

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

DEPARTMENT OF CORRECTIONS

(agency name)

Administrative Order No. 85-12

(1) I, Amos E. Reed, director of

the Department of Corrections

do promulgate and adopt at Olympia, Washington

(place)

the annexed rules relating to:

Repeal: Chapter 275-53 WAC, Sale of Items Produced by Vocational Training Students in Correctional Institutions.

Adopt: Chapter 137-20 WAC, Sale of Products and Services of Vocational Education Students.

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. 85-23-023 filed with the code reviser on 11-13-85. These rules shall take effect:

- [x] thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).
[] at a later date, such date being

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

I, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is:

These rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04.026 that every agency shall incorporate the most specific, but in no case omit all, of the following language alternatives when adopting or amending rules fill in statement (a), (b), or (c) as appropriate:

- [] (a) This rule is promulgated pursuant to RCW and is intended to administratively implement that statute.
[] (b) This rule is promulgated pursuant to RCW which directs that the

(agency)

has authority to implement the provisions of

(name of act or RCW citation)

- [x] (c) This rule is promulgated under the general rule-making authority of the Department of Corrections

(agency)

as authorized in RCW 72.01.090

(4) The undersigned hereby declares that the agency has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

(5) This order, after being first recorded in the order register of this agency, is herewith transmitted to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED December 31, 1985

STATE OF WASHINGTON FILED

DEC 31 1985

By Amos E. Reed, Secretary

Title

CODE REVISER'S OFFICE WSR 86-09-052

Chapter 137-20 WAC

SALE OF PRODUCTS AND SERVICES OF VOCATIONAL EDUCATION STUDENTS

WAC	
137-20-005	Definitions.
137-20-010	Sale of products and services.
137-20-015	Proceeds of sales.

NEW SECTION

WAC 137-20-005 DEFINITIONS. As used in this chapter the following words shall have the following meanings:

(1) "Vocational education" shall have the same meaning as set forth in RCW 72.62.020.

(2) "Students" means inmates of adult correctional institutions or facilities enrolled in a vocational education program.

(3) "Products" means goods, wares, articles, or merchandise produced by students as part of a vocational education program.

(4) "Services" means work performed for others by students as part of a vocational education program not related to the production of products.

NEW SECTION

WAC 137-20-010 SALE OF PRODUCTS AND SERVICES. Superintendents and administrators of adult correctional institutions and facilities, or their designees, may adopt procedures for the sale of products and services on the open market. The prices for products sold on the open market may be established at levels sufficient to recover the cost of production, including the cost of materials used and the value of depreciation of equipment used to produce the products. The prices for services sold on the open market may be established at levels sufficient to recover the cost of performing the service.

NEW SECTION

WAC 137-20-015 PROCEEDS OF SALES. The proceeds from the sale of products shall be credited to the institution or facility where the products were produced, deposited in a revolving fund, and expended for the purchase of supplies, materials, and equipment for use in vocational education programs. The proceeds from the sale of services shall be credited to the institution or facility where the services were performed, and may be expended for the purchase of supplies, materials, and equipment for use in vocational education programs, and for the payment of wages earned by students in performing services.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 275-53-050 SALE OF ITEMS PRODUCED BY VOCATIONAL TRAINING STUDENTS.
WAC 275-53-055 REQUIREMENTS OF SALE AND NOTICE.
WAC 275-53-060 DISPLAY.
WAC 275-53-065 PROCEEDS OF SALE.