

WSR 22-19-040

PERMANENT RULES

DEPARTMENT OF CORRECTIONS

[Filed September 14, 2022, 3:11 p.m., effective October 15, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Revision of chapter 137-69 WAC and the full repeal of chapter 137-65 WAC are required to align with the statutory revisions made following the passing of 2SHB 1818. The statutory revisions will no longer allow the department of corrections to assess or collect costs of supervision fees. Furthermore, the statutory revisions will no longer allow an assessment and collection of the interstate transfer application fee for individuals seeking to transfer the supervision of their Washington sentence out of Washington state.

Citation of Rules Affected by this Order: Repealing WAC 137-65-010, 137-65-020, 137-65-030, 137-65-050 and 137-69-020; and amending WAC 137-69-030.

Statutory Authority for Adoption: RCW 72.01.090.

Adopted under notice filed as WSR 22-15-051 on July 15, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 1, Repealed 5.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 1, Repealed 5; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: September 14, 2022.

Cheryl Strange
Secretary

OTS-3835.1

REPEALER

The following chapter of the Washington Administrative Code is repealed:

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| WAC 137-65-010 | Purpose. |
| WAC 137-65-020 | Scope. |
| WAC 137-65-030 | Fee. |
| WAC 137-65-050 | Instructions. |

OTS-3836.1

AMENDATORY SECTION (Amending WSR 11-16-058, filed 7/29/11, effective 8/29/11)

WAC 137-69-030 Manner and degree of supervision. (~~(1)~~) Offenders transferred to Washington state under the interstate compact shall be supervised in a manner determined by Washington state and consistent with the supervision of other similar offenders sentenced in Washington state.

~~((2) Washington state shall impose a supervision fee on an offender whom the state accepts for supervision under the interstate compact.))~~

[Statutory Authority: RCW 72.01.090 and chapter 9.94A RCW. WSR 11-16-058, § 137-69-030, filed 7/29/11, effective 8/29/11.]

Reviser's note: Under RCW 34.05.030 (1)(c), as amended by section 103, chapter 288, Laws of 1988, the above section was not adopted under the Administrative Procedure Act, chapter 34.05 RCW, but was published in the Washington State Register and codified into the Washington Administrative Code exactly as shown by the agency filing with history notes added by the code reviser's office.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 137-69-020 Interstate transfer application fee.