

From: [OFFICE RECEPTIONIST, CLERK](#)
To: [Linford, Tera](#)
Subject: FW: Comment regarding proposed amendments to CrR 3.2
Date: Monday, May 3, 2021 8:11:20 AM

From: Anderson, Rhyen [mailto:Rhyen.Anderson@kingcounty.gov]
Sent: Friday, April 30, 2021 5:06 PM
To: OFFICE RECEPTIONIST, CLERK <SUPREME@COURTS.WA.GOV>
Subject: Comment regarding proposed amendments to CrR 3.2

External Email Warning! This email has originated from outside of the Washington State Courts Network. Do not click links or open attachments unless you recognize the sender, are expecting the email, and know the content is safe. If a link sends you to a website where you are asked to validate using your Account and Password, **DO NOT DO SO!** Instead, report the incident.

Good afternoon,

I am writing to express my opposition to the proposed changes to CrR 3.2. I am very concerned about how the strict requirement of release except in certain circumstances will endanger victims and the community, especially in cases involving domestic violence and sexual assault.

The fact that “violent crime” is not limited to the statutory definition found in RCW 9.94A.030 leaves no discretion for a judge to impose bail for defendants charged with crimes such as Domestic Violence Felony Violation of a No Contact Order, Domestic Violence Felony Harassment, Domestic Violence Stalking, Felony DUI, and Class B and Class C sex offenses, such as Child Molestation in the Second Degree. A defendant charged with one of those crimes would be required to be released, regardless of the danger they pose to the victims and the community, and in spite of a victim attending the release hearing to express their fear to the Court and pleading for the Court’s help to keep them safe.

The judge presiding over a case at a release hearing is in the best position to determine whether release is appropriate based on all the facts presented. This proposed amended rule forces a bright line rule and prevents a judge from having the power to protect victims and the community.

Respectfully,

Rhyen Anderson

Senior Deputy Prosecuting Attorney
Criminal Division | Special Assault Unit
King County Prosecuting Attorney’s Office
Desk: (206) 477-6543

Rhyen.Anderson@Kingcounty.gov