
SENATE BILL 6634

State of Washington 57th Legislature

2002 Regular Session

By Senators Hargrove, Kline and Franklin

Read first time 01/23/2002. Referred to Committee on Human Services & Corrections.

1 AN ACT Relating to direct supervision of offenders by all
2 department of corrections employees; amending RCW 72.09.210; and
3 reenacting and amending RCW 72.09.050.

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

5 **Sec. 1.** RCW 72.09.050 and 1999 c 309 s 1902 and 1999 c 309 s 924
6 are each reenacted and amended to read as follows:

7 The secretary shall manage the department of corrections and shall
8 be responsible for the administration of adult correctional programs,
9 including but not limited to the operation of all state correctional
10 institutions or facilities used for the confinement of convicted
11 felons. The secretary shall, in addition to administrative duties,
12 personally supervise adult felons through a program of community
13 corrections as a community corrections officer or at an adult
14 correctional institution as a corrections officer. In addition, the
15 secretary shall have broad powers to enter into agreements with any
16 federal agency, or any other state, or any Washington state agency or
17 local government providing for the operation of any correctional
18 facility or program for persons convicted of felonies or misdemeanors
19 or for juvenile offenders. Such agreements for counties with local law

1 and justice councils shall be required in the local law and justice
2 plan pursuant to RCW 72.09.300. The agreements may provide for joint
3 operation or operation by the department of corrections, alone, for by
4 any of the other governmental entities, alone. Beginning February 1,
5 1999, the secretary may expend funds appropriated for the 1997-1999
6 biennium to enter into agreements with any local government or private
7 organization in any other state, providing for the operation of any
8 correctional facility or program for persons convicted of felonies.
9 Between July 1, 1999, and June 30, 2001, the secretary may expend funds
10 appropriated for the 1999-01 biennium to enter into agreements with any
11 local government or private organization in any other state, providing
12 for the operation of any correctional facility or program for persons
13 convicted of felonies. The secretary may employ persons to aid in
14 performing the functions and duties of the department, however, all
15 persons so employed whether or not exempt from chapter 41.06 RCW shall
16 in addition to other duties spend a significant portion of their time
17 personally supervising adult felons through a program of community
18 corrections as community corrections officers, or at an adult
19 correctional institution as corrections officers. The secretary may
20 delegate any of his or her functions or duties to department employees,
21 including the authority to certify and maintain custody of records and
22 documents on file with the department, excepting those duties
23 undertaken as a community corrections officer through a community
24 corrections program or as a corrections officer at an adult
25 correctional institution. The secretary is authorized to promulgate
26 standards for the department of corrections within appropriation levels
27 authorized by the legislature.

28 Pursuant to the authority granted in chapter 34.05 RCW, the
29 secretary shall adopt rules providing for inmate restitution when
30 restitution is determined appropriate as a result of a disciplinary
31 action.

32 **Sec. 2.** RCW 72.09.210 and 1981 c 136 s 32 are each amended to read
33 as follows:

34 All employees of the department of social and health services who
35 are directly employed in connection with the exercise of the powers and
36 performance of the duties and functions transferred to the department
37 of corrections by RCW 72.09.040 shall be transferred on July 1, 1981,
38 to the jurisdiction of the department of corrections.

1 All such employees classified under chapter 41.06 RCW, the state
2 civil service law, shall be assigned to the department of corrections
3 and shall be employed to supervise adult felons through a program of
4 community corrections as a community corrections officer or at an adult
5 correctional institution as a corrections officer. Other duties may be
6 assigned as needed. Except as otherwise provided, such employees shall
7 be assigned without any loss of rights, subject to any action that may
8 be appropriate thereafter in accordance with the laws and rules
9 governing the state civil service law.

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