



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

DECISION AND REASONS

NAME:	STEINER, John
DOC #:	245917
FACILITY:	WSP
TYPE OF HEARING:	.100 Hearing
HEARING DATE:	March 21, 2017
PANEL MEMBERS:	TS & JP
FINAL DECISION DATE:	April 3, 2017

This matter came before Tom Sahlberg 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. Testimony was provided by Department of Corrections (DOC) Classification Counselor (CC) Eleanor Faamu and Mr. Steiner, who refused the assistance of an attorney.

BOARD DECISION:

This was a Deferred 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. Steiner is not parolable and adds 48 months to his minimum term.

NEXT ACTION:

Schedule .100 hearing approximately 120 days prior to next PERD.

JURISDICTION:

John Steiner is under the jurisdiction of the Board on a 1983 conviction in Kitsap County, Cause #83-1-00191-7 for Statutory Rape in the First Degree. His time start is August 22, 1983. His original minimum term was set by the Board at 144 months. The standard range of the

Sentencing Reform Act at the time was 27 to 37 months. His maximum term is Life. He has served a total of approximately 292 months in prison, including 13 months since his parole was revoked for the third time.

NATURE OF INDEX OFFENSE(S):

According to file materials Mr. Steiner (age 26) penetrated the anus of a known 2 year old male with an object that caused the victim's colon to be perforated and a colostomy operation was required to repair the injury.

PRIOR CRIMINAL CONDUCT:

Mr. Steiner has prior convictions for Delivery of a Controlled Substance, Obstructing and DUI.

HISTORY/COMMENTS:

Mr. Steiner's last hearing was held on April 7, 2016 when his parole was revoked for multiple violations. Since then, he has had another serious infraction (total of 23). He is housed in the Intensive Management Unit (IMU) at his request for personal safety concerns. He has completed Stress Anger Management, Victim Awareness, chemical dependency and several vocational programs. He is participating in Graphic Design classes and mental health treatment.

Mr. Steiner wrote the Board regarding the lack of programming, mental and health care and that he did not want to die in prison. In this hearing, he took responsibility for consuming Meth for anxiety and pain. He has multiple medical issues related to what he reports as anxiety about people and spaces and PTSD.

The most recent Psychological Evaluation completed by Dr. Johnson on October 25, 2016 assesses Mr. Steiner as an overall Moderate risk for violent and sexual recidivism. It notes that while Mr. Steiner says that he would "benefit from drug treatment and mental health interventions he has a long history of refusing, or being no-compliant with, recommended mental health and substance abuse interventions."

EVIDENCE CONSIDERED:

In preparation for Mr. Steiner's hearing and its decision in this case, the Board completed a review of his DOC and ISRB files. The Board considered all information contained in those files, 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 evaluations and the testimony of witnesses.

REASONS:

Mr. Steiner was originally paroled on this offense on January 3, 1995. His parole was later revoked on January 15, 1998 on violations of failing to report since October 16, 1996, failing to register since February 8, 1995, and failing to complete substance abuse treatment. At that time, Mr. Steiner's new minimum term was set at 12 months. He was then paroled a second time on September 4, 1998. However, that parole was subsequently revoked on July 11, 2002 on violations of failing to report since January of 1999, and failing to participate in MRT since January of 1999. In that instance the Board set his new minimum term at 36 months. This is his third parole revocation, with similar failures each time. He has not demonstrated that he is fully rehabilitated and has little insight as to how he would succeed in the community. It appears that mental health treatment may be of benefit to him, although his expressed anxiety about people has now placed him in the IMU where little other programming is available.

TS: ch

March 24, 2017

April 5, 2017

cc: Institution
John Steiner
File



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

DATE: 3-24-17

TO: Full Board

FROM: TS/JP (Christine)

RE: STEINER, John #245917

Panel recommends: Not releasable, add 48 months to MT

Next action: Schedule .100 hrg approx. 120 days prior to PERD.

Agree	Disagree
<p>Tom Sahlberg 4-3-2017 Jeff Patnode 4-3-2017 Kecia Rongen 4-3-2017</p> <p>This case falls under 6242, and the decision must be processed no later than 30 days from the hearing. Therefore, this decisions will be processed without Lori Ramsdell-Gilkey's vote as she is unavailable from March 31, 2017 through April 14, 2017.</p>	