

**LEGISLATIVE COUNCIL**

**Crimes (Administration of Sentences) Legislation Amendment Bill 2018**

**First print**

**Proposed amendments**

**No. 1 Relationships with inmates**

Page 3, Schedule 1 [2]. Insert after line 37:

- (1) A correctional employee (other than an employee referred to in subsection (3) or (4)) is guilty of an offence if the correctional employee engages in sexual conduct or an intimate relationship with an inmate.

Maximum penalty: 20 penalty units, or 2 imprisonment for 2 years, or both.

**No. 2 Relationships with other offenders**

Page 3, Schedule 1 [2], line 38. Omit "subsection (2)". Insert instead "subsection (3) or (4)".

**No. 3 Relationships with other offenders**

Pages 3 and 4, Schedule 1 [2], line 40 on page 3 to line 2 on page 4. Omit all words on those lines. Insert instead:

or an intimate relationship with a person who is subject to a community-based order and the conduct or relationship compromises the proper administration of the community-based order.

**No. 4 Exclusion from offence**

Page 4, Schedule 1 [2]. Insert after line 3:

- (3) It is not an offence under this section if a correctional employee who engages in an intimate relationship with an inmate or person subject to a community-based order:
- (a) is married to, or the de facto partner of, the inmate or person, and
  - (b) was married to, or the de facto partner of, the inmate or person before the inmate or person was sentenced.