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6		TON FOR KING COUNTY	
7	SUPERIOR COURT OF WASHING	TON FOR KING COUNTY	
8	STATE OF WASHINGTON,)	
9	Plaintiff,) No.	
10	VS.)) STATEMENT OF DEFENDANT ON	
11	,	PLEA OF GUILTY TO FELONYNON-SEX OFFENSE (STTDFG)	
12	Defendant.)	
13) _)	
14			
15	1. My true name is		
16	2. My date of birth is		
17	3. I went through the	grade.	
18	 4. I HAVE BEEN INFORMED AND FULLY UNDERSTAND THAT: (a) I have the right to representation by a lawyer; if I cannot afford to pay for a lawyer, one will be provided at no expense to me. My lawyer's name is (b) I am charged with the crime(s) of 		
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20			
21	The elements of this crime(s) are set forth in the inform	nation/amended information,	
22	which is incorporated by reference and which I have re-	eviewed with my lawyer.	
	FORM REV 6/16/23 STATEMENT OF DEFENDANT ON PLEA OF GUI (Felony) - 1	LTY	

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2			ND FULLY UNDERSTAND THA RIGHTS, AND I GIVE THEM AL	
3		EADING GUILTY:		
4	(a)	The right to a speedy and pul	blic trial by an impartial jury in the co	ounty where the crime
5	is alleged to	b have been committed;		
6	(b)	The right to remain silent bet	fore and during trial, and the right to	refuse to testify against
7	myself;			
8	(c)	The right at trial to testify and	d to hear and question the witnesses v	who testify against me;
9	(d)	The right at trial to have with	nesses testify for me. These witnesses	s can be made to
10	appear at no	o expense to me;		
11	(e)	The right to be presumed inn	ocent until the charge is proven beyo	nd a reasonable doubt
12	or I enter a	plea of guilty;		
13	(f)	The right to appeal a determin	nation of guilt after a trial.	
14		CONSIDERING THE CON DERSTAND THAT:	SEQUENCES OF MY GUILTY P	LEA(S), I
15 16	(a)	The crime(s) with which I an	n charged carries a sentence(s) of:	
17	Count No.	Standard Range	Enhancement That Will Be Added to Standard Range	Maximum Term and Fine
18				years
19				years \$
20				years \$
21 22	The	crime of	is a most serious offe	
	RCW 9.94	A.030, and if I have at least tw	vo prior convictions on separate occa	sions whether in this
	FORM RE STATEME (Felony) - 2	NT OF DEFENDANT ON P	LEA OF GUILTY	

state, in federal court, or elsewhere, of most serious crimes, I may be found to be a Persistent Offender. If I am found to be a Persistent Offender, the Court must impose the mandatory sentence of life imprisonment without the possibility of early release of any kind. RCW 9.94A.570. [If not 4 applicable, this paragraph should be stricken and initialed by the defendant and the judge_____.

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(b) The standard sentence range is based on the crime charged and my criminal history. Criminal history includes prior convictions and juvenile adjudications or convictions, whether in this state, in federal court, or elsewhere.

8 (c) The prosecuting attorney's statement of my criminal history is attached to this 9 agreement. Unless I have attached a different statement, I agree that the prosecuting attorney's 10 statement is correct and complete. If I have attached my own statement, I assert that it is correct 11 and complete. If I am convicted of any additional crimes between now and the time I am sentenced, 12 I am obligated to tell the sentencing judge about those convictions.

13 (d) If I am convicted of any new crimes before sentencing, or if any additional criminal 14 history is discovered, both the standard sentence range and the prosecuting attorney's 15 recommendations may increase or a mandatory sentence of life imprisonment without possibility of 16 parole may be required by law. Even so, I cannot change my mind and my plea of guilty to this 17 charge is binding on me.

18 (e) In addition to sentencing me to confinement, the judge will order me to pay any 19 mandatory fines or penalties that apply to my case. If this crime is a felony drug violation of RCW 20 Chapter 69.50, the judge will impose an additional fine of \$1000 (\$2000 if this is not my first such 21 conviction) unless the judge finds that I am indigent. If this crime is a violation of RCW 69.50.401 22 relating to synthetic cannabinoid, the judge will impose an additional fine of at least \$10,000

1	pursuant to RCW 69.50.430, unless the judge finds that I am indigent. If this crime resulted in
2	injury to any person or damages to or loss of property, the judge will order me to make restitution,
3	unless extraordinary circumstances exist which make restitution inappropriate. If restitution is
4	owed to an insurer or a state agency, in some circumstances the judge has the discretion to reduce or
5	waive the amount owed, based on my current or likely future inability to pay. The judge may also
6	order that I pay a fine, court costs, attorney fees, and other costs and fees, and place other
7	restrictions and requirements upon me. Furthermore, the judge may place me on community
8	custody.
9	(f) In addition to confinement, if the total period of confinement ordered is more than 12
10	months, the judge will sentence me to the following period(s) of community custody, unless the
11	judge finds substantial and compelling reasons to do otherwise:
12	For crimes committed prior to July 1, 2000: for a drug offense, assault 2, assault of a child
13	2, or any crime against a person where there is a finding that I or an accomplice was armed with a
14	deadly weapon, one year; for any vehicular homicide or for a vehicular assault by being under the
15	influence or by operation of a vehicle in a reckless manner, 18 months; for a serious violent offense,
16	two years.
17	For crimes committed on or after July 1, 2000, and prior to August 1, 2009, as follows:
18	 Count(s), serious violent offense: a range of 24 to 36 months. Count(s), violent offense: 18 months.
19	□ Count(s), crimes against persons as defined by RCW 9.94A.411 or violation of RCW 69.50 or 69.52: a range of 9 to 12 months.
20	For crimes committed on or after August 1, 2009, as follows:
21	 Count(s), serious violent offense: 36 months. Count(s), violent offense: 18 months.
22	 Count(s), violate offender to mental. Count(s), crimes against persons as defined by RCW 9.94A.411 or violation of RCW 69.50 or 69.52: 12 months.
	FORM REV 6/16/23 STATEMENT OF DEFENDANT ON PLEA OF GUILTY (Felony) - 4

1 During the period(s) of community custody I may be under the supervision of the Department of 2 Corrections, and I will have restrictions and requirements placed upon me. My failure to comply 3 with these conditions will result in the Department of Corrections transferring me to a more 4 restrictive confinement status or other sanctions being imposed. [If not applicable, this section 5 should be stricken and initialed by the defendant and the judge_____. 6 (g) The prosecuting attorney will make the following recommendation to the judge: 7 8 9 10 □ The prosecutor will make the recommendation stated in the plea Agreement and State's 11 Sentence Recommendation, which are incorporated by reference. 12 (h) The judge does not have to follow anyone's recommendation as to sentence. As to 13 crimes committed when I was 18 years old or older, the judge must impose a sentence within the 14 standard range unless there is a finding of substantial and compelling reasons not to do so or both 15 parties stipulate to a sentence outside the standard range. As to crimes committed when I was under 16 18 years old, the judge has some discretion to depart from the standard range, any mandatory term, 17 and any enhancement. If I am subject to a sentence of life without parole for a crime committed 18 when I was under 21 years old, the judge has discretion to depart from that sentence. If the judge 19 departs from the standard range (including mandatory minimum terms and enhancements), either I 20 or the State can appeal that sentence to the extent to which it was not stipulated. If the sentence is 21 within the standard range, the right to appeal that sentence is limited. 22

(i) The crime of has a mandatory minimum sentence of 1 at least ______ years of total confinement. The law does not allow any reduction of this 2 3 sentence. For crimes committed on or after July 24, 2005, this does not apply to juveniles tried as 4 adults pursuant to a transfer of jurisdiction under RCW 13.40.110 (see RCW 9.94A.540(3)). [If not applicable, this paragraph should be stricken and initialed by the defendant and judge _____.] 5 (j) As to Count(s) , I am pleading guilty to the crime of aggravated murder in the first 6 7 degree and was under the age of 18 at the time of the offense. If I was under the age of 16 at the 8 time of the offense, RCW 10.95.030(3) requires the judge to impose a minimum term of total 9 confinement of 25 years and a maximum term of life for that crime. If I was at least 16 but less than 10 18 years old at the time of the offense, the judge will impose a minimum term of total confinement 11 that must be less than life without the possibility of parole and that RCW 10.95.030(3) requires to 12 be at least 25 years, and will impose a maximum term of life for that crime. During the minimum 13 term, I will not be eligible for earned early release time, home detention, partial confinement, work 14 release or any form of early release. [If not applicable, this paragraph should be stricken and 15 initialed by the defendant and the judge _____.]

(k) Because I was under the age of 18 at the time of all of the offenses to which I am
pleading guilty (and I am not pleading guilty to aggravated murder), under certain conditions I may
petition the indeterminate sentence review board for early release from the sentence for these
offenses after 20 years of total confinement, if at that time I have not been convicted of any crime
committed after I reached the age of 18. If I am released early, I will be subject to community
custody for a period up to the length of the court-imposed term of confinement and I may be

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returned to confinement if I violate a condition(s) of community custody. [If <u>not</u> applicable, this paragraph should be stricken and initialed by the defendant and the judge ______.]

(1) The crime charged in Count ______ includes a firearm / deadly weapon 3 sentence enhancement of ______ months. This additional 4 5 confinement time is mandatory and must be served consecutively to any other sentence and any 6 other enhancement I have already received or will receive in this or any other cause. However, if I 7 was under the age of 18 at the time of this offense: (1) the judge may reduce this enhancement; and 8 (2) this enhancement does not preclude release after 20 years of confinement, upon approval of a 9 petition pursuant to RCW 9.94A.730. [If not applicable, this paragraph should be stricken and 10 initialed by the defendant and the judge _____.]

11 (m) If this offense is a felony firearm offense as defined by RCW 9.41.010 (including any 12 felony committed while armed with a firearm, drive-by shooting, unlawful possession of a firearm, 13 theft of a firearm, and possession of a stolen firearm), the judge may impose a requirement that I 14 register with the sheriff in the County where I reside, for a period of four years from sentencing or 15 from my release from confinement for this offense, whichever is later, in compliance with RCW 16 9.41.333. If this offense, or an offense committed in conjunction with this offense, involved sexual 17 motivation, was committed against a child under 18, or was a serious violent offense, the judge 18 must impose this registration requirement. If it is later determined by the appellate courts that the 19 facts required to order registration have not been properly established, any firearm offender 20 registration requirement will be stricken.

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(n) The sentences imposed on counts _____, except for any weapons enhancement, will run concurrently unless there is a finding of substantial and compelling reasons to do otherwise. [If not applicable, this paragraph should be stricken and initialed by the defendant and judge

(o) Government assistance may be suspended during any period of confinement.

(p) For the crime of vehicular homicide while under the influence of intoxicating liquor or any drug, the sentence will be increased by two years for each prior offense as defined in RCW 46.61.5055. This additional confinement time is mandatory unless I was under the age of 18 at the time of the crime, shall be served in total confinement, and must be served consecutively to any 10 other enhancement and to any other felony sentence. [If not applicable, this paragraph should be 11 stricken and initialed by the defendant and the judge _____.]

12 (q) For the crimes of vehicular homicide committed while under the influence of 13 intoxicating liquor or any drug, or for vehicular assault committed while under the influence of 14 intoxicating liquor or any drug, or for any felony driving under the influence, or felony physical 15 control under the influence, the court will add 12 months to the standard sentence range for each 16 child passenger under the age of 16 who is an occupant in the defendant's vehicle. These 17 enhancements are mandatory unless I was under the age of 18 at the time of the crime, shall be 18 served in total confinement, and must be served consecutively to any other enhancement and to any 19 other felony sentence. For crimes on or after June 11, 2020, this additional confinement time also 20 shall run consecutively to all other child passenger enhancements. [If not applicable, this 21 paragraph should be stricken and initialed by the defendant and the judge _____.]

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1 (r) Because I am pleading guilty to felony driving under the influence of intoxicating liquor, 2 or any drugs, or felony actual physical control of a motor vehicle while under the influence of 3 intoxicating liquor, or any drug, in addition to the provisions of chapter 9.94A RCW I will be 4 required to undergo alcohol or chemical dependency treatment services during incarceration. I will 5 be required to pay the costs of treatment unless the court finds that I am indigent. My driving 6 privileges will be suspended, revoked or denied. Following the period of suspension, revocation or 7 denial, I must comply with the Department of Licensing ignition interlock device requirements. In 8 addition to any other costs of the ignition interlock device, I will be required to pay an additional fee 9 of \$20 per month. [If not applicable, this paragraph should be stricken and initialed by the defendant and the judge _____.] 10

(s) This conviction may affect my privilege to obtain a commercial motor vehicle driver's
license or result in the loss of any current commercial motor vehicle driver's license. RCW
46.25.090. [If <u>not</u> applicable, this paragraph should be stricken and initialed by the defendant and
the judge _____.]

(t) Counts ______ are serious violent offenses arising from separate and distinct
criminal conduct and the sentences on those counts will run consecutively unless the judge finds
substantial and compelling reasons to do otherwise. As to crimes committed when I was under 18
years old, the judge has some discretion to depart from this requirement. [If not applicable, this
paragraph should be stricken and initialed by the defendant and the judge _____.]

(u) The judge may sentence me as a first-time offender instead of imposing a sentence
within the standard range if I qualify under RCW 9.94A.650. This sentence may include as much
as 90 days of confinement plus all of the conditions described in paragraph (6)(e). The judge also

may require me to undergo treatment, to devote time to a specific occupation, and to pursue a prescribed course of study or occupational training. In addition, I may be sentenced to up to 6 months or, if treatment is ordered, 12 months of community custody. [If <u>not</u> applicable, this paragraph should be stricken and initialed by the defendant and the judge _____.]

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5 (v) The judge may sentence me under the motor-vehicle felonies alternative if I qualify under RCW 9.94A.711 (for crimes committed on or after July 28, 2019). The court could sentence 6 7 me to 6 to 12 months of community custody that will be supervised by the Department of 8 Corrections, with restrictions and requirements placed on me. The sentence would include a period 9 of total confinement of no more than the midpoint of the standard range, reduced by one-third of the 10 ordered term of community custody. I would not be eligible for earned release time in excess of 11 one-third of the total sentence. [If not applicable, this paragraph should be stricken and initialed by 12 the defendant and the judge .]

13 (w) The judge may sentence me under the special drug offender sentencing alternative 14 (DOSA) if I qualify under RCW 9.94A.660 and 9.94A.662 (the change in qualifications reflected in 15 2020 Wash. Laws Ch. 252, sections 1 and 2 apply only if this crime (or crimes) occurred on or after 16 January 1, 2021). Under the prison-based DOSA alternative, the sentence would include a period of 17 total confinement for one-half of the midpoint of the standard range or 12 months, whichever is 18 greater, and community custody of at least one-half of the midpoint of the standard range, and all of 19 the other conditions described in paragraph (6)(e), and for domestic violence crimes committed on 20 or after 1/1/21, community custody must include an appropriate domestic violence treatment 21 program by a state-certified treatment provider. The judge could impose a residential treatment-22 based DOSA alternative that would include a period of up to six months of residential substance use

1 disorder treatment, up to thirty days confinement to facilitate direct transfer to a treatment facility 2 (for crimes after 1/1/21), 24 months of community custody, and all the other conditions described 3 in paragraph (6)(e). During confinement and community custody under either alternative, I will be 4 required to participate in substance use disorder evaluation and treatment, not to use illegal 5 controlled substances and to submit to testing to monitor that, and other restrictions and 6 requirements will be placed on me. [If not applicable, this paragraph should be stricken and 7 initialed by the defendant and the judge .____.] 8 (x) The judge may sentence me under the parenting sentencing alternative if I qualify under 9 RCW 9.94A.655. A sentence under that alternative would consist of a period of 12 months of

community custody, plus all of the other conditions described in paragraph (6)(e). During
community custody, I will be required to follow conditions imposed by the court and the
Department of Corrections. [If not applicable, this paragraph should be stricken and initialed by the
defendant and the judge _____.]

(y) The judge may sentence me under the mental health sentencing alternative if I qualify
under RCW 9.94A.695 and if I agree to participate in treatment. A sentence under that alternative
would consist of a period of 12 to 36 months of community custody, depending on the standard
range sentence for the crime, plus all of the other conditions described in paragraph (6)(e). During
community custody, I will be required to follow conditions imposed by the court and the
Department of Corrections. Specific treatment conditions also will be imposed. [If not applicable,
this paragraph should be stricken and initialed by the defendant and the judge ______.]

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1	(z) This plea of guilty will result in revocation of my privilege to drive under RCW
2	46.20.285 (1)-(3), (5)-(7). If I have a driver's license, I must now surrender it to the judge. [If not
3	applicable, this paragraph should be stricken and initialed by the defendant and the judge]
4	(aa) I understand that RCW 46.20.285(4) requires that my driver's license be revoked if the
5	judge finds that in the commission of the offense a motor vehicle was used in a manner that
6	endangered persons or property.
7	(bb) If I am not a citizen of the United States, a plea of guilty to an offense punishable as a
8	crime under state law is grounds for deportation, exclusion from admission to the United States, or
9	denial of naturalization pursuant to the laws of the United States.
10	(cc) I will be required to provide a biological sample for purposes of DNA identification
11	analysis. Refusal to provide a biological sample as required is a gross misdemeanor under RCW
12	43.43.754.
13	(dd) Because this crime involves a kidnapping or unlawful imprisonment offense involving
14	a minor, or because this crime is promoting prostitution in the first or second degree and I have at
15	least one prior conviction for promoting prostitution in the first or second degree, or because this
16	crime is (human) trafficking in the first degree under RCW 9A.40.100(1)(a)(i)(A)(III) or (IV) or
17	(1)(a)(i)(B) (relating to sexually explicit acts or commercial sex acts), I will be required to register
18	where I reside, attend school, or work. The specific registration requirements are described in the
19	"Offender Registration" Attachment. [If not applicable, this paragraph should be stricken and
20	initialed by the defendant and the judge]
21	(ee) Because the crime to which I am pleading guilty was the result of my arrest for one of
22	the following crimes, the listed fee for the crime of arrest must be imposed by the judge at

1	sentencing. The court may reduce the fine by up to two-thirds if it finds that I do not have the
2	ability to pay the fee.
2 3 4 5 6 7 8 9 10 11	
 12 13 14 15 16 17 18 19 20 21 22 	[If not applicable, this paragraph should be stricken and initialed by the defendant and the judge

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am sentenced to total confinement under the jurisdiction of the Department of Corrections or otherwise incarcerated as described in this subsection, my voter registration will be cancelled.

(hh) Because this is a crime of domestic violence, I may be ordered to pay a domestic violence assessment of up to \$115. If I, or the victim of the crime, have a minor child, the court may order me to participate in a domestic violence perpetrator program approved under RCW 43.20A.735. If I am convicted under RCW 7.105.450 or former RCW 26.50.110, for a violation that occurred on or after July 24, 2015, of a domestic violence protection order issued under chapter 7.105 RCW or former chapter 26.50 RCW, the court will impose a mandatory fine of \$15.00. [If <u>not</u> applicable, this paragraph should be stricken and initialed by the defendant and the judge 10 .]

11 (ii) Because this crime involves the manufacture, delivery, or possession with intent to 12 deliver methamphetamine, including its salts, isomers, and salts of isomers, or amphetamine, 13 including its salts, isomers, and salts of isomers, if a fine is imposed \$3,000 of the fine may not be 14 suspended. RCW 69.50.401(2)(b). [If not applicable, this paragraph should be stricken and 15 initialed by the defendant and the judge .]

16 (jj) Because this crime involves a violation of the state drug laws, my eligibility for state and 17 federal food stamps, welfare, and education benefits will be affected. 20 U.S.C. § 1091(r) and 21 18 U.S.C. § 862a. [If not applicable, this paragraph should be stricken and initialed by the defendant and the judge .] 19

20 (kk) Because the crimes I am pleading guilty to include both a conviction under RCW 21 9.41.040 for unlawful possession of a firearm in the first or second degree and one or more 22 convictions for the felony crimes of theft of a firearm or possession of a stolen firearm, the

1 sentences imposed for these crimes shall be served consecutively to each other. RCW 2 9.94A.589(1)(c). [If not applicable, this paragraph should be stricken and initialed by the defendant 3 and the judge _____.] 4 (11) If I have Washington State volunteer firefighters vehicle license plates, I must surrender 5 those license plates at the time this plea is entered. 6 (mm) If this conviction involves a violation of RCW chapter 77.15, the Department of Fish 7 and Wildlife may, and in some cases is required to, suspend or revoke my privileges that fall within 8 Fish and Wildlife licensing. [If not applicable, this paragraph should be stricken and initialed by 9 the defendant and the judge _____.] 10 (nn) Because I am pleading guilty to animal cruelty in the first degree, I will be 11 permanently prohibited from owning, caring for, possessing, or residing with any animals. The 12 court may order forfeiture of all animals seized and under certain circumstances it is required to do 13 so. [If not applicable, this paragraph should be stricken and initialed by the defendant and the judge 14 .] 15 (oo) Because I am pleading guilty to violating an extreme risk protection order under RCW 16 7.105.460, I will be prohibited from possessing, receiving, having in my control, or attempting to 17 purchase or receive any firearm for an additional five years beyond the expiration of that order. 18 [If not applicable, this paragraph should be stricken and initialed by the defendant and the judge 19 .] 20 21 22 FORM **REV 6/16/23** STATEMENT OF DEFENDANT ON PLEA OF GUILTY (Felony) - 15

1	7. I plead guilty to the crime(s) of
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4	as charged in the information/ amended information, including all charged
5	enhancements and domestic violence designations. I have received a copy of that information.
6	8. I make this plea freely and voluntarily.
7	9. No one has threatened harm of any kind to me or to any other person to cause me to
8	make this plea.
9	10. No person has made promises of any kind to cause me to enter this plea except as set
10	forth in this statement.
11	11. The judge has asked me to state briefly in my own words what I did that makes me
12	guilty of this (these) crime(s), including enhancements and domestic violence relationships, if they
13	apply. This is my statement:
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	FORM REV 6/16/23 STATEMENT OF DEFENDANT ON PLEA OF GUILTY (Felony) - 16

1	12. My lawyer has explained to me, and we have fully discussed, all of the above	
2	paragraphs. I understand them all. I have been given a copy of this "Statement of Defendant on	
3	Plea of Guilty." I have no further questions to ask the judge.	
4		
5	DEFENDANT	
6	I have read and discussed this statement with the defendant and believe that the	
7	defendant is competent and fully understands the statement.	
8		
9 10	PROSECUTING ATTORNEYDEFENDANT'S LAWYERPrint Name:Print Name:	
11	WSBA# WSBA#	
 12 13 14 15 16 17 18 19 20 	The foregoing statement was signed by the defendant in open court in the presence of the defendant's lawyer and the undersigned judge. The defendant asserted that [check appropriate box]: [] (a) The defendant had previously read; or [] (b) The defendant's lawyer had previously read to him or her; or [] (c) An interpreter had previously read to the defendant the entire statement above; and that the defendant understood it in full. I find the defendant's plea of guilty to be knowingly, intelligently and voluntarily made. The defendant understands the charges and the consequences of the plea. There is a factual basis for the plea. The defendant is guilty as charged. Dated this day of, 20	
21 22	JUDGE	
	FORM REV 6/16/23 STATEMENT OF DEFENDANT ON PLEA OF GUILTY (Felony) - 17	

1	I am a Washington State court certified interpreter or have been found otherwise qualified by the		
2	court to interpret in the <u>language</u> language and I am fluent in that language, which the defendant understands. I have interpreted this entire document for the defendant from		
3	English into that language. I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.		
4	Dated this day of, 20		
5	INTERPRETER		
6	Print Name:		
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8			
9	[<u>If bilingual Spanish form is used</u> .] I am a Washington State court certified interpreter for the Spanish language. I have provided in this form a written Spanish translation of the portions of the		
10	form completed in English by the defendant or the defendant's attorney. I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.		
11	Dated this day of, 20		
12	TRANSLATOR		
13	Print Name:		
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	FORM REV 6/16/23 STATEMENT OF DEFENDANT ON PLEA OF GUILTY (Felony) - 18		