
HOUSE BILL 2726

State of Washington

53rd Legislature

1994 Regular Session

By Representatives Stevens, Ballasiotes, Padden, Ballard, Horn, Schoesler, Lemmon, Wood, Casada, Brumsickle, Long, Sheahan, Talcott, Fuhrman, Brough, Lisk, Dyer, Chandler, Mielke, Silver, Cooke, Forner, Van Luven, B. Thomas, Foreman, Flemming and Sheldon

Read first time 01/21/94. Referred to Committee on Corrections.

1 AN ACT Relating to the creation of a juvenile offender boot camp;
2 amending RCW 13.40.030; adding a new section to chapter 13.40 RCW;
3 creating a new section; and prescribing penalties.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that many juvenile
6 criminal offenders who enter the prison system learn more how to commit
7 additional crimes than to lead disciplined, law-abiding lives.

8 The legislature further finds that many juvenile offenders are in
9 trouble because they lack the discipline and life skills to ultimately
10 achieve worthwhile goals. These juvenile offenders frequently lack
11 systematic work habits, respect for the person and property of others,
12 and the ability to deal with authority figures.

13 The legislature intends that juvenile offenders who enter the
14 juvenile rehabilitation system as serious and middle offenders have the
15 opportunity to live and work in an environment that will promote self-
16 discipline, respect, personal accountability, and a sound work ethic
17 with the purpose of making them more likely to become productive,
18 contributing citizens in society. Therefore, the legislature
19 establishes a one hundred twenty-day juvenile offender boot camp

1 program within the juvenile corrections system that can serve as a
2 model to local corrections programs. This juvenile offender boot camp
3 program shall provide offenders with the structures and resources for
4 maintaining long-term positive lifestyle changes.

5 **Sec. 2.** RCW 13.40.030 and 1989 c 407 s 3 are each amended to read
6 as follows:

7 (1)(a) The juvenile disposition standards commission shall
8 recommend to the legislature no later than November 1st of each year
9 disposition standards for all offenses. The standards shall establish,
10 in accordance with the purposes of this chapter, ranges which may
11 include terms of confinement, including the juvenile offender boot camp
12 program established in section 3 of this act, and/or community
13 supervision established on the basis of a youth's age, the instant
14 offense, and the history and seriousness of previous offenses, but in
15 no case may the period of confinement and supervision exceed that to
16 which an adult may be subjected for the same offense(s). Standards
17 recommended for offenders listed in RCW 13.40.020(1) shall include a
18 range of confinement which may not be less than thirty days. No
19 standard range may include a period of confinement which includes both
20 more than thirty, and thirty or less, days. Disposition standards
21 recommended by the commission shall provide that in all cases where a
22 youth is sentenced to a term of confinement in excess of thirty days
23 the department may impose an additional period of parole not to exceed
24 eighteen months. Standards of confinement which may be proposed may
25 relate only to the length of the proposed terms and not to the nature
26 of the security to be imposed. In developing recommended disposition
27 standards, the commission shall consider the capacity of the state
28 juvenile facilities and the projected impact of the proposed standards
29 on that capacity.

30 (b) The secretary shall submit guidelines pertaining to the nature
31 of the security to be imposed on youth placed in his or her custody
32 based on the age, offense(s), and criminal history of the juvenile
33 offender. Such guidelines shall be submitted to the legislature for
34 its review no later than November 1st of each year. At the same time
35 the secretary shall submit a report on security at juvenile facilities
36 during the preceding year. The report shall include the number of
37 escapes from each juvenile facility, the most serious offense for which
38 each escapee had been confined, the number and nature of offenses found

1 to have been committed by juveniles while on escape status, the number
2 of authorized leaves granted, the number of failures to comply with
3 leave requirements, the number and nature of offenses committed while
4 on leave, and the number and nature of offenses committed by juveniles
5 while in the community on minimum security status; to the extent this
6 information is available to the secretary. The department shall
7 include security status definitions in the security guidelines it
8 submits to the legislature pursuant to this section.

9 (2) In developing recommendations for the permissible ranges of
10 confinement under this section the commission shall be subject to the
11 following limitations:

12 (a) Where the maximum term in the range is ninety days or less, the
13 minimum term in the range may be no less than fifty percent of the
14 maximum term in the range;

15 (b) Where the maximum term in the range is greater than ninety days
16 but not greater than one year, the minimum term in the range may be no
17 less than seventy-five percent of the maximum term in the range; and

18 (c) Where the maximum term in the range is more than one year, the
19 minimum term in the range may be no less than eighty percent of the
20 maximum term in the range.

21 NEW SECTION. **Sec. 3.** A new section is added to chapter 13.40 RCW
22 to read as follows:

23 (1) The secretary shall establish by January 31, 1995, a juvenile
24 offender boot camp program located within the division of juvenile
25 rehabilitation. The department shall locate the juvenile offender boot
26 camp program in an underserved county and shall first attempt to site
27 the juvenile offender boot camp in an abandoned military facility or in
28 a facility currently not used by the state or a local government.

29 (2) The department shall adopt rules for the safe and effective
30 operation of the juvenile offender boot camp program, standards for
31 successful program completion, and rules for the continued aftercare
32 supervision of offenders who have successfully completed the program.

33 (3) The juvenile offender boot camp program shall be for a minimum
34 of one hundred twenty days, and include training patterned after the
35 training received in a United States military boot camp or another
36 state's criminal offender boot camp program.

37 The juvenile offender boot camp program shall provide intensive
38 physical training and work projects, strict dress and appearance codes,

1 adult basic education leading to a general educational development
2 certificate or high school diploma, computer education, alcohol and
3 drug treatment and rehabilitation, preemployment and prerelease
4 training, and life skills training.

5 The juvenile offender boot camp program shall have a curriculum
6 training and work schedule that incorporates a balanced assignment of
7 these rehabilitation and training components for no less than sixteen
8 hours per day, six days a week.

9 (4) The sentencing judge may order placement of juvenile offenders
10 to the juvenile offender boot camp program who are at least fourteen
11 years of age but less than eighteen years of age at the time of
12 adjudication and have been committed to the department as a serious
13 offender or middle offender as defined in RCW 13.40.020 for a term of
14 at least twelve weeks. The program shall focus on offenders who have
15 committed gang and drug involved offenses.

16 (5) The sentencing judge may order that a juvenile be placed in the
17 juvenile offender boot camp program even when the sentencing standards
18 do not provide for a term of at least twelve weeks if the sentencing
19 judge makes a finding that ordering a lesser term would create a
20 manifest injustice. If the secretary determines that the offender
21 would benefit from additional training, the secretary may extend the
22 offender's stay in the program for up to one hundred eighty days.

23 (6) An offender who fails to work diligently and productively at
24 the program or who fails to obey the established rules of behavior may
25 be expelled from the program and required to spend the remainder of
26 their sentence in an institutional facility. The remainder of their
27 sentence shall be determined by assuming a one hundred eighty-day
28 maximum sentence less the time the offender has already served.

29 (7) After an offender is released from the program, the department
30 shall provide an aftercare component for reinforcing the lessons of the
31 program, and assisting with his or her release into the community.

32 (8) No juvenile who suffers from any mental or physical problems
33 that could endanger his or her health shall be admitted to or retained
34 in the juvenile offender boot camp program. Any offender who becomes
35 medically ineligible shall be removed from the juvenile offender boot
36 camp program and placed in a secure detention until he or she is
37 transferred to an equally restrictive commitment program to serve the
38 remainder of his or her sentence.

1 (9) The department shall contract with private companies for the
2 operations of the juvenile offender boot camp program.

3 (10) The department shall also develop and maintain a data base to
4 measure recidivism rates specific to this incarceration program. The
5 data base shall monitor all juvenile offenders sentenced to a juvenile
6 offender boot camp for a period of one year after they have completed
7 the program. The data base shall also maintain the criminal activity,
8 educational progress, and employment activities of all juvenile
9 offenders who participated in the program. The department shall
10 produce an outcome evaluation report on the progress of the juvenile
11 offender boot camp program to the appropriate committees of the
12 legislature no later than December 12, 1996.

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