIREARM TO INELIGIBLE PERSON
0	0	1	6.8%	DISARMING A LAW ENFORCEMENT OR CORR OFFICER
9	206	456	22.3%	DOMESTIC VIOLENCE CT ORDER VIOL (POST 6/30/00)
0	1	17	31.0%	DRIVE- BY SHOOTING (POST 6/30/97)
1	0	0	n.a.	DRUG UNKNOWN, LEV 8 (CURRENT OFFENSE)
1	1	4	20.1%	ENDANGERMENT WITH A CONTROLLED SUBSTANCE
0	13	55	18.0%	ESCAPE 1
8	22	153	13.4%	ESCAPE 2
0	2	52	33.9%	ESCAPE FROM COMMUNITY CUSTODY (POST 6/11/92)
0	0	1	50.0%	ESCAPE FROM COMMUNITY CUSTODY (PRE 6/11/92)
0	0	2	22.5%	EXPLOSIVE DEVICES PROHIBITED
0	0	3	22.7%	EXPLOSIVES - LICENSING VIOLATION
0	0	3	100.0%	EXTORTION 1
0	0	3	33.3%	EXTORTION 2
13	0	525	19.1%	FAIL TO REGISTER AS SEX OFFENDER - POST 7/24/99
0	0	2	13.8%	FAIL TO REGISTER- SEX OFFENDER/KIDNAPR(7/27/97-7/24/99)
0	0	1	33.3%	FALSE CLAIMS - HEALTH CARE (POST 7/22/95)
0	1	3	16.3%	FALSE VERIFICATION FOR WELFARE
1	0	0	n.a.	FOOD FISH/SHELLFISH COMMERCIAL VIOLATION
3	6	129	28.1%	FORGED PRESCRIP - VUCSA - 1ST OFF

SENTENCE RELATIVE TO STANDARD RANGE			WHERE IN THE RANGE?	OFFENSE
Above	Below	Within		
0	0	6	42.0%	FORGED PRESCRIP - VUCSA - SUBSEQ
0	0	5	8.3%	FORGED PRESCRIP - VULDA
20	79	1431	34.3%	FORGERY
0	0	3	1.9%	GAMBLING DEVICE POSSESSION
0	0	1	0.0%	GAME VIOLATION - INCLUDING FISH
6	65	353	27.4%	HARASSMENT
0	0	3	50.7%	HARMING A POLICE DOG
0	1	1	16.7%	HIT & RUN - ATTENDED INJURY (PRE 6/8/00)
0	1	0	n.a.	HIT AND RUN - DEATH (6/8/00 - 7/21/01)
1	1	3	11.1%	HIT AND RUN - DEATH (POST 7/21/01)
1	27	52	27.0%	HIT AND RUN - INJURY (POST 6/7/00)
1	0	1	50.0%	HOMICIDE BY ABUSE (POST 7/24/99)
0	0	1	100.0%	HOMICIDE BY WATERCRAFT-DISREGARD SAFETY
0	1	1	0.0%	HOMICIDE BY WATERCRAFT-DRUNK
0	0	2	19.4%	IDENTITY THEFT (PRE 7/22/01)
0	27	54	32.6%	IDENTITY THEFT 1 (POST 7/21/01)
10	57	264	30.9%	IDENTITY THEFT 2 (POST 7/21/01)
1	0	0	n.a.	ILLEGAL TRANSFER OF MOTOR VEHICLE CERTIF
0	1	4	81.4%	INCENDIARY DEVICES (POST 7/24/99)
0	6	4	75.0%	INCEST 1
0	0	3	66.7%	INCEST 2
0	0	4	62.8%	INDECENT EXPOSURE (POST 7/24/99)
0	0	3	96.1%	INDECENT LIBERTIES WITH FORCE (7/27/97 - 8/31/01))
0	0	1	52.0%	INDECENT LIBERTIES WITH FORCE (7/90 - 7/26/97)
0	2	8	31.8%	INDECENT LIBERTIES WITH FORCE (POST 8/31/01) (.712)
0	1	0	n.a.	INDECENT LIBERTIES WITH FORCE (PRE 7/90)
4	7	16	47.9%	INDECENT LIBERTIES-DD VICTIM (POST 7/90)
0	0	1	0.0%	INDECENT LIBERTIES-DD VICTIM (PRE 7/90)
0	0	1	9.6%	INJURY TO PUBLIC RECORD
0	0	6	13.0%	INSURANCE FRAUD-FALSE CLAIMS
0	0	1	100.0%	INSURANCE FRAUD-PROP DESTRUCT/SECRET/INJURE
0	2	0	n.a.	INTIMIDATING A JUDGE
0	0	1	100.0%	INTIMIDATING A JUROR
1	5	24	21.4%	INTIMIDATING A PUBLIC SERVANT
1	9	10	34.5%	INTIMIDATING A WITNESS
0	3	0	n.a.	INVOLVING MINOR IN DRUG DEAL (POST 7/89) - 1ST OFF
0	1	0	n.a.	INVOLVING MINOR IN DRUG DEAL (POST 7/89) - SUBSEQ
0	2	20	27.5%	KIDNAPPING 1
1	0	16	45.0%	KIDNAPPING 2
0	0	6	30.9%	LEADING ORGANIZED CRIME
0	0	18	37.1%	LURING OF CHILD OR DD PERSON
1	5	32	21.8%	M/ D/P W/I OTH,EXC MJ/METH/AMP/FLUN-1ST(POST 6/98)
0	0	1	41.7%	M/ D/P W/I OTH,EXC MJ/METH/AMP/FLUN-2ND(POST 6/98)
2	4	5	10.0%	MAINTAIN PLACE DRUGS - 1ST OFF (POST 7/24/99)
0	0	4	16.9%	MAINTAIN PLACE DRUGS - 1ST OFF (PRE 7/25/99)

SENTENCE RELATIVE TO STANDARD RANGE			WHERE IN THE RANGE?	OFFENSE
Above	Below	Within		
0	0	2	50.0%	MAINTAINING PLACE FOR DRUGS - SUBSEQ (POST 7/24/99)
1	1	7	14.3%	MALICIOUS HARASSMENT
2	8	101	33.9%	MALICIOUS MISCHIEF 1
7	8	417	37.4%	MALICIOUS MISCHIEF 2
0	1	0	n.a.	MALICIOUS PLACEMENT OF IMITATION DEVICE 2
0	0	1	1.3%	MALICIOUS PROSECUTION
2	1	26	66.1%	MANSLAUGHTER 1 (POST 7/26/97)
1	0	1	100.0%	MANSLAUGHTER 1 (PRE 7/27/97)
4	0	15	61.5%	MANSLAUGHTER 2 (POST 7/26/97)
0	1	8	10.1%	MEDICAID FRAUD
44	214	598	25.7%	MFG DEL P W/I HER COC (POST 6/30/02) (L7)
1	5	15	57.3%	MFG DEL P W/I HER COC (POST 6/30/02) (L8)
3	41	79	26.0%	MFG DEL P W/I HER COC (PRE 7/1/02)
1	0	0	n.a.	MFG DEL P W/I HER COC - COR F (POST 6/30/02) (L7)
0	0	6	29.7%	MFG DEL P W/I HER COC - SCH Z (POST 6/30/02) (L7)
0	2	2	68.2%	MFG DEL P W/I HER COC - SCH ZONE (PRE 7/1/02)
0	11	16	2.4%	MFG DEL P W/I HER COC - SUBSEQ (POST 6/30/02) (L7)
0	11	7	37.0%	MFG DEL P W/I HER COC - SUBSEQ (PRE 7/1/02)
18	102	476	25.5%	MFG DEL P W/I MARIJUANA - 1ST OFFENSE
0	0	1	0.0%	MFG DEL P W/I MARIJUANA - CORR FACILITY
1	3	3	53.3%	MFG DEL P W/I MARIJUANA - SCH ZONE
1	1	8	43.3%	MFG DEL P W/I MARIJUANA - SUBSEQ
0	2	2	16.7%	MFG DEL P W/I METH - 1ST OFFENSE (PRE 6/6/96)
0	1	1	50.0%	MFG DEL P W/I SCH I/II NARC - CORR FACILITY
0	0	2	27.5%	MFG DEL P W/I SCH I/II NARC OR FLUNT SUBSEQ
0	5	5	20.3%	MFG DEL P W/I SCH I/II NARC OR FLUNT-1ST OFF
0	1	1	0.0%	MFG DIS P W/I IMITATION CS (POST 7/89)
29	110	215	32.7%	MFG METH - 1ST OFFENSE (POST 6/30/98)
0	5	11	21.7%	MFG METH - 2ND OFFENSE (POST 6/30/98)
0	13	6	69.4%	MFG METH - SCH ZONE OFF (POST 6/30/98)
0	0	1	100.0%	MFG, DEL P W/I AMPHET - SCH ZONE OFF (POST 6/10/98)
0	0	1	1.4%	MISCONDUCT BY PUBLIC OFFICER
0	0	3	24.1%	MONEY LAUNDERING
0	0	3	73.9%	MURDER 1 (7/1/90-7/24/99)
3	3	39	46.6%	MURDER 1 (POST 7/24/99)
0	0	2	24.8%	MURDER 1 (PRE 7/1/90)
0	1	1	100.0%	MURDER 2 (7/1/90-7/24/99)
1	0	0	n.a.	MURDER 2 (PRE 7/1/90)
2	2	35	62.4%	MURDER 2 - POST 7/24/99
0	0	1	9.6%	NO CONTACT ORDER-DOM VIOL PRETRIAL (PRE 7/1/00)
1	0	5	32.2%	OBTAIN SIGNATURE BY DECEPTION
1	0	9	42.1%	Offense Title Not Found
0	0	2	5.5%	Offense Title Not Found
0	0	1	100.0%	OFFERING FALSE INSTRUMENT FOR FILING OR REC
0	0	4	74.3%	OVER 18- DELIVER OTHER CS TO MINOR

SENTENCE RELATIVE TO STANDARD RANGE			WHERE IN THE RANGE?	OFFENSE
Above	Below	Within		
0	0	2	44.2%	OVER 18- DELIVER OTHER CS TO MINOR - SCH ZONE
0	0	1	0.0%	OVER 18- DELIVER SCH I/II NARC/FLUNT/METH TO MINOR
1	1	1	100.0%	PERJURY 2
0	0	2	65.0%	PERSISTENT PRISON MISBEHAVIOR
1	0	9	38.1%	POSS OF A CS-BY PRISONERS
1	0	0	n.a.	POSS OF A CS-OTHER, EXCEPT PCP, IN CORR FACILITY
50	124	3982	31.4%	POSS OF A CS-OTHER, EXCEPT PCP/FLUNIT
0	1	0	n.a.	POSS OF A CS-SCHEDULE I/II IN CORR FACILITY
37	172	1827	27.5%	POSS OF A CS-SCHEDULE I/II OR FLUNIT
3	23	37	39.1%	POSS OF A STOLEN FIREARM
2	0	15	40.1%	POSS OF D/W BY PRISONER
2	0	25	41.4%	POSS OF DEPICTIONS OF MINORS
6	77	57	24.1%	POSS OF EPHD/PSED/ANH AMM W/I MFG METH(POST6/00)-1ST
0	2	1	0.0%	POSS OF EPHD/PSED/ANH AMM W/I MFG METH(POST 6/00)-SUBS
0	5	0	n.a.	POSS OF EPHD/PSUDO W/I TO MFG METH (PRE 6/00)-1ST OFF
0	0	1	100.0%	POSS OF EPHEP/PSEUDO W/I TO MFG METH (PRE 6/00)- SUBSEQ
1	1	14	24.0%	POSS OF MACH GUN OR SHORT BARREL SHOTGUN (POST 7/24/99)
0	0	4	48.6%	POSS OF PHENCYCLIDINE (PCP)
11	72	498	30.5%	POSS OF STOLEN PROPERTY 1
25	60	977	35.4%	POSS OF STOLEN PROPERTY 2
0	0	1	0.3%	PROFESSIONAL GAMBLING 2 (POST 7/26/97)
0	1	6	38.1%	PROMOTING PROSTITUTION 2
0	0	1	4.1%	PROMOTING SUICIDE ATTEMPT
1	0	6	41.0%	PROTECTION ORDER - DV CIVIL (PRE 7/1/00)
0	0	3	77.1%	RAPE 1 (7/27/97 - 8/31/01)
1	0	1	100.0%	RAPE 1 (7/90 - 7/26/97)
2	0	11	69.8%	RAPE 1 (POST 8/31/01) (.712)
0	1	0	n.a.	RAPE 1 (PRE 7/90)
0	0	7	79.0%	RAPE 2 (7/27/97 - 8/31/01)
2	1	20	53.0%	RAPE 2 (POST 8/31/01) (.712)
0	0	1	53.8%	RAPE 2 (PRE 7/90)
2	2	55	41.5%	RAPE 3
3	19	32	61.0%	RAPE OF A CHILD 1 (7/27/97 - 8/31/01)
2	7	15	58.6%	RAPE OF A CHILD 1 (7/90 - 7/26/97)
0	1	0	n.a.	RAPE OF A CHILD 1 (PRE 7/90)
2	3	6	35.5%	RAPE OF A CHILD 1 <18 (POST 8/31/01)
5	16	32	55.5%	RAPE OF A CHILD 1 >17 (POST 8/31/01) (.712)
1	7	7	69.7%	RAPE OF A CHILD 2 (7/27/97 - 8/31/01)
0	0	2	100.0%	RAPE OF A CHILD 2 (7/90 - 7/26/97)
0	5	7	17.3%	RAPE OF A CHILD 2 <18 (POST 8/31/01)
1	24	20	36.0%	RAPE OF A CHILD 2 >17 (POST 8/31/01) (.712)
6	35	68	37.7%	RAPE OF A CHILD 3 (POST 7/90)
2	0	22	46.5%	RECKLESS BURNING 1
1	3	14	49.5%	RENDERING CRIMINAL ASSISTANCE 1
19	197	502	27.0%	RESIDENTIAL BURGLARY (POST 7/90)

SENTENCE RELATIVE TO STANDARD RANGE			WHERE IN THE RANGE?	OFFENSE
Above	Below	Within		
0	0	36	36.1%	RIOT
6	14	272	25.4%	ROBBERY 1
13	12	286	35.9%	ROBBERY 2
0	0	2	6.5%	SALE OR RECEIPT OF PRECURSOR DRUG
0	0	1	100.0%	SECURITY ACT VIOLATION (POST 7/89)
0	0	2	20.8%	SELL OR DELIVER LEGEND DRUGS
0	1	0	n.a.	SELLING FOR PROFIT - NOT H. (PRE 7/28/91)
0	0	1	0.0%	SEND BRING DEPICTIONS OF MINOR (7/86 - 6/30/01)
0	1	2	100.0%	SEXUAL EXPLOITATION (POST 6/30/01)
1	0	4	75.0%	SEXUAL MISCONDUCT 1 (POST 7/90)
1	11	9	31.4%	STALKING (post 6/30/00)
0	1	0	n.a.	STATUTORY RAPE 1 (PRE 7/88)
1	5	21	34.3%	TAMPERING WITH A WITNESS
2	4	22	36.1%	TELEPHONE HARASSMENT (POST 7/24/99)
32	72	806	33.6%	THEFT 1
0	1	26	28.6%	THEFT 1 - WELFARE FRAUD
30	60	1423	33.6%	THEFT 2
0	0	12	43.0%	THEFT 2 - WELFARE FRAUD
0	22	29	25.4%	THEFT OF A FIREARM (POST 7/22/95)
0	3	2	0.0%	THEFT OF ANHYDROUS AMMONIA
0	0	1	0.0%	THEFT OF LIVESTOCK 1
0	1	1	35.0%	THEFT OF LIVESTOCK 2
0	0	13	29.1%	THEFT OF RENTAL OR LEASED PROPERTY (\$250-\$1500)
0	1	10	35.4%	THEFT OF RENTAL OR LEASED PROPERTY (<\$1,500)
0	1	10	22.2%	THREATS TO BOMB (POST 7/89)
0	3	58	38.9%	TMVWOP (PRE 6/13/02)
0	2	7	24.5%	TMVWOP 1 (POST 6/12/02)
10	23	515	35.4%	TMVWOP 2 (POST 6/12/02)
0	37	70	29.8%	TRAFFICKING IN STOLEN PROPERTY 1
5	8	59	21.7%	TRAFFICKING IN STOLEN PROPERTY 2
4	11	79	44.3%	UNLAWFUL IMPRISONMENT
1	7	93	33.4%	UNLAWFUL ISSUANCE OF CHECKS OR DRAFTS
5	37	134	27.5%	UNLAWFUL POSSESSION OF FIREARM 1
20	42	448	22.7%	UNLAWFUL POSSESSION OF FIREARM 2
0	0	1	16.7%	UNLAWFUL SALE TELECOM. DEVICE
0	5	8	35.6%	UNLAWFUL STORAGE OF ANHYDROUS AMMONIA
0	0	2	20.8%	UNLAWFULLY OBTAIN FINANCIAL INFO (POST 7/21/01)
4	0	0	n.a.	UNRANKED NONVIOLENT OFFENSE
0	5	39	32.3%	USE BUILDING FOR DRUGS-69.53 (POST 7/24/99)
0	0	1	25.0%	USE BUILDING FOR DRUGS-69.53 (PRE 7/25/99)
0	0	8	29.2%	VEH ASSAULT (6/6/96 - 7/21/01)
0	3	39	58.0%	VEH ASSAULT DISREGARD SAFETY (POST 7/21/01)
3	4	120	39.4%	VEH ASSAULT UNDER INFL/RECKLESS (POST 7/21/01)
0	1	0	n.a.	VEH HOMICIDE (PRE 7/23/89)
2	3	6	40.0%	VEH HOMICIDE-DISREGARD SAFETY OF OTHERS (POST 6/5/96)

SENTENCE RELATIVE TO STANDARD RANGE			WHERE IN THE RANGE?	OFFENSE
Above	Below	Within		
0	1	0	n.a.	VEH HOMICIDE-DISREGARD SAFETY OF OTHERS (PRE 6/6/96)
1	1	15	53.0%	VEH HOMICIDE-DRUNK (POST 6/5/96)
0	0	1	66.7%	VEH HOMICIDE-RECKLESS MANNER (6/30/94 - 6/5/96)
0	0	9	51.3%	VEH HOMICIDE-RECKLESS MANNER (POST 6/5/96)
0	1	4	20.8%	VEHICLE PROWL 1
1	0	25	28.3%	VOYEURISM
3	0	21	22.6%	VUCSA - GENERIC
0	0	5	4.8%	WILLFUL FAIL RTN FROM WORK REL (POST 7/86)
841	3229	23860	31.2%	ALL OFFENSES

1 The "WHERE IN THE RANGE?" (WIR) column in this table displays a statistic based on the sentences of those offenders sentenced within the standard range. The statistic presents the average sentence for these offenders as a number from 0 to 100, where 0 corresponds to a sentence at the bottom of the range and 100 a sentence at the top of the range. Thus an average at the midpoint of the range corresponds to a WIR score of 50 (i.e., 50% of the range).

2 All life/death sentences for Aggravated Murder are "within the range." Offenders may also be sentenced to life as "Persistent Offenders" or as part of an exceptional sentence. Life sentences for Persistent Offenders are considered to be within the standard range. Life sentences ordered as part of an exceptional sentence are above the standard range.

**Table 13. Fiscal Year 2004
Average Sentence of "Most Serious Offenders" by County**

COUNTY	Number	Month
Adams	6	51.2
Asotin	13	67.3
Benton	52	35.4
Chelan	21	41.7
Clallam	17	28.9
Clark	131	60.4
Columbia	2	280.0
Cowlitz	87	37.2
Douglas	11	55.4
Ferry	4	16.1
Franklin	29	50.6
Garfield	3	62.0
Grant	36	51.6
Grays Harbor	32	68.8
Island	17	64.4
Jefferson	4	263.3
King	594	63.7
Kitsap	122	39.9
Kittitas	6	61.2
Klickitat	15	80.1
Lewis	54	67.7
Lincoln	6	95.5
Mason	16	74.6
Okanogan	23	22.7
Pacific	3	82.0
Pend Oreille	3	74.0
Pierce	456	62.4
San Juan	4	19.5
Skagit	36	57.4
Skamania	3	62.0
Snohomish	189	55.3
Spokane	218	68.9
Stevens	21	95.9
Thurston	100	63.0
Walla Walla	17	30.7
Whatcom	81	54.8
Whitman	4	53.5
Yakima	97	50.9
TOTAL	2533	59.2

LIFE OR DEATH* SENTENCES, BY COUNTY

COUNTY	Number	Sentence
Clark	2	Life
Cowlitz	1	Life
Grays Harbor	1	Life
King	8	Life
Lewis	1	Life
Pierce	7	Life
Snohomish	6	Life
Spokane	1	Life
Thurston	1	Life
Whatcom	1	Life
TOTAL	29	

NOTE: The definition of "Most Serious Offender" used in this table is a person convicted of a "most serious offense" as defined in RCW 9.94A.030.

*A Persistent Offender may be sentenced to death if the "third strike" offense is Aggravated Murder.

**Table 14. Fiscal Year 2004
"Persistent Offenders" by County**

COUNTY	TOTAL
Clark	2
Cowlitz	1
Grays Harbor	1
King	5
Kitsap	1
Lewis	2
Pierce	6
Snohomish	5
Thurston	1
TOTAL	24¹

¹ Includes 13 persistent offenders sentenced as two-strike sex offenders.

EXCEPTIONAL SENTENCES

Under provisions of the Sentencing Reform Act (SRA), every adult felony offense has a presumed range of punishment determined by the seriousness of the offense, by the number and type of other current offenses and by the number and type of prior adult and juvenile offenses. The presumptive range for certain offenses may be increased for weapon usage, for dealing drugs in a school or other protected zone or for certain drug offenses committed in a correctional facility. The presumptive range is decreased by 25 percent if the current offense is an attempt, conspiracy or solicitation to commit a felony. Some alternative sentences are possible under the First-time Offender Waiver (FTOW) for first time offenders, excluding violent, sex or certain drug offenders. In addition, the Special Sex Offender Sentencing Alternative (SSOSA) allows suspended sentences for certain offenders, and the Drug Offender Sentencing Alternative (DOSA) allows for reduced confinement time for eligible offenders.

The SRA presumes that, in most cases, a sentencing judge will impose a sentence within the standard range for the offense. An exceptional sentence is a sentence outside the standard range. (Alternative sentences under FTOW, SSOSA or DOSA are not considered exceptional sentences.) An exceptional sentence is allowed if there are substantial and compelling reasons supported by the record. The judge is required to record these reasons in writing. Some exceptional sentences do not result in incarceration outside the standard range, but are used to provide sentence conditions not otherwise permitted (*e.g.*, lengthy community supervision). The prosecution or the defense may appeal exceptional sentences.

The following tables summarize the reasons recorded by sentencing judges when imposing exceptional sentences. Reasons are summarized separately for mitigated sentences, aggravated sentences and sentences within the standard range.

**Table 15. Fiscal Year 2004
Mitigated Exceptional Sentence Reasons**

REASON	NUMBER
All parties agreed to mitigated sentence.	359
Part of a Mitigated Plea Agreement	118
Other mitigating factor.	60
The defendant's mental condition.	16
Victim was an initiator, willing participant, aggressor, or provoker.	15
The multiple offense policy results in a clearly excessive presumptive sent.	14
Exceptional sentence is more appropriate/is in the interests of justice.	13
Capacity to appreciate the wrongfulness was significantly impaired.	12
To make frugal use of the state's resources.	7
Crime committed under duress, coercion, threat, or compulsion.	6
With no apparent predisposition, was induced by others to participate.	6
Small quantity of drugs involved.	6
Assisted law enforcement/agreed to help in prosecution of codefendant.	5
Defendant's physical condition.	5
For defendant's rehabilitation or treatment.	5
Defendant is addressing psychological problem.	4
No prior convictions or they are remote in time.	3
Defendant's age.	2
Defendant is remorseful.	2
Before detection, the defendant compensated victim, or made effort.	2
Defendant to be deported or released into the custody of INS.	2
Defendant should be sentenced according to agreed range (clerical error).	1
Offense is response to victim's abuse of defendant or defendant's children.	1
Defendant is making an effort to change criminal behavior or demonstrates a desire to do so.	1
Strong relationship between drug or alcohol addiction and criminal activity.	1
Defendant's actions did not intend crime or harm.	1
Equivalent sentence with that given codefendant.	1
Offense principally accomplished by another, defendant caution or concern.	1
For the purpose of a DOSA Sentence	1
No injury to the victim.	1
Mitigated total confinement imposed w/extended community custody	1
Offender's guilty plea allowed victim to avoid testimony at trial	1

**Table 15. Fiscal Year 2004
Mitigated Exceptional Sentence Reasons**

REASON	NUMBER
Defendant paid restitution or accepts responsibility for paying it.	1
Defendant is providing support to dependents.	1
Defendant has community or family support.	1
Other aggravating factor.	1
For purposes of sentencing offender to a DOSA alternative sentence	1
Total Reasons:	678
Total Mitigated Sentences:	500
Total Reasons Per Case:	1.4

**Table 16. Fiscal Year 2004
Aggravated Exceptional Sentence Reasons**

REASON	NUMBER
Defendant agreed to prison, greater sentence, or treatment.	474
The sentence was the result of a plea	109
The multiple offense policy results in a clearly lenient presumptive sent.	54
Victim was particularly vulnerable.	33
Other aggravating factor.	23
Factors in criminal record.	20
Criminal history score greater than 9 points.	19
Major economic offense involving multiple victims or multiple incidents.	17
Defendant was in a position of trust (not an economic or drug offense).	17
Drug offense - quantity substantially larger than personal use (dealing).	13
Major economic offense - used position of trust, confidence, responsibility.	11
Deliberate cruelty to the victim.	11
Seriousness of the offense/more egregious than the typical circumstances of the crime.	9
Major economic offense substantially greater than typical for the offense.	7
Major economic offense - high sophistication, planning, long time period.	7
Multiple victims or multiple incidents per victim (not an economic offense).	5
A domestic violence offense that was a part of an ongoing pattern of psychological , physical, or sex abuse of victim multiple incidents over a prolonged period of time.	5
Offender has significant unscored criminal history	4
Defendant showed no remorse.	4
Part of an ongoing pattern of sexual abuse of the same victim under 18.	3
Additional incidents which, if charged, would result in higher range.	3
Rapid recidivism.	2
The defendant committed the crime with sexual motivation.	2
A domestic violence offense that occurred in sight or sound of victim's children under age 18.	2
Greater treatment available in prison/hospital.	2
For purposes of sentencing offender to a DOSA alternative sentence	2
Drug offense - high sophistication, planning, long time period, broad area.	2
Injuries were greater than necessary for the crime.	1
Sophisticated and well planned methods (not an economic or drug offense).	1
Continuing criminal activity after arrest or while on probation or parole.	1
Defendant violated zone of privacy.	1

**Table 16. Fiscal Year 2004
Aggravated Exceptional Sentence Reasons**

REASON	NUMBER
Sentence will promote respect for the law.	1
Defendant does not accept responsibility for actions, blames others.	1
The defendant has a pattern of escalating violence.	1
A domestic violence offense in which the offender's conduct was deliberately cruel, intimidated the victim.	1
Drug offense - offender occupied a high position in distribution hierarchy.	1
Crime injured/harmed a person other than the victim.	1
Total Reasons:	870
Total Aggravated Sentences:	648
Total Reasons Per Case:	1.3

**Table 17. Fiscal Year 2004
Within Standard Range Exceptional Sentence Reasons**

REASON	NUMBER
Exceptional sentence is within the presumptive range.	30
All parties agreed to mitigated sentence.	7
Part of a Mitigated Plea Agreement	5
Defendant agreed to prison, greater sentence, or treatment.	3
No findings entered.	3
Extended community custody/supervision portion of sentence for treatment or other conditions of sentence	2
Exceptional sentence is more appropriate/is in the interests of justice.	2
The sentence was the result of a plea	1
The crime was gang related.	1
Defendant is addressing psychological problem.	1
The defendant committed the crime with sexual motivation.	1
Other aggravating factor.	1
Drug offense - offender occupied a high position in distribution hierarchy.	1
Drug offense - manufacture of controlled substances for use by others.	1
Other mitigating factor.	1
The multiple offense policy results in a clearly excessive presumptive sent.	1
A domestic violence offense that was a part of an ongoing pattern of psychological , physical, or sex abuse of victim multiple incidents over a prolonged period of time.	1
Total Reasons:	62
Total Sentences:	38
Total Reasons Per Case:	1.6

SEX OFFENDER SENTENCING UNDER RCW 9.94A.712

During the 2001 Second Special Session, the Legislature enacted 3ESSB 6151 – The Management of Sex Offenders in the Civil Commitment and Criminal Justice Systems. Essentially, any offender, who is not a persistent offender, who is sentenced for any one of the offenses enumerated in RCW 9.94A.712(1)(a)(i) or (ii), or an attempt to commit any of those offenses, or is convicted of any sex offense, except failure to register, and has a prior conviction for a “two-strike” offense under RCW 9.94A.030(32)(b), is to receive an indeterminate sentence. The only exception is for offenders seventeen years old or younger at the time of the offense who are sentenced for rape of a child in the first degree, rape of a child in the second degree or child molestation in the first degree.

The minimum term of the sentence is to be set in the standard range, according to the seriousness level of the offense and the offender score. The minimum term may also constitute an exceptional sentence as provided by RCW 9.94A.535. The maximum term is the statutory maximum sentence for the offense. Offenders sentenced to an indeterminate sentence are eligible for earned release pursuant to RCW 9.94A.728, have the opportunity for sex offender treatment while incarcerated and are eligible for the Special Sex Offender Sentencing Alternative as provided in RCW 9.94A.670. Additionally, all sentences under this scheme are to be served in prison, regardless of the length of the sentence.

Offenders sentenced under the indeterminate scheme fall under the purview of the Indeterminate Sentence Review Board through the maximum term of the sentence. Those released from prison will be supervised by the Department of Corrections and will remain on community custody through the maximum term of the sentence.

The bill also creates the offense of sexually violent predator escape, ranking it at seriousness level X on the adult felony sentencing grid and establishing a mandatory minimum sentence of 60 months.

Additionally, the bill expands the definitions of sexual misconduct of a minor in the first and second degree, reclassifies several offenses as Class A felonies and classifies attempts to commit any of a list of enumerated offenses as Class A felonies.

**Table 18. Fiscal Year 2004
"Determinate Plus" Sex Offender Sentences by County**

County of Sentence	FELONY CLASS OF QUALIFYING OFFENSE			Total ".712" Sentences
	Class A Supervision to Life	Class B Supervision to 10 yrs.	Class C Supervision to 5 yrs.	
Adams	0			0
Asotin	0			0
Benton	5			5
Chelan	1			1
Clallam	0			0
Clark	24			24
Columbia	0			0
Cowlitz	2			2
Douglas	3			3
Ferry	1			1
Franklin	4			4
Garfield	1			1
Grant	9			9
Grays Harbor	7			7
Island	2			2
Jefferson	2			2
King	45	2		47
Kitsap	13		1	14
Kittitas	1			1
Klickitat	4			4
Lewis	6	1		7
Lincoln	0			0
Mason	5			5
Okanogan	4			4
Pacific	0			0
Pend Oreille	0			0
Pierce	49	5		54
San Juan	0			0
Skagit	3			3
Skamania	0			0
Snohomish	25	2	0	27
Spokane	13	2	1	16
Stevens	3			3
Thurston	10	3		13
Wahkiakum	0			0
Walla Walla	1	1		2
Whatcom	5	1		6
Whitman	1		1	2
Yakima	5			5
Total	254	17	3	274

APPENDIX

The information contained herein is current as of Fiscal Year 2004, and does not reflect any changes enacted by the 2004 Legislature. Statutes presented and cited in the appendices may have been amended and become effective subsequent to Fiscal Year 2004 – the time period covered by this report

RCW 9.94A.510(1) — Adult Felony Sentencing Grid For Crimes Committed After July 24, 1999

		Offender Score									
		0	1	2	3	4	5	6	7	8	9 or More
Seriousness Level	XVI	Life Sentence Without Parole/Death Penalty									
	XV	23y 4m 240 - 320	24y 4m 250 - 333	25y 4m 261 - 347	26y 4m 271 - 361	27y 4m 281 - 374	28y 4m 291 - 388	30y 4m 312 - 416	32y 10m 338 - 450	36y 370 - 493	40y 411 - 548
	XIV	14y 4m 123 - 220	15y 4m 134 - 234	16y 2m 144 - 244	17y 154 - 254	17y 11m 165 - 265	18y 9m 175 - 275	20y 5m 195 - 295	22y 2m 216 - 316	25y 7m 257 - 357	29y 298 - 397
	XIII	12y 123 - 164	13y 134 - 178	14y 144 - 192	15y 154 - 205	16y 165 - 219	17y 175 - 233	19y 195 - 260	21y 216 - 288	25y 257 - 342	29y 298 - 397
	XII	9y 93 - 123	9y 11m 102 - 136	10y 9m 111 - 147	11y 8m 120 - 160	12y 6m 129 - 171	13y 5m 138 - 184	15y 9m 162 - 216	17y 3m 178 - 236	20y 3m 209 - 277	23y 3m 240 - 318
	XI	7y 6m 78 - 102	8y 4m 86 - 114	9y 2m 95 - 125	9y 11m 102 - 136	10y 9m 111 - 147	11y 7m 120 - 158	14y 2m 146 - 194	15y 5m 159 - 211	17y 11m 185 - 245	20y 5m 210 - 280
	X	5y 51 - 68	5y 6m 57 - 75	6y 62 - 82	6y 6m 67 - 89	7y 72 - 96	7y 6m 77 - 102	9y 6m 98 - 130	10y 6m 108 - 144	12y 6m 129 - 171	14y 6m 149 - 198
	IX	3y 31 - 41	3y 6m 36 - 48	4y 41 - 54	4y 6m 46 - 61	5y 51 - 68	5y 6m 57 - 75	7y 6m 77 - 102	8y 6m 87 - 116	10y 6m 108 - 144	12y 6m 129 - 171
	VIII	2y 21 - 27	2y 6m 26 - 34	3y 31 - 41	3y 6m 36 - 48	4y 41 - 54	4y 6m 46 - 61	6y 6m 67 - 89	7y 6m 77 - 102	8y 6m 87 - 116	10y 6m 108 - 144
	VII	18m 15 - 20	2y 21 - 27	2y 6m 26 - 34	3y 31 - 41	3y 6m 36 - 48	4y 41 - 54	5y 6m 57 - 75	6y 6m 67 - 89	7y 6m 77 - 102	8y 6m 87 - 116
	VI	13m 12+ - 14	18m 15 - 20	2y 21 - 27	2y 6m 26 - 34	3y 31 - 41	3y 6m 36 - 48	4y 6m 46 - 61	5y 6m 57 - 75	6y 6m 67 - 89	7y 6m 77 - 102
	V	9m 6 - 12	13m 12+ - 14	15m 13 - 17	18m 15 - 20	2y 2m 22 - 29	3y 2m 33 - 43	4y 41 - 54	5y 51 - 68	6y 62 - 82	7y 72 - 96
	IV	6m 3 - 9	9m 6 - 12	13m 12+ - 14	15m 13 - 17	18m 15 - 20	2y 2m 22 - 29	3y 2m 33 - 43	4y 2m 43 - 57	5y 2m 53 - 70	6y 2m 63 - 84
	III	2m 1 - 3	5m 3 - 8	8m 4 - 12	11m 9 - 12	14m 12+ - 16	20m 17 - 22	2y 2m 22 - 29	3y 2m 33 - 43	4y 2m 43 - 57	5y 51 - 68
	II	45d 0 - 90 ^(Days)	4m 2 - 6	6m 3 - 9	8m 4 - 12	13m 12+ - 14	16m 14 - 18	20m 17 - 22	2y 2m 22 - 29	3y 2m 33 - 43	4y 2m 43 - 57
	I	30d 0 - 60 ^(Days)	45d 0 - 90 ^(Days)	3m 2 - 5	4m 2 - 6	5m 3 - 8	8m 4 - 12	13m 12+ - 14	16m 14 - 18	20m 17 - 22	2y 2m 22 - 29

RCW 9.94A.515 Table 2--Crimes included within each seriousness level.

TABLE 2		
CRIMES INCLUDED WITHIN EACH SERIOUSNESS LEVEL		
XVI	Aggravated Murder 1 (RCW 10.95.020)	
XV	Homicide by abuse (RCW 9A.32.055)	
	Malicious explosion 1 (RCW 70.74.280(1))	
	Murder 1 (RCW 9A.32.030)	
XIV	Murder 2 (RCW 9A.32.050)	
	Trafficking 1 (RCW 9A.40.100(1))	
XIII	Malicious explosion 2 (RCW 70.74.280(2))	
	Malicious placement of an explosive 1 (RCW 70.74.270(1))	
XII	Assault 1 (RCW 9A.36.011)	
	Assault of a Child 1 (RCW 9A.36.120)	
	Malicious placement of an imitation device 1 (RCW 70.74.272(1)(a))	
	Rape 1 (RCW 9A.44.040)	
	Rape of a Child 1 (RCW 9A.44.073)	
	Trafficking 2 (RCW 9A.40.100(2))	
XI	Manslaughter 1 (RCW 9A.32.060)	
	Rape 2 (RCW 9A.44.050)	
	Rape of a Child 2 (RCW 9A.44.076)	
X	Child Molestation 1 (RCW 9A.44.083)	
	Indecent Liberties (with forcible compulsion) (RCW 9A.44.100(1)(a))	
	Kidnapping 1 (RCW 9A.40.020)	
	Leading Organized Crime (RCW 9A.82.060(1)(a))	
	Malicious explosion 3 (RCW 70.74.280(3))	
	Sexually Violent Predator Escape (RCW 9A.76.115)	
IX	Assault of a Child 2 (RCW 9A.36.130)	
	Explosive devices prohibited (RCW 70.74.180)	
	Hit and Run--Death (RCW 46.52.020(4)(a))	

	Homicide by Watercraft, by being under the influence of intoxicating liquor or any drug (RCW 79A.60.050)	
	Inciting Criminal Profiteering (RCW 9A.82.060(1)(b))	
	Malicious placement of an explosive 2 (RCW 70.74.270(2))	
	Robbery 1 (RCW 9A.56.200)	
	Sexual Exploitation (RCW 9.68A.040)	
	Vehicular Homicide, by being under the influence of intoxicating liquor or any drug (RCW 46.61.520)	
VIII	Arson 1 (RCW 9A.48.020)	
	Homicide by Watercraft, by the operation of any vessel in a reckless manner (RCW 79A.60.050)	
	Manslaughter 2 (RCW 9A.32.070)	
	Promoting Prostitution 1 (RCW 9A.88.070)	
	Theft of Ammonia (RCW 69.55.010)	
	Vehicular Homicide, by the operation of any vehicle in a reckless manner (RCW 46.61.520)	
VII	Burglary 1 (RCW 9A.52.020)	
	Child Molestation 2 (RCW 9A.44.086)	
	Civil Disorder Training (RCW 9A.48.120)	
	Dealing in depictions of minor engaged in sexually explicit conduct (RCW 9.68A.050)	
	Drive-by Shooting (RCW 9A.36.045)	
	Homicide by Watercraft, by disregard for the safety of others (RCW 79A.60.050)	
	Indecent Liberties (without forcible compulsion) (RCW 9A.44.100(1) (b) and (c))	
	Introducing Contraband 1 (RCW 9A.76.140)	
	Malicious placement of an explosive 3 (RCW 70.74.270(3))	
	Sending, bringing into state depictions of minor engaged in sexually explicit conduct (RCW 9.68A.060)	
	Unlawful Possession of a Firearm in the first degree (RCW 9.41.040(1))	
	Use of a Machine Gun in Commission of a Felony (RCW 9.41.225)	

	Vehicular Homicide, by disregard for the safety of others (RCW 46.61.520)	
VI	Bail Jumping with Murder 1 (RCW 9A.76.170(3)(a))	
	Bribery (RCW 9A.68.010)	
	Incest 1 (RCW 9A.64.020(1))	
	Intimidating a Judge (RCW 9A.72.160)	
	Intimidating a Juror/Witness (RCW 9A.72.110, 9A.72.130)	
	Malicious placement of an imitation device 2 (RCW 70.74.272(1)(b))	
	Rape of a Child 3 (RCW 9A.44.079)	
	Theft of a Firearm (RCW 9A.56.300)	
	Unlawful Storage of Ammonia (RCW 69.55.020)	
V	Abandonment of dependent person 1 (RCW 9A.42.060)	
	Advancing money or property for extortionate extension of credit (RCW 9A.82.030)	
	Bail Jumping with class A Felony (RCW 9A.76.170(3)(b))	
	Child Molestation 3 (RCW 9A.44.089)	
	Criminal Mistreatment 1 (RCW 9A.42.020)	
	Custodial Sexual Misconduct 1 (RCW 9A.44.160)	
	Domestic Violence Court Order Violation (RCW 10.99.040, 10.99.050, 26.09.300, 26.10.220, 26.26.138, 26.50.110, 26.52.070, or 74.34.145)	
	Extortion 1 (RCW 9A.56.120)	
	Extortionate Extension of Credit (RCW 9A.82.020)	
	Extortionate Means to Collect Extensions of Credit (RCW 9A.82.040)	
	Incest 2 (RCW 9A.64.020(2))	
	Kidnapping 2 (RCW 9A.40.030)	
	Perjury 1 (RCW 9A.72.020)	
	Persistent prison misbehavior (RCW 9.94.070)	
	Possession of a Stolen Firearm (RCW 9A.56.310)	
	Rape 3 (RCW 9A.44.060)	
	Rendering Criminal Assistance 1 (RCW 9A.76.070)	
	Sexual Misconduct with a Minor 1 (RCW 9A.44.093)	

	Sexually Violating Human Remains (RCW 9A.44.105)	
	Stalking (RCW 9A.46.110)	
	Taking Motor Vehicle Without Permission 1 (RCW 9A.56.070)	
IV	Arson 2 (RCW 9A.48.030)	
	Assault 2 (RCW 9A.36.021)	
	Assault by Watercraft (RCW 79A.60.060)	
	Bribing a Witness/Bribe Received by Witness (RCW 9A.72.090, 9A.72.100)	
	Cheating 1 (RCW 9.46.1961)	
	Commercial Bribery (RCW 9A.68.060)	
	Counterfeiting (RCW 9.16.035(4))	
	Endangerment with a Controlled Substance (RCW 9A.42.100)	
	Escape 1 (RCW 9A.76.110)	
	Hit and Run--Injury (RCW 46.52.020(4)(b))	
	Hit and Run with Vessel--Injury Accident (RCW 79A.60.200(3))	
	Identity Theft 1 (RCW 9.35.020(2))	
	Indecent Exposure to Person Under Age Fourteen (subsequent sex offense) (RCW 9A.88.010)	
	Influencing Outcome of Sporting Event (RCW 9A.82.070)	
	Malicious Harassment (RCW 9A.36.080)	
	Residential Burglary (RCW 9A.52.025)	
	Robbery 2 (RCW 9A.56.210)	
	Theft of Livestock 1 (RCW 9A.56.080)	
	Threats to Bomb (RCW 9.61.160)	
	Trafficking in Stolen Property 1 (RCW 9A.82.050)	
	Unlawful factoring of a credit card or payment card transaction (RCW 9A.56.290(4)(b))	
	Unlawful transaction of health coverage as a health care service contractor (RCW 48.44.016(3))	
	Unlawful transaction of health coverage as a health maintenance organization (RCW 48.46.033(3))	
	Unlawful transaction of insurance business (RCW 48.15.023(3))	

	Unlicensed practice as an insurance professional (RCW 48.17.063(3))	
	Use of Proceeds of Criminal Profiteering (RCW 9A.82.080 (1) and (2))	
	Vehicular Assault, by being under the influence of intoxicating liquor or any drug, or by the operation or driving of a vehicle in a reckless manner (RCW 46.61.522)	
	Willful Failure to Return from Furlough (. *RCW 72.66.060)	
III	Abandonment of dependent person 2 (RCW 9A.42.070)	
	Assault 3 (RCW 9A.36.031)	
	Assault of a Child 3 (RCW 9A.36.140)	
	Bail Jumping with class B or C Felony (RCW 9A.76.170(3)(c))	
	Burglary 2 (RCW 9A.52.030)	
	Communication with a Minor for Immoral Purposes (RCW 9.68A.090)	
	Criminal Gang Intimidation (RCW 9A.46.120)	
	Criminal Mistreatment 2 (RCW 9A.42.030)	
	Custodial Assault (RCW 9A.36.100)	
	Cyberstalking (subsequent conviction or threat of death) (RCW 9.61.260(3))	
	Escape 2 (RCW 9A.76.120)	
	Extortion 2 (RCW 9A.56.130)	
	Harassment (RCW 9A.46.020)	
	Intimidating a Public Servant (RCW 9A.76.180)	
	Introducing Contraband 2 (RCW 9A.76.150)	
	Malicious Injury to Railroad Property (RCW 81.60.070)	
	Patronizing a Juvenile Prostitute (RCW 9.68A.100)	
	Perjury 2 (RCW 9A.72.030)	
	Possession of Incendiary Device (RCW 9.40.120)	
	Possession of Machine Gun or Short-Barreled Shotgun or Rifle (RCW 9.41.190)	
	Promoting Prostitution 2 (RCW 9A.88.080)	
	Securities Act violation (RCW 21.20.400)	
	Tampering with a Witness (RCW 9A.72.120)	

	Telephone Harassment (subsequent conviction or threat of death) (RCW 9.61.230(2))	
	Theft of Livestock 2 (RCW 9A.56.083)	
	Trafficking in Stolen Property 2 (RCW 9A.82.055)	
	Unlawful Imprisonment (RCW 9A.40.040)	
	Unlawful possession of firearm in the second degree (RCW 9.41.040(2))	
	Vehicular Assault, by the operation or driving of a vehicle with disregard for the safety of others (RCW 46.61.522)	
	Willful Failure to Return from Work Release (. *RCW 72.65.070)	
II	Computer Trespass 1 (RCW 9A.52.110)	
	Counterfeiting (RCW 9.16.035(3))	
	Escape from Community Custody (RCW 72.09.310)	
	Health Care False Claims (RCW 48.80.030)	
	Identity Theft 2 (RCW 9.35.020(3))	
	Improperly Obtaining Financial Information (RCW 9.35.010)	
	Malicious Mischief 1 (RCW 9A.48.070)	
	Possession of Stolen Property 1 (RCW 9A.56.150)	
	Theft 1 (RCW 9A.56.030)	
	Theft of Rental, Leased, or Lease-purchased Property (valued at one thousand five hundred dollars or more) (RCW 9A.56.096(5)(a))	
	Trafficking in Insurance Claims (RCW 48.30A.015)	
	Unlawful factoring of a credit card or payment card transaction (RCW 9A.56.290(4)(a))	
	Unlawful Practice of Law (RCW 2.48.180)	
	Unlicensed Practice of a Profession or Business (RCW 18.130.190(7))	
I	Attempting to Elude a Pursuing Police Vehicle (RCW 46.61.024)	
	False Verification for Welfare (RCW 74.08.055)	
	Forgery (RCW 9A.60.020)	
	Fraudulent Creation or Revocation of a Mental Health Advance Directive (RCW 9A.60.060)	
	Malicious Mischief 2 (RCW 9A.48.080)	
	Mineral Trespass (RCW 78.44.330)	

	Possession of Stolen Property 2 (RCW 9A.56.160)	
	Reckless Burning 1 (RCW 9A.48.040)	
	Taking Motor Vehicle Without Permission 2 (RCW 9A.56.075)	
	Theft 2 (RCW 9A.56.040)	
	Theft of Rental, Leased, or Lease-purchased Property (valued at two hundred fifty dollars or more but less than one thousand five hundred dollars) (RCW 9A.56.096(5)(b))	
	Transaction of insurance business beyond the scope of licensure (RCW 48.17.063(4))	
	Unlawful Issuance of Checks or Drafts (RCW 9A.56.060)	
	Unlawful Possession of Fictitious Identification (RCW 9A.56.320)	
	Unlawful Possession of Instruments of Financial Fraud (RCW 9A.56.320)	
	Unlawful Possession of Payment Instruments (RCW 9A.56.320)	
	Unlawful Possession of a Personal Identification Device (RCW 9A.56.320)	
	Unlawful Production of Payment Instruments (RCW 9A.56.320)	
	Unlawful Trafficking in Food Stamps (RCW 9.91.142)	
	Unlawful Use of Food Stamps (RCW 9.91.144)	
	Vehicle Prowl 1 (RCW 9A.52.095)	

[2004 c 94 § 3; (2004 c 94 § 2 expired July 1, 2004). Prior: 2003 c 335 § 5; (2003 c 335 § 4 expired July 1, 2004); 2003 c 283 § 33; (2003 c 283 § 32 expired July 1, 2004); 2003 c 267 § 3; (2003 c 267 § 2 expired July 1, 2004); 2003 c 250 § 14; (2003 c 250 § 13 expired July 1, 2004); 2003 c 119 § 8; (2003 c 119 § 7 expired July 1, 2004); 2003 c 53 § 56; 2003 c 52 § 4; (2003 c 52 § 3 expired July 1, 2004); prior: 2002 c 340 § 2; 2002 c 324 § 2; 2002 c 290 § 7; (2002 c 290 § 2 expired July 1, 2003); 2002 c 253 § 4; 2002 c 229 § 2; 2002 c 134 § 2; 2002 c 133 § 4; prior: 2001 2nd sp.s. c 12 § 361; 2001 c 300 § 4; 2001 c 217 § 12; 2001 c 17 § 1; prior: 2001 c 310 § 4; 2001 c 287 § 3; 2001 c 224 § 3; 2001 c 222 § 24; 2001 c 207 § 3; 2000 c 225 § 5; 2000 c 119 § 17; 2000 c 66 § 2; prior: 1999 c 352 § 3; 1999 c 322 § 5; 1999 c 45 § 4; prior: 1998 c 290 § 4; 1998 c 219 § 4; 1998 c 82 § 1; 1998 c 78 § 1; prior: 1997 c 365 § 4; 1997 c 346 § 3; 1997 c 340 § 1; 1997 c 338 § 51; 1997 c 266 § 15; 1997 c 120 § 5; prior: 1996 c 302 § 6; 1996 c 205 § 3; 1996 c 36 § 2; prior: 1995 c 385 § 2; 1995 c 285 § 28; 1995 c 129 § 3 (Initiative Measure No. 159); prior: (1994 sp.s. c 7 § 510 repealed by 1995 c 129 § 19 (Initiative Measure No. 159)); 1994 c 275 § 20; 1994 c 53 § 2; prior: 1992 c 145 § 4; 1992 c 75 § 3; 1991 c 32 § 3; 1990 c 3 § 702; prior: 1989 2nd ex.s. c 1 § 3; 1989 c 412 § 3; 1989 c 405 § 1; 1989 c 271 § 102; 1989 c 99 § 1; prior: 1988 c 218 § 2; 1988 c 145 § 12; 1988 c 62 § 2; prior: 1987 c 224 § 1; 1987 c 187 § 4; 1986 c 257 § 23; 1984 c 209 § 17; 1983 c 115 § 3. Formerly RCW 9.94A.320.]

RCW 9.94A.517 Table 3—Drug offense sentencing grid.

Seriousness Level	Offender Score 0 to 2	Offender Score 3 to 5	Offender Score 6 to 9+
Level III	51 to 68 Months	68+ to 100 Months	100+ to 120 Months
Level II	12+ to 20 Months	20+ to 60 Months	60+ to 120 Months
Level I	0 to 6 Months	6+ to 18 Months	12+ to 24 Months

RCW 9.94A.518 Table 4--Drug offenses seriousness level.

TABLE 4

DRUG OFFENSES
INCLUDED WITHIN EACH SERIOUSNESS LEVEL

- III Any felony offense under chapter 69.50 RCW with a deadly weapon special verdict under RCW 9.94A.602
 - Controlled Substance Homicide (RCW 69.50.415)
 - Delivery of imitation controlled substance by person eighteen or over to person under eighteen (RCW 69.52.030(2))
 - Involving a minor in drug dealing (RCW 69.50.4015)
 - Manufacture of methamphetamine (RCW 69.50.401(2)(b))
 - Over 18 and deliver heroin, methamphetamine, a narcotic from Schedule I or II, or flunitrazepam from Schedule IV to someone under 18 (RCW 69.50.406)
 - Over 18 and deliver narcotic from Schedule III, IV, or V or a nonnarcotic, except flunitrazepam or methamphetamine, from Schedule I-V to someone under 18 and 3 years junior (RCW 69.50.406)
 - Possession of Ephedrine, Pseudoephedrine, or Anhydrous Ammonia with intent to manufacture methamphetamine .* (RCW 69.50.440)
 - Selling for profit (controlled or counterfeit) any controlled substance (RCW 69.50.410)
- II Create, deliver, or possess a counterfeit controlled substance (RCW 69.50.4011)

- Deliver or possess with intent to deliver methamphetamine (RCW 69.50.401(2)(b))
- Delivery of a material in lieu of a controlled substance (RCW 69.50.4012)
- Maintaining a Dwelling or Place for Controlled Substances (RCW 69.50.402(1)(f))
- Manufacture, deliver, or possess with intent to deliver amphetamine (RCW 69.50.401(2)(b))
- Manufacture, deliver, or possess with intent to deliver narcotics from Schedule I or II or flunitrazepam from Schedule IV (RCW 69.50.401(2)(a))
- Manufacture, deliver, or possess with intent to deliver narcotics from Schedule III, IV, or V or nonnarcotics from Schedule I-V (except marijuana, amphetamine, methamphetamines, or flunitrazepam) (RCW 69.50.401(2)(c) through (e))
- Manufacture, distribute, or possess with intent to distribute an imitation controlled substance (RCW 69.52.030(1))
- I Forged Prescription (RCW 69.41.020)
- Forged Prescription for a Controlled Substance (RCW 69.50.403)
- Manufacture, deliver, or possess with intent to deliver marijuana (RCW 69.50.401(2)(c))
- Possess Controlled Substance that is a Narcotic from Schedule III, IV, or V or Nonnarcotic from Schedule I-V (RCW 69.50.4013)
- Possession of Controlled Substance that is either heroin or narcotics from Schedule I or II (RCW 69.50.4013)
- Unlawful Use of Building for Drug Purposes (RCW 69.53.010)

[2003 c 53 § 57; 2002 c 290 § 9.]

NOTES: .*Reviser's note: cf. 2002 c 134 § 1.