

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE SENATE BILL 5936

Chapter 261, Laws of 1998

55th Legislature
1998 Regular Session

REPORT ON ALTERNATIVES FOR OFFENDER ACCESS TO POSTSECONDARY
ACADEMIC EDUCATION AND VOCATIONAL OPPORTUNITIES

EFFECTIVE DATE: 6/11/98

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

BRAD OWEN

President of the Senate

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

CLYDE BALLARD

**Speaker of the
House of Representatives**

Approved April 1, 1998

GARY LOCKE

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.

MIKE O'CONNELL

Secretary

FILED

April 1, 1998 - 3:04 p.m.

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE SENATE BILL 5936

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.

Passed the Senate February 9, 1998.

Passed the House March 3, 1998.

Approved by the Governor April 1, 1998.

Filed in Office of Secretary of State April 1, 1998.