

KITTITAS COUNTY PROSECUTING ATTORNEY

HON. GREGORY L. ZEMPEL

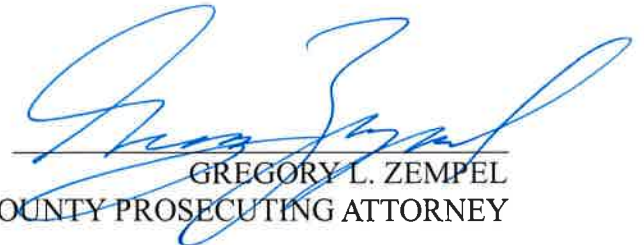
WHEREAS, legal developments in this and other United States jurisdictions have prompted a critical review this year of the law and policy surrounding Prosecutor Initiated Resentencing and state law as codified at RCW 36.27.130;

WHEREAS, it has come to my attention that a consensus of my professional colleagues in Washington State hold the view that Prosecutor-Initiated Resentencing violates the Washington State Constitution;

WHEREAS, legal review has led me to independently adopt the conclusion that RCW 36.27.130 contemplates an exercise of discretion not accorded to my office by the Washington State Constitution;

THEREFORE, the KCPAO Policy entitled "Discretionary Felony Resentencing Standards and Protocols" dated 10th of May 2021, is hereby **REVOKED AND RESCINDED**, and I have directed my deputy to deny all such pending requests in accordance herewith.

ADOPTED THIS 17 DAY of NOVEMBER 2023,



GREGORY L. ZEMPEL
KITTITAS COUNTY PROSECUTING ATTORNEY