
SUBSTITUTE HOUSE BILL 1686

State of Washington

52nd Legislature

1991 Regular Session

By House Committee on Human Services (originally sponsored by Representatives Hargrove, Riley, Tate, Prentice, Padden, H. Myers, Kremen, Dorn, Morris, Jacobsen, Roland, Pruitt, Valle, Betrozoff, Brekke, Paris, Scott, Inslee, Basich, Sheldon and Wineberry).

Read first time March 4, 1991.

1 AN ACT Relating to correctional industries; adding new sections to
2 chapter 72.60 RCW; creating a new section; and declaring an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** The legislature finds that the lack of
5 sufficient, appropriate, innovative, and meaningful work incentives
6 programs in prison has contributed to the lack of a positive work ethic
7 among offenders. This condition has resulted in an unfortunately high
8 and increasing number of offenders who are unable to successfully
9 transition to the working environment outside the prison. It also
10 results in a high rate of recidivism, a harsher prison environment, and
11 a higher likelihood that both society and the state will pay higher
12 long-term prison costs. Furthermore, the legislature finds that
13 meaningful training and education programs, combined with an
14 opportunity to turn increased productivity or newly acquired skills
15 into higher in-prison wages and improved accommodations, will serve to

1 help offenders develop and acquire better work habits, learn necessary
2 work skills, achieve a valuable sense of self worth, and gain
3 educational opportunities that are intended to be positive for society
4 and rehabilitative for the offender.

5 NEW SECTION. **Sec. 2.** A new section is added to chapter 72.60 RCW
6 to read as follows:

7 The department of corrections shall develop, in accordance with RCW
8 72.09.010, and in cooperation with the contracted facility architect,
9 engineer, and contractor, a comprehensive, innovative, and detailed
10 site-specific design and specification plan for each correctional
11 facility appropriated and authorized by the legislature in the 1989-
12 1991 and 1991-1993 biennial budgets.

13 Each design plan shall include, but not be limited to, sufficient
14 space and design elements that allow for meaningful and productive
15 class I, class II, and Class IV employment opportunities for a total of
16 fifty percent of the total employable inmates, educational
17 opportunities, and incentives to promote the worth ethic, improve
18 behavior, and increase production. The department shall identify and
19 include in the design plans and specifications an array of incentives
20 that can be purchased only by wages earned while working in
21 correctional industries programs. Incentives may include, but are not
22 limited to, recreational equipment and modular portable and other
23 amenities that can be added to or taken out of the prison cell. The
24 design requirements under this section shall be included in the overall
25 design and construction plans submitted for bid to the general
26 contractor for each facility.

27 The detailed plans and specifications for medium security
28 facilities shall included the following design elements:

1 (1) Enough square footage of building space for not less than
2 twenty-five percent of all employable inmates to participate in class
3 I work opportunities and not less than twenty-five percent of all
4 employable inmates to participate in class II employment opportunities.

5 (2) Ten percent of the total cells planned to be constructed shall
6 contain modular portable or other amenities. The modular portable
7 amenities shall be specified by the department in consultation with the
8 contracted design engineers. Cells with the modular portable amenities
9 shall be designed and constructed so that only departmental employees
10 can install or remove the amenities.

11 The secretary of corrections shall be responsible for developing an
12 incentives program that is facilitated by the design of the prison.
13 The program shall be developed and administered so that inmates can
14 earn higher wages based on department-specified educational
15 achievements, performance, production, conduct, and behavior and use
16 those wages to purchase an array of amenities. The amenities program
17 shall promote the work ethic and mirror, as close as possible, the
18 competitive work environment outside of the prison. The secretary
19 shall establish by rule the additional amount inmates will be charged
20 for use of the modular portable and other amenities and insure that the
21 sale, lease, or rental of any amenity to an inmate results in a net
22 revenue enhancement for the program. The department shall also
23 establish the criteria for allocating the cells with modular portable
24 amenities and insure that all allocations conform to incentive program
25 goals. Only those inmates employed in class I and class II jobs shall
26 participate in the incentives program. The department shall develop
27 special program criteria for inmates with physical or mental handicaps
28 so they can participate in the incentives program.

29 The secretary shall require all inmates to apply twenty-five
30 percent of their gross wages earned while working in class I and class

1 II correctional industries jobs to pay for room and board and
2 amenities.

3 The department shall review all design elements and specifications
4 and insure that the reasonable safety of all inmates is considered.

5 Funds recovered by the department from inmate wages, other than the
6 amount an inmate owes for, taxes, legal financial obligation, and
7 applied towards the victim restitution fund shall be returned to the
8 department to pay for the cost of prison operations, as defined by the
9 department.

10 NEW SECTION. **Sec. 3.** A new section is added to chapter 72.60 RCW
11 to read as follows:

12 The department of corrections shall make every reasonable attempt
13 possible to achieve the standards and goals outlined in sections 1 and
14 2 of this act. The department shall report to the appropriate
15 committees of the legislature and the governor and outline the extent
16 in which the department has reached the program standards and program
17 goals outlined in section 2 of this act. The report shall be submitted
18 by January 1, 1993, and every year after, until January 1, 1996. If
19 the department is unable to achieve the standards and goals outlined in
20 section 2 of this act it shall identify the reason why and suggest
21 changes in the program. The report shall also include, but not be
22 limited to, information about the ability to apply design changes that
23 incorporate incentives, incentive program progress, net revenue
24 enhancement to the department associated with the expansion of
25 correctional industries work space and the incentives program, and
26 action-oriented suggestions for expanding or modifying the program.

27 NEW SECTION. **Sec. 4.** If any provision of this act or its
28 application to any person or circumstance is held invalid, the

1 remainder of the act or the application of the provision to other
2 persons or circumstances is not affected.

3 NEW SECTION. **Sec. 5.** This act is necessary for the immediate
4 preservation of the public peace, health, or safety, or support of the
5 state government and its existing public institutions, and shall take
6 effect immediately.