

CERTIFICATION OF ENROLLMENT  
**ENGROSSED SUBSTITUTE SENATE BILL 5936**

55th Legislature  
1998 Regular Session

Passed by the Senate February 9, 1998  
YEAS 49 NAYS 0

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**President of the Senate**

Passed by the House March 3, 1998  
YEAS 97 NAYS 1

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**Speaker of the  
House of Representatives**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Mike O Connell, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 5936** as passed by the Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

FILED

**Secretary of State  
State of Washington**

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**ENGROSSED SUBSTITUTE SENATE BILL 5936**

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Passed Legislature - 1998 Regular Session

**State of Washington                      55th Legislature                      1997 Regular Session**

**By** Senate Committee on Human Services & Corrections (originally sponsored by Senators Kohl, Long, Hargrove, Franklin, Bauer and Rasmussen)

Read first time 03/05/97.

1            AN ACT Relating to offender education; amending RCW 72.09.480; and  
2            creating a new section.

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

4            NEW SECTION.    **Sec. 1.** (1) The department shall prepare and submit  
5            a report to the legislature not later than December 1, 1998, on  
6            alternatives for increasing offender access to postsecondary academic  
7            education and vocational opportunities. In preparing the report, the  
8            department shall consult with representatives from the community  
9            colleges and other educational service providers currently contracting  
10           with the department.

11           (2) The report shall present alternatives for increasing access  
12           within existing resources as well as alternatives that may require  
13           additional funding.

14           (3) At a minimum, the report shall include the following:

15           (a) A plan, to be implemented within existing resources, for pilot  
16           projects utilizing fee-based programs for postsecondary academic and  
17           vocational study. The pilot projects shall offer instruction in  
18           academic subjects and employment skills not presently available at the

1 pilot institutions. Fees charged for the pilot programs shall be  
2 consistent with the provisions of RCW 72.09.460;

3 (b) Recommendations on approaches to facilitate offender access to  
4 postsecondary academic correspondence courses and video telecourses;  
5 and

6 (c) Recommendations on the feasibility and desirability of  
7 connecting department facilities to the K-20 technology network.

8 **Sec. 2.** RCW 72.09.480 and 1997 c 165 s 1 are each amended to read  
9 as follows:

10 (1) Unless the context clearly requires otherwise, the definitions  
11 in this section apply to this section.

12 (a) "Cost of incarceration" means the cost of providing an inmate  
13 with shelter, food, clothing, transportation, supervision, and other  
14 services and supplies as may be necessary for the maintenance and  
15 support of the inmate while in the custody of the department, based on  
16 the average per inmate costs established by the department and the  
17 office of financial management.

18 (b) "Minimum term of confinement" means the minimum amount of time  
19 an inmate will be confined in the custody of the department,  
20 considering the sentence imposed and adjusted for the total potential  
21 earned early release time available to the inmate.

22 (2) When an inmate receives any funds in addition to his or her  
23 wages or gratuities, the additional funds shall be subject to the  
24 deductions in RCW 72.09.111(1)(a) and the priorities established in  
25 chapter 72.11 RCW.

26 (3) The amount deducted from an inmate's funds under subsection (2)  
27 of this section shall not exceed the department's total cost of  
28 incarceration for the inmate incurred during the inmate's minimum or  
29 actual term of confinement, whichever is longer.

30 (4) The deductions required under subsection (2) of this section  
31 shall not apply to funds received by the department on behalf of an  
32 offender for payment of one fee-based education or vocational program  
33 that is associated with an inmate's work program or a placement  
34 decision made by the department under RCW 72.09.460 to prepare an  
35 inmate for work upon release.

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