

**Chapter 72.60 RCW
CORRECTIONAL INDUSTRIES**

Sections

- 72.60.100 Civil rights of inmates not restored—Other laws inapplicable.
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- 72.60.235 Implementation plan for prison industries.

Correctional industries administered by department of corrections: RCW 72.09.070 through 72.09.120.

RCW 72.60.100 Civil rights of inmates not restored—Other laws inapplicable. Nothing in this chapter is intended to restore, in whole or in part, the civil rights of any inmate. No inmate compensated for work in correctional industries shall be considered as an employee or to be employed by the state or the department, nor shall any such inmate, except those provided for in RCW 72.60.102 and 72.64.065, come within any of the provisions of the workers' compensation act, or be entitled to any benefits thereunder whether on behalf of himself, herself, or of any other person. [2012 c 117 s 476; 1989 c 185 s 10; 1987 c 185 s 38; 1981 c 136 s 101; 1972 ex.s. c 40 s 1; 1959 c 28 s 72.60.100. Prior: 1955 c 314 s 10. Formerly RCW 43.95.090.]

Intent—Severability—1987 c 185: See notes following RCW 51.12.130.

Effective date—1981 c 136: See RCW 72.09.900.

Effective date—1972 ex.s. c 40: "This act shall be effective July 1, 1973." [1972 ex.s. c 40 s 4.]

Restoration of civil rights: Chapter 9.96 RCW.

RCW 72.60.102 Industrial insurance—Application to certain inmates. From and after July 1, 1973, any inmate employed in classes I, II, and IV of correctional industries as defined in RCW 72.09.100 is eligible for industrial insurance benefits as provided by Title 51 RCW. However, eligibility for benefits for either the inmate or the inmate's dependents or beneficiaries for temporary disability or permanent total disability as provided in RCW 51.32.090 or 51.32.060, respectively, shall not take effect until the inmate is released pursuant to an order of parole by the indeterminate sentence review board, or discharged from custody upon expiration of the sentence, or discharged from custody by order of a court of appropriate jurisdiction. Nothing in this section shall be construed to confer eligibility for any industrial insurance benefits to any inmate who is

employed in class III or V of correctional industries as defined in RCW 72.09.100. [1989 c 185 s 11; 1983 1st ex.s. c 52 s 7; 1981 c 136 s 102; 1979 ex.s. c 160 s 3; 1972 ex.s. c 40 s 2.]

Effective date—1981 c 136: See RCW 72.09.900.

Effective date—1972 ex.s. c 40: See note following RCW 72.60.100.

RCW 72.60.110 Employment of inmates according to needs of state.

The department is hereby authorized and empowered to cause the inmates in the state institutions of this state to be employed in the rendering of such services and in the production and manufacture of such articles, materials, and supplies as are now, or may hereafter be, needed by the state, or any political subdivision thereof, or that may be needed by any public institution of the state or of any political subdivision thereof. [1959 c 28 s 72.60.110. Prior: 1955 c 314 s 11. Formerly RCW 43.95.100.]

RCW 72.60.160 State agencies and subdivisions may purchase goods—Purchasing preference required of certain institutions.

All articles, materials, and supplies herein authorized to be produced or manufactured in correctional institutions may be purchased from the institution producing or manufacturing the same by any state agency or political subdivision of the state, and the secretary shall require those institutions under his or her direction to give preference to the purchasing of their needs of such articles as are so produced. [2012 c 117 s 477; 1981 c 136 s 103; 1979 c 141 s 260; 1959 c 28 s 72.60.160. Prior: 1955 c 314 s 16. Formerly RCW 43.95.150.]

Effective date—1981 c 136: See RCW 72.09.900.

RCW 72.60.220 List of goods to be supplied to all departments, institutions, agencies. The department may cause to be prepared annually, at such times as it may determine, lists containing the descriptions of all articles and supplies manufactured and produced in state correctional institutions; copies of such list shall be sent to the supervisor of purchasing and to all departments, institutions and agencies of the state of Washington. [1981 c 136 s 105; 1959 c 28 s 72.60.220. Prior: 1957 c 30 s 6. Formerly RCW 43.95.210.]

Effective date—1981 c 136: See RCW 72.09.900.

RCW 72.60.235 Implementation plan for prison industries. (1)

The department of corrections shall develop, in accordance with RCW 72.09.010, a site-specific implementation plan for prison industries space at Clallam Bay corrections center, McNeil Island corrections center, and the one thousand twenty-four bed medium security prison as appropriated for and authorized by the legislature.

(2) Each implementation plan shall include, but not be limited to, sufficient space and design elements that try to achieve a target of twenty-five percent of the total inmates in class I employment

programs and twenty-five percent of the total inmates in class II employment programs or as much of the target as possible without jeopardizing the efficient and necessary day-to-day operation of the prison. The implementation plan shall also include educational opportunities and employment, wage, and other incentives. The department shall include in the implementation plans an incentive program based on wages, and the opportunity to contribute all or a portion of their wages towards an array of incentives. The funds recovered from the sale, lease, or rental of incentives should be considered as a possible source of revenue to cover the capitalized cost of the additional space necessary to accommodate the increased class I and class II industries programs.

(3) The incentive program shall be developed so that inmates can earn higher wages based on performance and production. Only those inmates employed in class I and class II jobs may participate in the incentive program. The department shall develop special program criteria for inmates with physical or mental disabilities so that they can participate in the incentive program.

(4) The department shall propose rules specifying that inmate wages, other than the amount an inmate owes for taxes, legal financial obligations, and to the victim restitution fund, shall be returned to the department to pay for the cost of prison operations, including room and board.

(5) The plan shall identify actual or potential legal or operational obstacles, or both, in implementing the components of the plan as specified in this section, and recommend strategies to remove the obstacles.

(6) The department shall submit the plan to the appropriate committees of the legislature and to the governor by October 1, 1991. [2020 c 274 s 56; 1991 c 256 s 2.]

Finding—1991 c 256: "The legislature finds that the rehabilitation process may be enhanced by participation in training, education, and employment-related incentive programs and may be a consideration in reducing time in confinement." [1991 c 256 s 1.]

Application to prison construction—1991 c 256: "The overall prison design plans for new construction at Clallam Bay corrections center, McNeil Island corrections center, and the one thousand twenty-four bed medium security prison as appropriated for and authorized by the legislature shall not be inconsistent with the implementation plan outlined in this act. No provision under this act shall require the department of corrections to redesign, postpone, or delay the construction of any of the facilities outlined in RCW 72.60.235." [1991 c 256 s 3.]

Severability—1991 c 256: "If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected." [1991 c 256 s 4.]