



STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
INDETERMINATE SENTENCE REVIEW BOARD
P.O. BOX 40907, OLYMPIA, WA 98504-0907

DECISION AND REASONS

NAME: Hunsaker, Harold
DOC #: 289596
FACILITY: Monroe Correctional Complex (Twin Rivers Unit)
TYPE OF HEARING: .100 Hearing
HEARING DATE: February 6, 2018
PANEL MEMBERS: EB & JP
FINAL DECISION DATE: February 26, 2018

This matter came before Elyse Balmert and Jeff Patnode, who are members of the Indeterminate Sentence Review Board (ISRB or the Board) on the above date for a release hearing in accordance with the provisions of RCW 9.95.100. Mr. Hunsaker appeared in person and was represented by attorney Richard Linn. Testimony was provided by Department of Corrections (DOC) Classification Counselor (CC) Sonja Mills, Sex Offender Treatment Specialist Urszula Katolik-Johnson and Mr. Hunsaker.

BOARD DECISION:

Based on the requirements of RCW 9.95.009(3) and RCW 9.95.100 and the totality of evidence and information considered by the Board, the Board finds that Mr. Hunsaker is conditionally parolable to a Mutual Re-entry Plan (MRP) and adds 18 months to his minimum term.

NEXT ACTION:

Schedule .100 Hearing 120 days prior to his parole eligibility review date (PERD).

JURISDICTION:

Harold Hunsaker is under the jurisdiction of the Board on a December 15, 1983, conviction in King County; Cause #82-1-02588-3 for Statutory Rape in the First Degree, Count III, and Burglary in the First Degree, Count VI. The time start is December 15, 1983. The minimum term was set at 240 months on Count III and 81 months on Count VI, from a Sentencing Reform Act (SRA) range of 70 to 99 months on Count III and 50 to 72 months on Count VI. The maximum term is Life. The sentencing Judge made no recommendation and the prosecutor recommended 20 years. Mr. Hunsaker has served approximately 410 months in prison and 0 days of jail time.

At the time of sentencing Mr. Hunsaker was also sentenced under the same cause on Count II – Statutory Rape in the Second Degree; Count IV – Assault in the Second Degree; Count V – Indecent Liberties; and Count VII – Statutory Rape in the Third Degree. The Court ordered that all counts be served concurrently. The time start on counts II, IV, V, & VII was also December 15, 1983. However, Counts II, IV, & V had ten year maximum terms and Count VII had a five year maximum term. The maximum terms on all of those counts have expired.

NATURE OF INDEX OFFENSE(S):

According to file materials, between August 1979 and May 1982, Mr. Hunsaker, between his ages of 45 to 50 years, approached six Asian children between the ages of 8 and 16 at their homes while their parents were not present. He would gain entry into their homes under the guise of being some type of school or other official and would do physical exams of the children. Mr. Hunsaker would take measurements of the children and then take the female children into the bathroom, where he would digitally penetrate them. In one instance he fondled the victim's breast area, and when she began to scream, he fled the scene. Mr. Hunsaker engaged in this behavior with four separate female victims while their minor brothers were also in the house.

PRIOR CRIMINAL CONDUCT:

On December 21, 1958, Mr. Hunsaker was convicted of Lewdness in Richland, Washington. In this incident Mr. Hunsaker, aged 24, was caught masturbating outside of a church classroom

where he had been peeping at children. He was given a one year deferred sentence. Mr. Hunsaker, at age 33, was convicted of a Lewd and Lasciviousness Act in Montana in September 1967, and of a Lewd and Lascivious Act upon a Child in Montana in January 1968. Mr. Hunsaker has admitted to a hundred victims “with half being hands-on offenses” during his lifetime, and that his offending behavior began at age 14.

HISTORY/COMMENTS:

Mr. Hunsaker’s last hearing was held on November 1, 2016. At that time the Board found him not parolable and added 36 months to his minimum term. The Board recommended that Mr. Hunsaker be rescreened for SOTAP.

CC Mills testified to the following;

He has had no Serious Infractions. He completed SOTAP, for a second time, in January of 2018. He also completed Bridges to Life, and Community Transition. He gets visits from his wife, son and daughter-in-law. He is quiet and keeps to himself.

Mr. Hunsaker testified to the following;

He says he learned a lot from taking the Bridges to Life program and gained insight into the effects of his crime on the victims, victim’s families and his own family. He says his second time in sex offender treatment challenged him to dig deep into his deviant sexual arousal. He was able to list his high risks and interventions. He has five children and he plans to work for one of them as an estimator when released. He says that his wife has been very supportive to him throughout the years and will continue to be when he’s released. He says that his wife will be forthcoming and hold him accountable in the community. Mr. Linn brought to the Boards attention that Mr. Hunsaker is having some medical problems. He is willing to and wants to attend the community phase of treatment.

Specialist Urszula Katolik-Johnson testified to the following;

Mr. Hunsaker completed SOTAP in 13 months working on his past behaviors and patterns. He was very insightful. He made great progress and gained awareness of his crimes. He worked on

his deviant and sexual behaviors. Mr. Hunsaker reported that he has not been sexually aroused in 20 years. She noticed that Mr. Hunsaker's health has been deteriorating and that he was having some problems with his short term memory. He followed all of the rules and attended group as required and was a good addition to the group. He should focus on his adaptation to a new environment when released, as he has been incarcerated for over 34 years. If released he will need to remain under close supervision.

INFORMATION CONSIDERED:

In preparation for Mr. Hunsaker's hearing and its decision in this case, the Board completed a review of his ISRB file. The Board considered all information contained in that file, including but not limited to: the most recent DOC facility plan; information regarding institutional behavior and programming; any letters of support and/or concerns sent to the Board; the Pre-Sentence Investigation report; psychological evaluation prepared by Dr. Deborah Wentworth, PhD. The Board also considered the testimony of the witnesses listed above. The sentencing Judge made no recommendation and the prosecutor recommended 20 years.

REASONS:

This was a deferred decision following a full Board discussion using a structured decision-making framework that takes into consideration; the statistical estimate of risk, criminal history, parole/release history, ability to control behavior, responsivity to programming, demonstrated offender change, release planning, discordant information, and other case specific factors. Based on the requirements of RCW 9.95.009 (3) and RCW 9.95.100 the Board finds Mr. Hunsaker conditionally parolable and adds 18 months to his minimum term.

Mr. Hunsaker was recently evaluated by a Forensic Psychological Evaluator to determine if he still meets the criteria as a Sexually Violent Predator, the evaluator opined that he no longer meets criteria as an SVP.

Mr. Hunsaker is an 83 year old man who has medical needs and some memory issues. He has completed SOTAP twice and was previously in Aftercare. Dr. Wentworth believes he is a

reasonable candidate for reduction in custody. She also states that “Other significant mitigating factors indicate possible reduction in risk include: increasing age, decreasing strength and mobility, consistently low frequency of institutional misbehavior, and criminogenic-related cognitive treatment which may be more successful in reaching Mr. Hunsaker’s understanding of his past behaviors.” Mr. Hunsaker’s risk assessments are as follows; PCL-R Moderate, SORAG low-moderate, Static 2002R above average, SRA=FV low-moderate, but not high, level of criminogenic needs. Mr. Hunsaker will be required to complete the community phase of sex offender treatment. The Board would like Mr. Hunsaker to participate in any programming that would assist in his re-entry to include camp (if appropriate).

EB: ts

(February 20, 2018)

March 6, 2018

cc: MCC-TRU
Harold Hunsaker
File
Richard Linn, Attorney



STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
INDETERMINATE SENTENCE REVIEW BOARD
P.O. BOX 40907, OLYMPIA, WA 98504-0907

DATE: February 20, 2018

TO: Full Board

FROM: EB & JP (*Teresa*)

RE: Hunsaker, Harold /*DOC# 289596*

Panel recommends: Conditionally parolable to a MRP, add 18 months to his minimum term.

Next action: Schedule .100 120 days prior to his PERD.

Agree	Disagree
Elyse Balmert 2-26-2018 Jeff Patnode 2-26-2018 Lori Ramsdell-Gilkey 2-26-2018 Kecia Rongen 2-26-2018	

