



RULE-MAKING ORDER

(RCW 34.05.360)

CR-103 (12/31/00)

Agency: Department of Corrections

- Permanent Rule
Emergency Rule
Expedited Repeal

(1) Date of adoption: January 16, 2001

(2) Purpose:

To update the WAC to reflect the current organizational structure of the Department of Corrections

(3) Citation of existing rules affected by this order: WAC 137-04-010 & WAC 137-04-020

Repealed:
Amended: WAC 137-04-010 & WAC 137-04-020
Suspended:

(4) Statutory authority for adoption: RCW 42.17.250

Other Authority:

PERMANENT RULE ONLY

Adopted under notice filed as WSR 00-20-032 on November 29, 2000 (date).
Describe any changes other than editing from proposed to adopted version: None

EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare...
(b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

EXPEDITED REPEAL ONLY

Under Preproposal Statement of Inquiry filed as WSR _____ on _____ (date)

(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?:

- Yes No If Yes, explain:

(6) Effective date of rule:

Permanent Rules Emergency Rules

- 31 days after filing Immediately
Other (specify) Later (specify)

(If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

Name (Type or Print)
Joseph D. Lehman

Signature

Title
Secretary

Date
1/16/01

CODE REVISER USE ONLY

Stamp area containing date JAN 16 2001, time 1:35, and WSR 01-03-019

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.

The number of sections adopted in order to comply with:

Federal statute:	New	Amended	Repealed
Federal rules or standards:	New	Amended	Repealed
Recently enacted state statutes:	New	Amended	Repealed

The number of sections adopted at the request of nongovernmental entity:

New	Amended	Repealed
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The number of sections adopted in the agency's own initiative:

New	Amended	<u>2</u>	Repealed
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	Amended	Repealed
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The number of sections adopted using:

Negotiated rule making:	New	Amended	Repealed
Pilot rule making:	New	Amended	Repealed
Other alternative rule making:	New	Amended	Repealed

AMENDATORY SECTION (Amending Order 82-3, filed 1/26/82)

WAC 137-04-010 Definitions. As used in this title:

(1) "Secretary" means the secretary of the department of corrections.

(2) "Department" means the department of corrections.

(3) "Inmate" or "offender" means any person committed to the custody or under the jurisdiction of the department (~~(7, including but not limited to persons residing in a correctional institution or facility and persons released on furlough or work release.~~

~~(4) The term "resident," as well as inmate, is used to designate a person on parole or probation status residing at a community residential facility).~~

AMENDATORY SECTION (Amending Order 82-3, filed 1/26/82)

WAC 137-04-020 Structure of the department. (1) The

executive head of the department is the secretary who is appointed by the governor with the consent of the senate, and serves at the pleasure of the governor. The secretary manages the department and is responsible for the administration of adult correctional programs, including but not limited to the operation of all state correctional institutions or facilities used for the confinement of convicted felons.

(2) The department is organized into (~~four divisions which are headed by directors~~) three offices: The office of the secretary; the office of correctional operations; and the office of administrative services. The office of correctional operations and the office of administrative services are headed by deputy secretaries who report to the secretary. The responsibilities of these (~~divisions~~) offices are:

(a) The office of the secretary is responsible for providing a variety of services for the department, including, government relations and constituent affairs, public information, planning and research, quality programs, workplace diversity, and victim witness and community protection.

(b) The (~~division of prisons~~) office of correctional operations is responsible for the supervision of adult felony offenders placed under the department's jurisdiction by the superior courts or the indeterminate sentencing review board and the operation of all ((state)) adult correctional facilities, including the Washington State Penitentiary; the Washington Corrections Center; the ((Washington state reformatory; the McNeil

~~Island penitentiary, the Purdy treatment center for women, the Cedar Creek corrections center, the Clearwater corrections center, the Firland correctional center, the Indian Ridge treatment center, the Larch corrections center, the Olympic correctional center, the Pine Lodge correctional center, the special offender center, and such other state correctional institutions, camps or facilities as may hereafter be established pursuant to law under the jurisdiction of the department for the confinement of convicted felons.~~

~~(b) The division of community services is responsible for community based services such as probation and parole and work/training release)) Monroe Correctional Complex; the McNeil Island Corrections Center; the Airway Heights Corrections Center; the Clallam Bay Corrections Center; the Stafford Creek Corrections Center; the Washington Corrections Center for Women; the Cedar Creek Corrections Center; the Coyote Ridge Corrections Center; the Larch Corrections Center; the Olympic Corrections Center; the Ahtanum View assisted living facility; the Pine Lodge prerelease facility; the Tacoma prerelease facility; and such other state correctional institutions, camps or facilities as may hereafter be established. The office of correctional operations is also responsible for the supervision of adult felony offenders within the community, including offenders in the work release program and other community residential programs. The office also administers correctional industries, all offender programs, and policy.~~

~~(c) The ((division of management and budget)) office of administrative services is responsible for providing a variety of services to the other ((divisions and)) offices of the department including ((budget and accounting, management information systems, research and analysis, management services, internal audit, and contracts and regulations.~~

~~(d) The division of institutional industries is responsible for providing a comprehensive work program for inmates, including free venture industries, tax reduction industries, institutional support industries, community work industries, and community service programs. All inmates working in prison industries are paid a wage and contribute to the cost of corrections. Inmates are assigned to these programs based on skills, aptitude, and experience.~~

~~(3) Also reporting to the secretary are the chiefs of personnel services, legal services, public information, special investigations, assistant secretary for program development, and legislative liaison and supervisor of internal audits)) financial and management services; information technology; capital planning and development; siting; rules, contracts, and public disclosure; human resources; and risk management and safety.~~