
BILL REQUEST - CODE REVISER'S OFFICE

BILL REQ. #: Z-0437.1/22

ATTY/TYPIST: KS:ks

BRIEF DESCRIPTION: Making 2021-2023 fiscal biennium supplemental operating appropriations.

1 AN ACT Relating to fiscal matters; amending RCW 43.31.605,
2 43.41.450, 43.101.435, 43.216.1368, 43.216.270, 70A.200.140, and
3 76.04.516; amending 2021 c 334 ss 101, 102, 103, 104, 105, 106, 107,
4 108, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123,
5 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137,
6 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151,
7 152, 153, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212,
8 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226,
9 227, 228, 229, 230, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310,
10 311, 401, 402, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511,
11 512, 513, 514, 515, 516, 517, 518, 520, 521, 522, 603, 604, 605, 606,
12 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 701,
13 702, 704, 705, 715, 718, 753, 801, 802, 803, 805, 907, 909, 910, 911,
14 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925,
15 928, 929, 930, 932, 933, 934, 935, 936, 940, 941, 942, 943, 945, 946,
16 947, 948 (uncodified); adding new sections to 2021 c 334
17 (uncodified); repealing 2021 c 334 ss 749 and 752 (uncodified);
18 making appropriations; and declaring an emergency.

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

20 **PART I**
21 **GENERAL GOVERNMENT**

Sec. 101. 2021 c 334 s 101 (uncodified) is amended to read as follows:

FOR THE HOUSE OF REPRESENTATIVES

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$45,740,000)) |
| | <u>\$46,599,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$46,804,000)) |
| | <u>\$48,500,000</u> |
| TOTAL APPROPRIATION | ((\$92,544,000)) |
| | <u>\$95,099,000</u> |

Sec. 102. 2021 c 334 s 102 (uncodified) is amended to read as follows:

FOR THE SENATE

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | \$32,755,000 |
| General Fund—State Appropriation (FY 2023) | ((\$35,699,000)) |
| | <u>\$35,866,000</u> |
| TOTAL APPROPRIATION | ((\$68,454,000)) |
| | <u>\$68,621,000</u> |

The appropriations in this section are subject to the following conditions and limitations: \$260,000 of the general fund—state appropriation for fiscal year 2022 and \$270,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the payment of membership dues to the council of state governments, the national conference of state legislatures, the pacific northwest economic region, the pacific fisheries legislative task force, and the western legislative forestry task force.

Sec. 103. 2021 c 334 s 103 (uncodified) is amended to read as follows:

FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE

| | |
|--|------------------------------|
| General Fund—State Appropriation (FY 2022) | \$303,000 |
| General Fund—State Appropriation (FY 2023) | \$248,000 |
| Performance Audits of Government Account—State | |
| Appropriation | ((\$9,384,000)) |
| | <u>\$9,405,000</u> |
| TOTAL APPROPRIATION | ((\$9,935,000)) |
| | <u>\$9,956,000</u> |

The appropriation in this section is subject to the following conditions and limitations:

(1) \$273,000 of the general fund—state appropriation for fiscal year 2022 and \$244,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Substitute Senate Bill No. 5405 (racial equity analyses). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(2) Notwithstanding the provisions of this section, the joint legislative audit and review committee may adjust the due dates for projects included on the committee's 2021-2023 work plan as necessary to efficiently manage workload.

(3) \$20,000 of the general fund—state appropriation for fiscal year 2022 and \$2,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to implement House Bill No. 1296 (behavioral health service organizations). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(4) \$10,000 of the general fund—state appropriation for fiscal year 2022 and \$2,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to implement Second Substitute House Bill No. 1033 (employment training program). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

Sec. 104. 2021 c 334 s 104 (uncodified) is amended to read as follows:

FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE

Performance Audits of Government Account—State

| | |
|------------------------|------------------------------|
| Appropriation. | ((\$4,664,000)) |
| | <u>\$4,673,000</u> |

| | |
|------------------------------|------------------------------|
| TOTAL APPROPRIATION. | ((\$4,664,000)) |
| | <u>\$4,673,000</u> |

Sec. 105. 2021 c 334 s 105 (uncodified) is amended to read as follows:

FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$14,173,000)) |
| | <u>\$14,465,000</u> |

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2023). | ((\$14,235,000)) |
| | <u>\$15,849,000</u> |

TOTAL APPROPRIATION. ((~~\$28,408,000~~))
\$30,314,000

The appropriations in this section are subject to the following conditions and limitations: Within the amounts provided in this section, the joint legislative systems committee shall provide information technology support, including but not limited to internet service, for the district offices of members of the house of representatives and the senate.

Sec. 106. 2021 c 334 s 106 (uncodified) is amended to read as follows:

FOR THE OFFICE OF THE STATE ACTUARY

General Fund—State Appropriation (FY 2022). \$367,000
General Fund—State Appropriation (FY 2023). ((~~\$382,000~~))
\$383,000
State Health Care Authority Administrative Account—
State Appropriation. \$249,000
Department of Retirement Systems Expense Account—
State Appropriation. ((~~\$6,095,000~~))
\$6,105,000
School Employees' Insurance Administrative Account—
State Appropriation. \$250,000
TOTAL APPROPRIATION. ((~~\$7,343,000~~))
\$7,354,000

Sec. 107. 2021 c 334 s 107 (uncodified) is amended to read as follows:

FOR THE STATUTE LAW COMMITTEE

General Fund—State Appropriation (FY 2022). \$5,366,000
General Fund—State Appropriation (FY 2023). ((~~\$5,766,000~~))
\$5,785,000
TOTAL APPROPRIATION. ((~~\$11,132,000~~))
\$11,151,000

Sec. 108. 2021 c 334 s 108 (uncodified) is amended to read as follows:

FOR THE OFFICE OF LEGISLATIVE SUPPORT SERVICES

General Fund—State Appropriation (FY 2022). \$4,566,000
General Fund—State Appropriation (FY 2023). ((~~\$5,029,000~~))

1 \$5,050,000
2 TOTAL APPROPRIATION. (~~(\$9,595,000)~~)
3 \$9,616,000

4 **Sec. 109.** 2021 c 334 s 111 (uncodified) is amended to read as
5 follows:

6 **FOR THE SUPREME COURT**

7 General Fund—State Appropriation (FY 2022). (~~(\$9,781,000)~~)
8 \$9,746,000
9 General Fund—State Appropriation (FY 2023). (~~(\$9,848,000)~~)
10 \$11,119,000
11 TOTAL APPROPRIATION. (~~(\$19,629,000)~~)
12 \$20,865,000

13 **Sec. 110.** 2021 c 334 s 112 (uncodified) is amended to read as
14 follows:

15 **FOR THE LAW LIBRARY**

16 General Fund—State Appropriation (FY 2022). (~~(\$1,811,000)~~)
17 \$1,794,000
18 General Fund—State Appropriation (FY 2023). (~~(\$1,821,000)~~)
19 \$1,950,000
20 TOTAL APPROPRIATION. (~~(\$3,632,000)~~)
21 \$3,744,000

22 **Sec. 111.** 2021 c 334 s 113 (uncodified) is amended to read as
23 follows:

24 **FOR THE COMMISSION ON JUDICIAL CONDUCT**

25 General Fund—State Appropriation (FY 2022). (~~(\$1,650,000)~~)
26 \$1,640,000
27 General Fund—State Appropriation (FY 2023). (~~(\$1,649,000)~~)
28 \$1,695,000
29 TOTAL APPROPRIATION. (~~(\$3,299,000)~~)
30 \$3,335,000

31 **Sec. 112.** 2021 c 334 s 114 (uncodified) is amended to read as
32 follows:

33 **FOR THE COURT OF APPEALS**

34 General Fund—State Appropriation (FY 2022). (~~(\$21,818,000)~~)
35 \$21,714,000

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2023) | ((\$22,146,000)) |
| | <u>\$22,844,000</u> |
| TOTAL APPROPRIATION | ((\$43,964,000)) |
| | <u>\$44,558,000</u> |

Sec. 113. 2021 c 334 s 115 (uncodified) is amended to read as follows:

FOR THE ADMINISTRATOR FOR THE COURTS

| | |
|--|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$157,168,000)) |
| | <u>\$169,727,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$81,033,000)) |
| | <u>\$112,119,000</u> |
| General Fund—Federal Appropriation | ((\$2,209,000)) |
| | <u>\$3,994,000</u> |
| General Fund—Private/Local Appropriation | \$681,000 |
| Judicial Stabilization Trust Account—State | |
| Appropriation | \$6,692,000 |
| Judicial Information Systems Account—State | |
| Appropriation | ((\$60,664,000)) |
| | <u>\$61,471,000</u> |
| TOTAL APPROPRIATION | ((\$308,447,000)) |
| | <u>\$354,684,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) The distributions made under this section and distributions from the county criminal justice assistance account made pursuant to section 801 of this act constitute appropriate reimbursement for costs for any new programs or increased level of service for purposes of RCW 43.135.060.

(2)(a) \$7,000,000 of the general fund—state appropriation for fiscal year 2022 and \$7,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for distribution to county juvenile court administrators for the costs associated with processing and case management of truancy, children in need of services, and at-risk youth referrals. The administrator for the courts, in conjunction with the juvenile court administrators, shall develop an equitable funding distribution formula. The formula must neither reward counties with higher than average per-petition/referral processing costs nor shall it penalize

1 counties with lower than average per-petition/referral processing
2 costs.

3 (b) Each fiscal year during the 2021-2023 fiscal biennium, each
4 county shall report the number of petitions processed and the total
5 actual costs of processing truancy, children in need of services, and
6 at-risk youth petitions. Counties shall submit the reports to the
7 administrator for the courts no later than 45 days after the end of
8 the fiscal year. The administrator for the courts shall
9 electronically transmit this information to the chairs and ranking
10 minority members of the house of representatives and senate fiscal
11 committees no later than 60 days after a fiscal year ends. These
12 reports are informational in nature and are not for the purpose of
13 distributing funds.

14 (3) \$150,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$150,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for providing all courts with an
17 electronic demographic survey for jurors who begin a jury term. The
18 survey must collect data on each juror's race, ethnicity, age, sex,
19 employment status, educational attainment, and income, as well as any
20 other data approved by order of the chief justice of the Washington
21 state supreme court. This electronic data gathering must be conducted
22 and reported in a manner that preserves juror anonymity. The
23 administrative office of the courts shall provide this demographic
24 data in a report to the governor and the appropriate committees of
25 the legislature, and publish a copy of the report on a publicly
26 available internet address by June 30, 2023.

27 (4)(a) \$150,000 of the general fund—state appropriation for
28 fiscal year 2022 and \$150,000 of the general fund—state appropriation
29 for fiscal year 2023 are provided solely for the center for court
30 research at the administrative office of the courts to review the
31 number and types of young individuals placed on electronic home
32 monitoring over a 10 year time period. The center for court research
33 shall work in collaboration with the Washington state partnership
34 council on juvenile justice and the juvenile block grant proviso
35 committee (which includes a representative from the juvenile
36 rehabilitation administration, the office of the administrator of the
37 courts, the office of financial management, and the juvenile courts)
38 to identify the number of individuals under the age of 26 that have
39 been placed on electronic home monitoring by the department of

1 children, youth, and families and the number of individuals placed on
2 electronic home monitoring by or through juvenile courts from the
3 year 2010 through 2020. At a minimum, the study must identify:

4 (i) How electronic home monitoring is defined and used by each
5 entity;

6 (ii) The various types of electronic home monitoring services and
7 the equipment used by each entity;

8 (iii) Whether the type of electronic home monitoring equipment
9 used is different depending upon the age or type of the offender;

10 (iv) Whether the state or local entity provides the supervision
11 and monitoring of individuals placed on electronic home monitoring or
12 whether the supervision and monitoring are contracted services;

13 (v) By age, demographics, ethnicity, and race, the number of
14 individuals that participated on electronic home monitoring each
15 year;

16 (vi) By age, the offense committed that resulted in the
17 individual being placed on electronic home monitoring, and the
18 average duration of time individuals spent on electronic home
19 monitoring; and

20 (vii) Whether electronic home monitoring was used as an
21 alternative to or in lieu of incarceration or whether electronic home
22 monitoring was used in addition to incarceration.

23 (b) The center for court research must complete a preliminary
24 report by June 30, 2022, and submit a final report to the appropriate
25 committees of the legislature by June 30, 2023.

26 (5) ~~((\$44,500,000 of the general fund state appropriation for~~
27 ~~fiscal year 2022 is provided solely to assist counties with costs of~~
28 ~~resentencing and vacating the sentences of defendants whose~~
29 ~~convictions or sentences are affected by the *State v. Blake* decision.~~
30 ~~Subject to the availability of amounts provided in this section, the~~
31 ~~office must provide grants to counties that demonstrate extraordinary~~
32 ~~judicial, prosecution, or defense expenses for those purposes. The~~
33 ~~office must establish an application process for county clerks to~~
34 ~~seek funding and an equitable prioritization process for distributing~~
35 ~~the funding.~~

36 ~~(6) \$23,500,000 of the general fund state appropriation for~~
37 ~~fiscal year 2022 is provided solely to establish a legal financial~~
38 ~~obligation aid pool to assist counties that are obligated to refund~~
39 ~~legal financial obligations previously paid by defendants whose~~
40 ~~convictions or sentences were affected by the *State v. Blake* ruling.~~

County clerks may apply to the administrative office of the courts for a grant from the pool to assist with extraordinary costs of these refunds. State aid payments made to a county from the pool must first be attributed to any legal financial obligations refunded by the county on behalf of the state. The office must establish an application process for county clerks to seek funding and an equitable prioritization process for distributing the funding.

~~(7))~~ \$44,500,000 of the judicial stabilization trust account—state appropriation is provided solely to assist counties with costs of resentencing and vacating the sentences of defendants whose convictions or sentences are affected by the *State v. Blake* decision and to assist with the costs of processing refunds of legal financial obligations as specified in subsection (6) of this section. Administrative overhead costs are limited to 10 percent of direct salaries and benefits charged for these purposes. Subject to the availability of amounts provided in this section, the office must provide funding to counties that demonstrate extraordinary judicial, prosecution, or defense expenses for those purposes. The office must establish a process for county clerks to seek funding and an equitable prioritization process for distributing the funding.

(6) \$23,500,000 of the judicial stabilization trust account—state appropriation is provided solely to establish a legal financial obligation aid pool to assist counties that are obligated to refund legal financial obligations previously paid by defendants whose convictions or sentences were affected by the *State v. Blake* ruling. State aid payments made to a county from the pool must first be attributed to any legal financial obligations refunded by the county on behalf of the state. The office must establish a process for county clerks to seek funding and an equitable prioritization process for distributing the funding.

(7) \$1,782,000 of the general fund—state appropriation for fiscal year 2022 and \$749,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1320 (civil protection orders). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(8) \$68,000 of the general fund—state appropriation for fiscal year 2022 and \$60,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Second

1 Substitute House Bill No. 1219 (youth counsel-dependency). (~~(If the~~
2 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
3 ~~subsection shall lapse.)~~)

4 (9) \$110,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$165,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the implementation of House
7 Bill No. 1167 (Thurston county superior court judge). (~~(If the bill~~
8 ~~is not enacted by June 30, 2021, the amount provided in this~~
9 ~~subsection shall lapse.)~~)

10 (10) \$1,094,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$1,094,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely for the
13 statewide fiscal impact on Thurston county courts. It is the intent
14 of the legislature that this policy will be continued in subsequent
15 fiscal biennia.

16 (11) \$4,505,000 of the general fund—state appropriation for
17 fiscal year 2022 and \$4,505,000 of the general fund—state
18 appropriation for fiscal year 2023 are provided solely for
19 implementation of Engrossed Second Substitute Senate Bill No. 5160
20 (landlord-tenant relations), including the management of an eviction
21 resolution pilot program. By June 30, 2022, the department shall
22 provide to the legislature a detailed report of eviction resolution
23 program expenditures and outcomes including but not limited to the
24 number of dispute resolution centers participating in the program,
25 the number of individuals served by dispute resolution centers in the
26 program, the average cost of resolution proceedings, and the number
27 of qualified individuals who applied but were unable to be served by
28 dispute resolution centers due to lack of funding or other reasons.
29 (~~(If the bill is not enacted by June 30, 2021, the amounts provided~~
30 ~~in this subsection shall lapse.)~~)

31 (12) \$325,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$304,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for implementation of Second
34 Substitute Senate Bill No. 5331 (early childhood court program). (~~(If~~
35 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
36 ~~this subsection shall lapse.)~~)

37 (13) \$44,000 of the general fund—state appropriation for fiscal
38 year 2022 is provided solely for implementation of Engrossed
39 Substitute Senate Bill No. 5226 (license suspensions/traffic). (~~(If~~

1 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
2 ~~subsection shall lapse.))~~

3 (14) \$8,000,000 of the general fund—state appropriation for
4 fiscal year 2022 is provided solely for distribution to local courts
5 for cost associated with the court-appointed attorney and visitor
6 requirements set forth in the uniform guardianship act in chapter
7 11.130 RCW. If the amount provided in this subsection is insufficient
8 to fully fund the local court costs, distributions must be reduced on
9 a proportional basis to ensure that expenditures remain within the
10 available funds provided in this subsection. No later than December
11 31, 2021, the administrative office of the courts will provide a
12 report on distributions to local courts including, but not limited
13 to, the amount provided to each court, the number of guardianship
14 cases funded at each court, costs segregated by attorney appointments
15 and court visitor appointments, the amount of any pro rata
16 reductions, and a recommendation on how to forecast distributions for
17 potential future funding by the legislature.

18 (15) \$375,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$285,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for costs to relocate staff from
21 the temple of justice to another workspace if the omnibus capital
22 appropriation act provides funding for improvements to the heating,
23 ventilation, lighting, and plumbing improvements to the temple of
24 justice. Staff from the administrative office of the courts shall
25 work with the department of enterprise services and the office of
26 financial management to acquire temporary space in a state owned
27 facility that meets the needs of the supreme court. If a state
28 facility cannot be found, the court may acquire temporary workspace
29 as it chooses.

30 (16) \$1,785,000 of the general fund—federal appropriation (CRF)
31 is provided solely for COVID-19 response expenditures in fiscal year
32 2022. This funding expires December 31, 2021.

33 **Sec. 114.** 2021 c 334 s 116 (uncodified) is amended to read as
34 follows:

35 **FOR THE OFFICE OF PUBLIC DEFENSE**

| | | |
|----|--|-------------------------------|
| 36 | General Fund—State Appropriation (FY 2022) | ((\$53,975,000)) |
| 37 | | <u>\$54,491,000</u> |
| 38 | General Fund—State Appropriation (FY 2023) | ((\$54,202,000)) |

| | | |
|---|----|-----------------------------|
| | | <u>\$58,185,000</u> |
| General Fund—Federal Appropriation. | | \$362,000 |
| General Fund—Private/Local Appropriation. | | \$30,000 |
| Judicial Stabilization Trust Account—State | | |
| Appropriation. | ((| \$3,896,000)) |
| | | <u>\$3,934,000</u> |
| TOTAL APPROPRIATION. | ((| \$112,465,000)) |
| | | <u>\$117,002,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$250,000 of the general fund—state appropriation for fiscal year 2022 and \$250,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the office of public defense to contract with a free legal clinic that has a medical-legal partnership and that currently provides parent representation to at-risk clients in dependency cases in Snohomish, Skagit, and King counties. Within amounts appropriated, the clinic must provide legal representation to parents who are pregnant or recently postpartum who are at risk of child abuse or neglect reports or investigations.

(2) \$900,000 of the general fund—state appropriation for fiscal year 2022 and \$900,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the purpose of improving the quality of trial court public defense services. The office of public defense must allocate these amounts so that \$450,000 per fiscal year is distributed to counties, and \$450,000 per fiscal year is distributed to cities, for grants under chapter 10.101 RCW.

(3) \$5,000 of the general fund—state appropriation for fiscal year 2022 and \$14,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Second Substitute House Bill No. 1219 (youth counsel-dependency). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(4) \$443,000 of the general fund—state appropriation for fiscal year 2022 and \$683,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Substitute House Bill No. 1140 (juvenile access to attorneys). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(5) \$5,500,000 of the general fund—state appropriation for fiscal year 2022 and \$5,500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to assist counties with public defense costs related to vacating the sentences of defendants whose convictions or sentences are affected by the *State v. Blake* decision. Of the amounts provided in this subsection:

(a) \$400,000 of the general fund—state appropriation for fiscal year 2022 and \$400,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the office of public defense to provide statewide attorney training, technical assistance, data analysis and reporting, and quality oversight and for administering financial assistance for public defense costs related to *State v. Blake* impacts; and

(b) \$5,100,000 of the general fund—state appropriation for fiscal year 2022 and \$5,100,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for grants allocated for public defense assistance. The allocation of grant funding shall be determined based upon a formula as established by the office of public defense, and must be provided: (i) To assist counties providing counsel for clients seeking to vacate a sentence or to be resentenced under the *State v. Blake* decision; and (ii) to assist counties that may designate the office of public defense to contract directly with attorneys to represent and assist clients seeking to vacate a sentence or to be resentenced under the *State v. Blake* decision.

Sec. 115. 2021 c 334 s 117 (uncodified) is amended to read as follows:

FOR THE OFFICE OF CIVIL LEGAL AID

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$41,280,000)) |
| | <u>\$41,711,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$42,685,000)) |
| | <u>\$43,878,000</u> |
| General Fund—Federal Appropriation | \$379,000 |
| Judicial Stabilization Trust Account—State | |
| Appropriation | \$1,464,000 |
| TOTAL APPROPRIATION | ((\$85,808,000)) |
| | <u>\$87,432,000</u> |

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) An amount not to exceed \$40,000 of the general fund—state
4 appropriation for fiscal year 2022 and an amount not to exceed
5 \$40,000 of the general fund—state appropriation for fiscal year 2023
6 may be used to provide telephonic legal advice and assistance to
7 otherwise eligible persons who are sixty years of age or older on
8 matters authorized by RCW 2.53.030(2) (a) through (k) regardless of
9 household income or asset level.

10 (2) The office of civil legal aid shall enter into an interagency
11 agreement with the department of children, youth, and families to
12 facilitate the use of federal title IV-E reimbursement for child
13 representation services.

14 (3) \$568,000 of the general fund—state appropriation for fiscal
15 year 2022 is appropriated solely to continue and expand civil legal
16 representation for tenants in eviction cases.

17 (4) Up to \$165,000 of the general fund—state appropriation for
18 fiscal year 2022 may be used to wind down the children's
19 representation study authorized in section 28, chapter 20, Laws of
20 2017 3rd sp. sess.

21 (5) \$5,440,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$5,000,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely to continue civil legal
24 assistance to individuals and families directly and indirectly
25 affected by the COVID-19 pandemic and its related health, social,
26 economic, legal, and related consequences.

27 (6) \$159,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$1,511,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the implementation of Second
30 Substitute House Bill No. 1219 (youth counsel/dependency). (~~If the~~
31 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
32 ~~subsection shall lapse.))~~

33 (7) (~~(\$10,772,000))~~ \$11,122,000 of the general fund—state
34 appropriation for fiscal year 2022 and (~~(\$11,478,000))~~ \$12,328,000 of
35 the general fund—state appropriation for fiscal year 2023 are
36 provided solely for implementation of Engrossed Second Substitute
37 Senate Bill No. 5160 (landlord-tenant relations), including
38 representation of indigent tenants in unlawful detainer cases. By
39 June 30, 2022, the department shall provide to the legislature a

1 detailed report of program expenditures and outcomes including but
2 not limited to the number of individuals served, the average cost of
3 a representation case, and the number of qualified individuals who
4 qualified for but were unable to receive representation for funding
5 or other reasons. (~~If the bill is not enacted by June 30, 2021, the~~
6 ~~amounts provided in this subsection shall lapse.~~)

7 (8) \$600,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$600,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely to provide online automated
10 plain language forms, outreach, education, technical assistance, and
11 some legal assistance to help resolve civil matters surrounding legal
12 financial obligations and vacating the sentences of defendants whose
13 convictions or sentences are affected by the *State v. Blake* decision.

14 (9) \$78,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$313,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the office of civil legal
17 aid to cover the cost of contract adjustments necessary to conform
18 attorney contracting practices with applicable caseload standards
19 established by the supreme court commission on children in foster
20 care.

21 **Sec. 116.** 2021 c 334 s 118 (uncodified) is amended to read as
22 follows:

23 **FOR THE OFFICE OF THE GOVERNOR**

| | | |
|----|--|-------------------------------|
| 24 | General Fund—State Appropriation (FY 2022) | ((\$11,093,000)) |
| 25 | | <u>\$11,816,000</u> |
| 26 | General Fund—State Appropriation (FY 2023) | ((\$10,920,000)) |
| 27 | | <u>\$15,410,000</u> |
| 28 | Economic Development Strategic Reserve Account—State | |
| 29 | Appropriation. | \$5,000,000 |
| 30 | TOTAL APPROPRIATION. | ((\$27,013,000)) |
| 31 | | <u>\$32,226,000</u> |

32 The appropriations in this section are subject to the following
33 conditions and limitations:

34 (1) (~~(\$703,000)~~) \$917,000 of the general fund—state appropriation
35 for fiscal year 2022 and (~~(\$803,000)~~) \$1,146,000 of the general fund—
36 state appropriation for fiscal year 2023 are provided solely for the
37 office of the education ombuds.

(2) \$1,289,000 of the general fund—state appropriation for fiscal year 2022 and ~~(((\$1,289,000))~~ \$2,041,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to implement the provisions of chapter 332, Laws of 2020 (state equity office).

(3) \$123,000 of the general fund—state appropriation for fiscal year 2022 and \$118,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Substitute Senate Bill No. 5119 (individuals in custody). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(4) ~~(((\$230,000))~~ \$180,000 of the general fund—state appropriation for fiscal year 2022 and ~~(((\$120,000))~~ \$209,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5126 (climate commitment act). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(5) \$33,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the office of the education ombuds to support the language access work group that is reconvened and expanded in section 501(3)(g) of this act.

(6)(a) \$20,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the Washington state LGBTQ commission, in collaboration with the health care authority, department of health, advocates for people living with HIV in Washington, consumers, and medical professionals with expertise in serving the medicaid population living with HIV, to consider and develop recommendations regarding:

(i) Access to HIV antiretroviral drugs on the medicaid drug formulary, including short- and long-term fiscal implications of eliminating current prior authorization and fail-first requirements;

(ii) Impact of drug access on public health and the statewide goal of reducing HIV transmissions; and

(iii) Maximizing pharmaceutical drug rebates for HIV antiretroviral drugs.

(b) The commission shall submit a brief report with recommendations to the appropriate committees of the legislature by November 1, 2021.

(7) \$150,000 of the general fund—state appropriation for fiscal year 2022 and \$150,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely for the cost to support the blue ribbon commission on the intersection of the criminal justice and behavioral health crisis systems that will be established by governor executive order.

(8) Within the amounts appropriated in this section, the Washington state office of equity must cofacilitate the Washington digital equity forum, as provided in section 129(70) of this act, with the statewide broadband office.

(9) (a) \$150,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the Washington state LGBTQ commission to facilitate a task force to conduct a comprehensive study on the impact of decriminalization of sex work in the state.

(b) The task force is composed of the following members:

(i) The director of the LGBTQ commission, or the director's designee;

(ii) The director of the women's commission, or the director's designee;

(iii) One member of the Washington association of prosecuting attorneys;

(iv) One representative from the department of health's healthy communities Washington to be appointed by the secretary of health;

(v) One representative from the department of commerce's office of crime victims advocacy to be appointed by the director; and

(vi) Additional members to be appointed by the governor, as follows:

(A) One member representing the Washington anti-trafficking response network;

(B) One member representing the Washington coalition of sexual assault programs;

(C) One member representing the Washington coalition for rights and safety for people in the sex trade;

(D) Two members of the general public representing workers in the sex trade in urban areas;

(E) Two members of the general public representing workers in the sex trade in rural areas; and

(F) Two members of communities historically overrepresented in the sex trade, such as the Black transgender community, women of color, etc.

(c) The director of the LGBTQ commission, or the director's designee, shall convene its first meeting, and the director, or the

1 director's designee, and a member of the task force elected upon its
2 first convening meeting, shall cochair the task force.

3 (d)(i) The task force shall conduct a comprehensive study on the
4 impact of decriminalization of sex work in the state and make
5 recommendations that include, but are not limited to, the following:

6 (A) Models of decriminalization of sex work currently in place in
7 other jurisdictions around the United States and globally;

8 (B) Fiscal impact of decriminalization of sex work for the state;

9 (C) Community health impact of decriminalization of sex work for
10 the community at large;

11 (D) Equity impact of decriminalization of sex work;

12 (E) Gaps in current protections for survivors of sex trafficking
13 and survivors of sexual violence; and

14 (F) Public health and sexually transmitted infection testing
15 requirements.

16 (ii) The topics identified in (i) of this subsection (d) are
17 intended to be illustrative but not exhaustive. The task force should
18 consider issues relating to equity, disparities, and discrimination
19 in each topic it studies and for which it makes recommendations.

20 (e) The LGBTQ commission must provide staff support for the task
21 force. The LGBTQ commission may contract support to fulfill the
22 requirements of this subsection.

23 (f) The task force shall consult with the appropriate experts in
24 the field to fulfill its work.

25 (g) Nonlegislative members shall be reimbursed for travel
26 expenses in accordance with chapter 43.03 RCW.

27 (h) The task force shall report its findings and recommendations
28 to the governor and the appropriate committees of the legislature by
29 February 1, 2023. If the recommendation is to decriminalize sex work,
30 the report should include what regulation of the industry should look
31 like as it relates to public health and sexually transmitted
32 infection testing requirements.

33 (10) \$1,948,000 of the general fund—state appropriation for
34 fiscal year 2023 is provided solely to implement House/Senate Bill
35 No. . . . (Z-. . . /22) (governor request legislation to create an
36 office of climate commitment accountability within the office of the
37 governor).

38 (11) \$80,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for the office of equity to develop
40 resources and provide technical assistance to state agencies on best

practices on how to engage communities regarding equity and inclusion when creating equitable budget and policy recommendations.

(12) \$350,000 of the general fund—state appropriation for fiscal year 2022 and \$25,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to complete an analysis on options to replace the benefits of the four lower Snake river dams as part of a comprehensive salmon recovery strategy for the Columbia and Snake river basins. The analysis shall be completed by July 30, 2022.

Sec. 117. 2021 c 334 s 119 (uncodified) is amended to read as follows:

FOR THE LIEUTENANT GOVERNOR

| | |
|--|------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$1,880,000)) |
| | <u>\$1,865,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$1,598,000)) |
| | <u>\$1,643,000</u> |
| General Fund—Private/Local Appropriation | \$90,000 |
| TOTAL APPROPRIATION | ((\$3,568,000)) |
| | <u>\$3,598,000</u> |

The appropriations in this section are subject to the following conditions and limitations: \$300,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the legislative committee on economic development and international relations to conduct a business competitiveness analysis of the state's economy. Expenditure of the amount provided in this section must comply with chapter 39.26 RCW.

Sec. 118. 2021 c 334 s 120 (uncodified) is amended to read as follows:

FOR THE PUBLIC DISCLOSURE COMMISSION

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$5,724,000)) |
| | <u>\$5,761,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$5,545,000)) |
| | <u>\$6,036,000</u> |
| Public Disclosure Transparency Account—State Appropriation | ((\$1,014,000)) |
| | <u>\$934,000</u> |
| TOTAL APPROPRIATION | ((\$12,283,000)) |
| | <u>\$12,731,000</u> |

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) \$280,000 of the public disclosure transparency account—state
4 appropriation is provided solely for staff for business analysis and
5 project management of information technology projects.

6 (2) No moneys may be expended from the appropriations in this
7 section to establish an electronic directory, archive, or other
8 compilation of political advertising unless explicitly authorized by
9 the legislature.

10 (3) \$424,000 of the public disclosure transparency account—state
11 appropriation is provided solely for information technology staffing
12 to meet the demands of maintaining online filing and disclosure
13 systems.

14 (4) \$180,000 of the public disclosure transparency account—state
15 appropriation is provided solely for a dedicated training and
16 outreach staff to develop course materials and facilitate the
17 creation of an expanded filer training program.

18 **Sec. 119.** 2021 c 334 s 121 (uncodified) is amended to read as
19 follows:

20 **FOR THE SECRETARY OF STATE**

21 General Fund—State Appropriation (FY 2022). ((~~\$20,922,000~~))
22 \$22,117,000

23 General Fund—State Appropriation (FY 2023). ((~~\$31,158,000~~))
24 \$38,596,000

25 General Fund—Federal Appropriation. ((~~\$12,760,000~~))
26 \$12,894,000

27 Public Records Efficiency, Preservation, and Access

28 Account—State Appropriation. ((~~\$10,005,000~~))
29 \$10,647,000

30 Charitable Organization Education Account—State

31 Appropriation. ((~~\$901,000~~))
32 \$1,367,000

33 Washington State Library Operations Account—State

34 Appropriation. ((~~\$11,698,000~~))
35 \$14,656,000

36 Local Government Archives Account—State

37 Appropriation. ((~~\$10,120,000~~))
38 \$10,986,000

| | |
|---|--------------------------------|
| Election Account—Federal Appropriation. | ((\$4,368,000)) |
| | <u>\$4,401,000</u> |
| <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |
| <u>Appropriation.</u> | <u>\$405,000</u> |
| TOTAL APPROPRIATION. | ((\$101,932,000)) |
| | <u>\$116,069,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$2,498,000 of the general fund—state appropriation for fiscal year 2022 and \$12,196,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to reimburse counties for the state's share of primary and general election costs and the costs of conducting mandatory recounts on state measures. Counties shall be reimbursed only for those costs that the secretary of state validates as eligible for reimbursement.

(2)(a) \$3,051,500 of the general fund—state appropriation for fiscal year 2022 and \$3,051,500 of the general fund—state appropriation for fiscal year 2023 are provided solely for contracting with a nonprofit organization to produce gavel-to-gavel television coverage of state government deliberations and other events of statewide significance during the 2021-2023 fiscal biennium. The funding level for each year of the contract shall be based on the amount provided in this subsection. The nonprofit organization shall be required to raise contributions or commitments to make contributions, in cash or in kind, in an amount equal to forty percent of the state contribution. The office of the secretary of state may make full or partial payment once all criteria in this subsection have been satisfactorily documented.

(b) The legislature finds that the commitment of on-going funding is necessary to ensure continuous, autonomous, and independent coverage of public affairs. For that purpose, the secretary of state shall enter into a contract with the nonprofit organization to provide public affairs coverage.

(c) The nonprofit organization shall prepare an annual independent audit, an annual financial statement, and an annual report, including benchmarks that measure the success of the nonprofit organization in meeting the intent of the program.

(d) No portion of any amounts disbursed pursuant to this subsection may be used, directly or indirectly, for any of the following purposes:

(i) Attempting to influence the passage or defeat of any legislation by the legislature of the state of Washington, by any county, city, town, or other political subdivision of the state of Washington, or by the congress, or the adoption or rejection of any rule, standard, rate, or other legislative enactment of any state agency;

(ii) Making contributions reportable under chapter 42.17 RCW; or

(iii) Providing any: (A) Gift; (B) honoraria; or (C) travel, lodging, meals, or entertainment to a public officer or employee.

(3) Any reductions to funding for the Washington talking book and Braille library may not exceed in proportion any reductions taken to the funding for the library as a whole.

(4) \$75,000 of the general fund—state appropriation for fiscal year 2022 and \$75,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for humanities Washington speaker's bureau community conversations.

(5) \$114,000 of the general fund—state appropriation for fiscal year 2022 and \$114,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for election reconciliation reporting. Funding provides for one staff to compile county reconciliation reports, analyze the data, and to complete an annual statewide election reconciliation report for every state primary and general election. The report must be submitted annually on July 31, beginning July 31, 2021, to legislative policy and fiscal committees. The annual report must include statewide analysis and by county analysis on the reasons for ballot rejection and an analysis of the ways ballots are received, counted, rejected and cure data that can be used by policymakers to better understand election administration.

(6) \$546,000 of the general fund—state appropriation for fiscal year 2022 and \$546,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for staff dedicated to the maintenance and operations of the voter registration and election management system. These staff will manage database upgrades, database maintenance, system training and support to counties, and the triage and customer service to system users.

1 (7) \$626,000 of the public records efficiency, preservation, and
2 access account—state appropriation is provided solely for additional
3 project staff to pack, catalog, and move the states archival
4 collection in preparation for the move to the new library archives
5 building that will be located in Tumwater.

6 (8) Within existing resources, the office of the secretary of
7 state must research and evaluate availability of online trainings to
8 include, but not be limited to, job-related, educational, and
9 information technology trainings that are available free of charge.
10 The office must compare those to the online trainings available from
11 the Microsoft linked in academy. The office must report the
12 comparative findings to fiscal committees of the legislature by
13 September 1, 2022.

14 (9) \$251,000 of the general fund—state appropriation for fiscal
15 year 2022 is provided solely for implementation of Substitute Senate
16 Bill No. 5034 (nonprofit corporations). ~~((If the bill is not enacted
17 by June 30, 2021, the amount provided in this subsection shall
18 lapse.))~~

19 (10) \$269,000 of the government archives account—state
20 appropriation is provided solely for implementation of Senate Bill
21 No. 5019 (recording standards commission). ~~((If the bill is not
22 enacted by June 30, 2021, the amount provided in this subsection
23 shall lapse.))~~

24 (11) \$1,000,000 of the general fund—federal appropriation (ARPA)
25 is provided solely for humanities Washington to provide grants to
26 humanities organizations in Washington state pursuant to the American
27 rescue plan act of 2021, P.L. 117-2. Of the amounts provided in this
28 subsection:

29 (a) Forty percent must be used for grants to state humanities
30 organizations' programming and general operating expenses to cover up
31 to 100 percent of the costs of the programs which the grants support,
32 to prevent, prepare for, respond to, and recover from coronavirus;
33 and

34 (b) Sixty percent must be used for direct grants, and relevant
35 administrative expenses, that support humanities organizations'
36 programming and general operating expenses to cover up to 100 percent
37 of the costs of the programs which the grants support, to prevent,
38 prepare for, respond to, and recover from coronavirus.

(12) \$3,600,000 of the general fund—federal appropriation (ARPA) is provided to the state library as the designated state library administrative agency solely to administer and distribute institute of museum and library services grants to museums, tribal partners, and libraries for eligible expenses and services. Pursuant to federal directive, no more than four percent of distributed funds may be held for grant administration.

(13) \$628,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for grants to counties to support voter registration and voting within county jails for the 2022 general election. Grants may be used to develop and implement a plan to increase voting amongst the jail population, create voting materials specific to the jail population, purchase supplies and equipment for voting in jails, and provide direct staffing in jails to support voting activities. Each county grantee will be responsible for submitting a postelection report by February 1, 2023, to the secretary of state detailing the use of grant funding, evaluation of the grant's overall effectiveness in achieving its objective to increase voter registration and voting of the jailed population, and recommendations regarding best practices and law changes, if needed. Of the amounts provided in this section, up to \$100,000 may be used for the office of the secretary of state to compile the reports received in this subsection into a single report. The report must include an analysis of the county grant projects with recommendations on a statewide approach including policies and procedures for all county jails regarding inmate voting. The report must be delivered to the governor and legislature by June 30, 2023.

Sec. 120. 2021 c 334 s 122 (uncodified) is amended to read as follows:

FOR THE GOVERNOR'S OFFICE OF INDIAN AFFAIRS

| | |
|---|------------------------------|
| General Fund—State Appropriation (FY 2022). | \$905,000 |
| General Fund—State Appropriation (FY 2023). | ((\$401,000)) |
| | <u>\$651,000</u> |
| TOTAL APPROPRIATION. | ((\$1,306,000)) |
| | <u>\$1,556,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) The office shall assist the department of enterprise services on providing the government-to-government training sessions for federal, state, local, and tribal government employees. The training sessions shall cover tribal historical perspectives, legal issues, tribal sovereignty, and tribal governments. Costs of the training sessions shall be recouped through a fee charged to the participants of each session. The department of enterprise services shall be responsible for all of the administrative aspects of the training, including the billing and collection of the fees for the training.

(2) \$500,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the governor's office of Indian affairs to engage in a process to develop recommendations on improving executive and legislative tribal relationships. In developing the recommendations, the governor's office of Indian affairs may contract with a third party facilitator.

(a) The governor's office of Indian affairs or the contracted third party must host and facilitate discussions between the executive branch, the legislative branch, and Indian tribes as defined in RCW 43.376.010 to develop the recommendations.

(b) By December 20, 2021, the governor's office of Indian affairs must submit a report of recommendations to the Governor and legislature in accordance with RCW 43.01.036. At a minimum, the report should include recommendations on:

(i) An examination of government-to-government relationship with Indian tribes as in chapter 43.376 RCW;

(ii) The consultation processes; and

(iii) Training to be provided to state agencies and the legislature.

Sec. 121. 2021 c 334 s 123 (uncodified) is amended to read as follows:

FOR THE COMMISSION ON ASIAN PACIFIC AMERICAN AFFAIRS

| | |
|---|----------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$448,000)) |
| | <u>\$477,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$462,000)) |
| | <u>\$536,000</u> |
| TOTAL APPROPRIATION. | ((\$910,000)) |
| | <u>\$1,013,000</u> |

Sec. 122. 2021 c 334 s 124 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | \$250,000 |
| General Fund—State Appropriation (FY 2023) | \$250,000 |
| State Treasurer's Service Account—State | |
| Appropriation | ((\$20,375,000)) |
| | <u>\$20,820,000</u> |
| TOTAL APPROPRIATION | ((\$20,875,000)) |
| | <u>\$21,320,000</u> |

The appropriation in this section is subject to the following conditions and limitations: \$250,000 of the general fund—state appropriation for fiscal year 2022 and \$250,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Substitute House Bill No. 1189 (tax increment financing). (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

Sec. 123. 2021 c 334 s 125 (uncodified) is amended to read as follows:

FOR THE STATE AUDITOR

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | \$613,000 |
| General Fund—State Appropriation (FY 2023) | \$1,062,000 |
| Auditing Services Revolving Account—State | |
| Appropriation | ((\$14,456,000)) |
| | <u>\$16,406,000</u> |
| Performance Audits of Government Account—State | |
| Appropriation | ((\$1,683,000)) |
| | <u>\$1,731,000</u> |
| TOTAL APPROPRIATION | ((\$17,814,000)) |
| | <u>\$19,812,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,585,000 of the performance audit of government account—state appropriation is provided solely for staff and related costs to verify the accuracy of reported school district data submitted for state funding purposes; conduct school district program audits of state-funded public school programs; establish the specific amount of

1 state funding adjustments whenever audit exceptions occur and the
2 amount is not firmly established in the course of regular public
3 school audits; and to assist the state special education safety net
4 committee when requested.

5 (2) Within existing resources of the performance audits of
6 government account, the state auditor's office shall conduct a
7 performance audit or accountability audit of Washington charter
8 public schools to satisfy the requirement to contract for an
9 independent performance audit pursuant to RCW 28A.710.030(2).

10 (3) \$825,000 of the auditing services revolving account—state
11 appropriation is provided solely for accountability and risk based
12 audits.

13 (4) \$585,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$1,030,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the implementation of
16 Engrossed Second Substitute House Bill No. 1089 (law enforcement
17 audits). ~~((If the bill is not enacted by June 30, 2021, the amounts
18 provided in this subsection shall lapse.))~~

19 **Sec. 124.** 2021 c 334 s 126 (uncodified) is amended to read as
20 follows:

21 **FOR THE CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS**

| | | |
|----|---|----------------------------|
| 22 | General Fund—State Appropriation (FY 2022). | ((\$252,000)) |
| 23 | | <u>\$253,000</u> |
| 24 | General Fund—State Appropriation (FY 2023). | ((\$279,000)) |
| 25 | | <u>\$285,000</u> |
| 26 | TOTAL APPROPRIATION. | ((\$531,000)) |
| 27 | | <u>\$538,000</u> |

28 **Sec. 125.** 2021 c 334 s 127 (uncodified) is amended to read as
29 follows:

30 **FOR THE ATTORNEY GENERAL**

| | | |
|----|---|-------------------------------|
| 31 | General Fund—State Appropriation (FY 2022). | ((\$18,708,000)) |
| 32 | | <u>\$20,425,000</u> |
| 33 | General Fund—State Appropriation (FY 2023). | ((\$23,379,000)) |
| 34 | | <u>\$25,880,000</u> |
| 35 | General Fund—Federal Appropriation. | ((\$18,226,000)) |
| 36 | | <u>\$21,913,000</u> |
| 37 | Public Service Revolving Account—State Appropriation. | ((\$4,145,000)) |

| | | |
|----|---|--------------------------------|
| 1 | | <u>\$4,353,000</u> |
| 2 | New Motor Vehicle Arbitration Account—State | |
| 3 | Appropriation. | ((\$1,721,000)) |
| 4 | | <u>\$1,789,000</u> |
| 5 | Medicaid Fraud Penalty Account—State Appropriation. . | ((\$5,862,000)) |
| 6 | | <u>\$6,098,000</u> |
| 7 | Child Rescue Fund—State Appropriation. | \$80,000 |
| 8 | Legal Services Revolving Account—State Appropriation | ((\$300,291,000)) |
| 9 | | <u>\$341,006,000</u> |
| 10 | Local Government Archives Account—State | |
| 11 | Appropriation. | ((\$1,004,000)) |
| 12 | | <u>\$1,050,000</u> |
| 13 | Tobacco Prevention and Control Account—State | |
| 14 | Appropriation. | ((\$275,000)) |
| 15 | | <u>\$277,000</u> |
| 16 | ((Consumer Privacy Account—State Appropriation. | \$1,241,000)) |
| 17 | TOTAL APPROPRIATION. | ((\$374,932,000)) |
| 18 | | <u>\$422,871,000</u> |

19 The appropriations in this section are subject to the following
20 conditions and limitations:

21 (1) The attorney general shall report each fiscal year on actual
22 legal services expenditures and actual attorney staffing levels for
23 each agency receiving legal services. The report shall be submitted
24 to the office of financial management and the fiscal committees of
25 the senate and house of representatives no later than ninety days
26 after the end of each fiscal year. As part of its by agency report to
27 the legislative fiscal committees and the office of financial
28 management, the office of the attorney general shall include
29 information detailing the agency's expenditures for its agency-wide
30 overhead and a breakdown by division of division administration
31 expenses.

32 (2) Prior to entering into any negotiated settlement of a claim
33 against the state that exceeds five million dollars, the attorney
34 general shall notify the director of financial management and the
35 chairs and ranking members of the senate committee on ways and means
36 and the house of representatives committee on appropriations.

37 (3) The attorney general shall annually report to the fiscal
38 committees of the legislature all new cy pres awards and settlements
39 and all new accounts, disclosing their intended uses, balances, the

1 nature of the claim or account, proposals, and intended timeframes
2 for the expenditure of each amount. The report shall be distributed
3 electronically and posted on the attorney general's web site. The
4 report shall not be printed on paper or distributed physically.

5 (4) \$161,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$161,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the civil rights unit to
8 provide additional services in defense and protection of civil and
9 constitutional rights for people in Washington.

10 (5) \$8,392,000 of the legal services revolving account—state
11 appropriation is provided solely for child welfare and permanency
12 staff.

13 (6) \$617,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$617,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for multi-year arbitrations of
16 the state's diligent enforcement of its obligations to receive
17 amounts withheld from tobacco master settlement agreement payments.

18 (7) \$1,600,000 of the legal services revolving fund—state
19 appropriation is provided solely for the office to compel the United
20 States department of energy to meet Hanford cleanup deadlines.

21 (8) \$28,000 of the legal services revolving fund—state
22 appropriation is provided solely for implementation of Engrossed
23 Second Substitute Senate Bill No. 5022 (recycling, waste and litter).
24 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
25 this subsection shall lapse.))~~

26 (9) \$584,000 of the legal services revolving fund—state
27 appropriation is provided solely for implementation of Engrossed
28 Second Substitute Senate Bill No. 5051 (peace & correction officers).
29 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
30 this subsection shall lapse.))~~

31 ~~((10) ((\$1,241,000 of the consumer privacy account—state
32 appropriation is provided solely for implementation of Second
33 Substitute Senate Bill No. 5062 (data). If the bill is not enacted by
34 June 30, 2021, the amount provided in this subsection shall lapse.~~

35 ~~((11))~~ \$122,000 of the legal services revolving account—state
36 appropriation is provided solely for implementation of Engrossed
37 Substitute Senate Bill No. 5096 (capital gains tax). ~~((If the bill is
38 not enacted by June 30, 2021, the amount provided in this subsection
39 shall lapse.~~

1 ~~(12))~~ (11) \$256,000 of the legal services revolving fund—state
2 appropriation is provided solely for implementation of Engrossed
3 Substitute Senate Bill No. 5097 (paid leave coverage). ~~((If the bill~~
4 ~~is not enacted by June 30, 2021, the amount provided in this~~
5 ~~subsection shall lapse.~~

6 ~~(13) \$170,000)~~ (12) \$284,000 of the legal services revolving
7 fund—state appropriation is provided solely for implementation of
8 Engrossed Second Substitute Senate Bill No. 5126 (climate
9 commitment). ~~((If the bill is not enacted by June 30, 2021, the~~
10 ~~amount provided in this subsection shall lapse.~~

11 ~~(14))~~ (13) \$395,000 of the legal services revolving account—
12 state appropriation is provided solely for implementation of
13 Engrossed Substitute Senate Bill No. 5141 (environmental justice task
14 force). ~~((If the bill is not enacted by June 30, 2021, the amount~~
15 ~~provided in this subsection shall lapse.~~

16 ~~(15))~~ (14) \$1,198,000 of the legal services revolving account—
17 state appropriation is provided solely for implementation of
18 Engrossed Second Substitute Senate Bill No. 5163 (conditionally
19 released SVPs). ~~((If the bill is not enacted by June 30, 2021, the~~
20 ~~amount provided in this subsection shall lapse.~~

21 ~~(16))~~ (15) \$218,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$5,107,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely for
24 implementation of Engrossed Second Substitute Senate Bill No. 5259
25 (law enforcement data). ~~((If the bill is not enacted by June 30,~~
26 ~~2021, the amounts provided in this subsection shall lapse.~~

27 ~~(17))~~ (16) \$1,485,000 of the general fund—state appropriation
28 for fiscal year 2022 and \$958,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for
30 implementation of a program for receiving and responding to tips from
31 the public regarding risks or potential risks to the safety or well-
32 being of youth, called the YES tip line program. Risks to safety or
33 well-being may include, but are not limited to, harm or threats of
34 harm to self or others, sexual abuse, assault, rape, bullying or
35 cyberbullying, substance use, and criminal acts. Any person
36 contacting the YES tip line, whether for themselves or for another
37 person, must receive timely assistance and not be turned away. The
38 program must operate within the guidelines of this subsection.

1 (a) During the development and implementation of the YES tip line
2 program the attorney general shall convene an advisory committee
3 consisting of representatives from the Washington state patrol, the
4 department of health, the health care authority, the office of the
5 superintendent of public instruction, the Washington student
6 achievement council, the Washington association of educational
7 service districts, and other participants the attorney general
8 appoints.

9 (b) The attorney general shall develop and implement policies and
10 processes for:

11 (i) Assessing tips based on the level of severity, urgency, and
12 assistance needed using best triage practices including the YES tip
13 line;

14 (ii) Risk assessment for referral of persons contacting the YES
15 tip line to service providers;

16 (iii) Threat assessment that identifies circumstances requiring
17 the YES tip line to alert law enforcement, mental health services, or
18 other first responders immediately when immediate emergency response
19 to a tip is warranted;

20 (iv) Referral and follow-up on tips to schools or postsecondary
21 institution teams, local crisis services, law enforcement, and other
22 entities;

23 (v) YES tip line information data retention and reporting
24 requirements;

25 (vi) Ensuring the confidentiality of persons submitting a tip and
26 to allow for disclosure when necessary to respond to a specific
27 emergency threat to life; and

28 (vii) Systematic review, analysis, and reporting by the YES tip
29 line program of YES tip line data including, but not limited to,
30 reporting program utilization and evaluating whether the YES tip line
31 is being implemented equitably across the state.

32 (c) The YES tip line shall be operated by a vendor selected by
33 the attorney general through a competitive contracting process. The
34 attorney general shall ensure that the YES tip line program vendor
35 and its personnel are properly trained and resourced. The contract
36 must require the vendor to be bound confidentiality policies
37 developed by the office. The contract must also provide that the
38 state of Washington owns the data and information produced from the
39 YES tip line and that vendor must comply with the state's data
40 retention, use, and security requirements.

1 (d) The YES tip line program must develop and maintain a
2 reference and best practices tool kit for law enforcement and mental
3 health officials that identifies statewide and community mental
4 health resources, services, and contacts, and provides best practices
5 and strategies for investigators to use in investigating cases and
6 assisting youths and their parents and guardians.

7 (e) The YES tip line program must promote and market the program
8 and YES tip line to youth, families, community members, schools, and
9 others statewide to build awareness of the program's resources and
10 the YES tip line. Youth perspectives must be included and consulted
11 in creating marketing campaigns and materials required for the YES
12 tip line program. The insights of youth representing marginalized and
13 minority communities must be prioritized for their invaluable
14 insight.

15 ~~((+19))~~ (17) \$196,000 of the legal services revolving account—
16 state appropriation is provided solely to provide staff support to
17 the joint legislative task force on jail standards created in section
18 957 of this act.

19 ~~((+20))~~ (18) \$38,000 of the legal services revolving account—
20 state appropriation is provided solely for implementation of Second
21 Substitute House Bill No. 1148 (acute care hospitals). ~~((If the bill
22 is not enacted by June 30, 2021, the amount provided in this
23 subsection shall lapse.~~

24 ~~(+21))~~ (19) \$294,000 of the legal services revolving account—
25 state appropriation is provided solely for implementation of
26 Substitute House Bill No. 1259 (women & minority contracting). ~~((If
27 the bill is not enacted by June 30, 2021, the amount provided in this
28 subsection shall lapse.~~

29 ~~(+22))~~ (20) \$1,207,000 of the legal services revolving account—
30 state appropriation is provided solely for implementation of Second
31 Substitute House Bill No. 1219 (youth counsel/dependency). ~~((If the
32 bill is not enacted by June 30, 2021, the amount provided in this
33 subsection shall lapse.~~

34 ~~(+23))~~ (21) \$28,000 of the legal services revolving account—state
35 appropriation is provided solely for implementation of Engrossed
36 Second Substitute House Bill No. 1089 (law enforcement audits). ~~((If
37 the bill is not enacted by June 30, 2021, the amount provided in this
38 subsection shall lapse.~~

1 ~~(24))~~ (22) \$123,000 of the legal services revolving account—
2 state appropriation is provided solely for implementation of
3 Engrossed Third Substitute House Bill No. 1091 (transportation fuel/
4 carbon). ~~((If the bill is not enacted by June 30, 2021, the amount~~
5 ~~provided in this subsection shall lapse.~~

6 ~~(25))~~ (23) \$2,080,000 of the legal services revolving account—
7 state appropriation is provided solely for implementation of
8 Engrossed Second Substitute House Bill No. 1194 (parent-child
9 visitation). ~~((If the bill is not enacted by June 30, 2021, the~~
10 ~~amount provided in this subsection shall lapse.~~

11 ~~(26))~~ (24) \$121,000 of the legal services revolving account—
12 state appropriation is provided solely for implementation of
13 Engrossed Second Substitute House Bill No. 1073 (paid leave
14 coverage). ~~((If the bill is not enacted by June 30, 2021, the amount~~
15 ~~provided in this subsection shall lapse.~~

16 ~~(27))~~ (25) \$247,000 of the general fund—state appropriation for
17 fiscal year 2022 and \$247,000 of the general fund—state appropriation
18 for fiscal year 2023 are provided solely for implementation of
19 Engrossed Second Substitute House Bill No. 1310 (uses of force by
20 officers). ~~((If the bill is not enacted by June 30, 2021, the amounts~~
21 ~~provided in this subsection shall lapse.~~

22 ~~(28))~~ (26) \$25,000 of the general fund—state appropriation for
23 fiscal year 2022 is provided solely for implementation of Engrossed
24 Substitute House Bill No. 1109 (victims of sexual assault). ~~((If the~~
25 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
26 ~~subsection shall lapse.~~

27 ~~(29))~~ (27) \$146,000 of the legal services revolving fund—state
28 appropriation is provided solely for implementation of Engrossed
29 Substitute Senate Bill No. 5172 (agricultural overtime). ~~((If the~~
30 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
31 ~~subsection shall lapse.))~~

32 (28) \$225,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$275,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the office of the attorney
35 general to support the Washington state missing and murdered
36 indigenous women and people task force created in section 941 of this
37 act.

Sec. 126. 2021 c 334 s 128 (uncodified) is amended to read as follows:

FOR THE CASELOAD FORECAST COUNCIL

| | |
|--|------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$1,990,000)) |
| | <u>\$1,984,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$1,982,000)) |
| | <u>\$2,233,000</u> |
| Workforce Education Investment Account—State | |
| Appropriation | ((\$326,000)) |
| | <u>\$331,000</u> |
| TOTAL APPROPRIATION | ((\$4,298,000)) |
| | <u>\$4,548,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) ((~~\$326,000~~)) \$331,000 of the workforce education investment account—state appropriation is provided solely to forecast the caseload for the Washington college grant program.

(2) Within existing resources, and beginning with the November 2021 forecast, the caseload forecast council shall produce an unofficial forecast of the long-term caseload for juvenile rehabilitation as a courtesy.

(3) \$188,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to forecast the number of individuals who are assessed as eligible and who have requested supportive living services, and to forecast the number of individuals who are expected to reside in state-operated living alternatives administered by the developmental disabilities administration. The first forecast will be November 2022.

Sec. 127. 2021 c 334 s 129 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

| | |
|--|----------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$193,804,000)) |
| | <u>\$200,612,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$171,190,000)) |
| | <u>\$523,212,000</u> |
| General Fund—Federal Appropriation | ((\$1,365,225,000)) |
| | <u>\$1,434,394,000</u> |
| General Fund—Private/Local Appropriation | ((\$8,862,000)) |

| | | |
|----|---|--------------------------------|
| 1 | | <u>\$9,089,000</u> |
| 2 | Public Works Assistance Account—State Appropriation. | ((\$8,134,000)) |
| 3 | | <u>\$8,467,000</u> |
| 4 | Lead Paint Account—State Appropriation. | ((\$112,000)) |
| 5 | | <u>\$113,000</u> |
| 6 | Building Code Council Account—State Appropriation. | \$17,000 |
| 7 | Liquor Excise Tax Account—State Appropriation. | ((\$1,262,000)) |
| 8 | | <u>\$1,322,000</u> |
| 9 | Home Security Fund Account—State Appropriation. | ((\$326,272,000)) |
| 10 | | <u>\$326,444,000</u> |
| 11 | Affordable Housing for All Account—State | |
| 12 | Appropriation. | ((\$105,230,000)) |
| 13 | | <u>\$105,267,000</u> |
| 14 | Financial Fraud and Identity Theft Crimes | |
| 15 | Investigation and Prosecution Account—State | |
| 16 | Appropriation. | ((\$2,671,000)) |
| 17 | | <u>\$2,679,000</u> |
| 18 | Low-Income Weatherization and Structural | |
| 19 | Rehabilitation Assistance Account—State | |
| 20 | Appropriation. | \$1,400,000 |
| 21 | Statewide Tourism Marketing Account—State | |
| 22 | Appropriation. | \$3,034,000 |
| 23 | Community and Economic Development Fee Account—State | |
| 24 | Appropriation. | ((\$4,117,000)) |
| 25 | | <u>\$4,275,000</u> |
| 26 | Growth Management Planning and Environmental Review | |
| 27 | Fund—State Appropriation. | ((\$5,785,000)) |
| 28 | | <u>\$5,802,000</u> |
| 29 | Liquor Revolving Account—State Appropriation. | ((\$5,920,000)) |
| 30 | | <u>\$5,922,000</u> |
| 31 | Washington Housing Trust Account—State Appropriation. | ((\$20,455,000)) |
| 32 | | <u>\$20,819,000</u> |
| 33 | Prostitution Prevention and Intervention Account— | |
| 34 | State Appropriation. | ((\$26,000)) |
| 35 | | <u>\$146,000</u> |
| 36 | Public Facility Construction Loan Revolving Account— | |
| 37 | State Appropriation. | ((\$1,229,000)) |
| 38 | | <u>\$1,284,000</u> |
| 39 | Model Toxics Control Stormwater Account—State | |

| | | |
|----|--|----------------------------------|
| 1 | Appropriation. | \$100,000 |
| 2 | Dedicated Marijuana Account—State Appropriation | |
| 3 | (FY 2022). | ((\$1,813,000)) |
| 4 | | <u>\$1,963,000</u> |
| 5 | Dedicated Marijuana Account—State Appropriation | |
| 6 | (FY 2023). | \$1,809,000 |
| 7 | Andy Hill Cancer Research Endowment Fund Match | |
| 8 | Transfer Account—State Appropriation. | ((\$11,711,000)) |
| 9 | | <u>\$20,281,000</u> |
| 10 | Community Preservation and Development Authority | |
| 11 | Account—State Appropriation. | \$500,000 |
| 12 | Economic Development Strategic Reserve Account—State | |
| 13 | Appropriation. | \$2,798,000 |
| 14 | Coronavirus State Fiscal Recovery Fund—Federal | |
| 15 | Appropriation. | ((\$472,610,000)) |
| 16 | | <u>\$577,610,000</u> |
| 17 | <u>Energy Efficiency Account—State Appropriation.</u> | <u>\$9,000</u> |
| 18 | <u>Community Reinvestment Account—State Appropriation. . .</u> | <u>\$125,000,000</u> |
| 19 | TOTAL APPROPRIATION. | ((\$2,716,086,000)) |
| 20 | | <u>\$3,384,368,000</u> |

21 The appropriations in this section are subject to the following
22 conditions and limitations:

23 (1) Repayments of outstanding mortgage and rental assistance
24 program loans administered by the department under RCW 43.63A.640
25 shall be remitted to the department, including any current revolving
26 account balances. The department shall collect payments on
27 outstanding loans, and deposit them into the state general fund.
28 Repayments of funds owed under the program shall be remitted to the
29 department according to the terms included in the original loan
30 agreements.

31 (2) ((~~\$3,000,000~~)) \$3,819,000 of the general fund—state
32 appropriation for fiscal year 2022 and ((~~\$3,000,000~~)) \$6,277,000 of
33 the general fund—state appropriation for fiscal year 2023 are
34 provided solely for a grant to resolution Washington to build
35 statewide capacity for alternative dispute resolution centers and
36 dispute resolution programs that guarantee that citizens have access
37 to low-cost resolution as an alternative to litigation.

38 (3) \$375,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$375,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for a grant to the retired
2 senior volunteer program.

3 (4) The department shall administer its growth management act
4 technical assistance and pass-through grants so that smaller cities
5 and counties receive proportionately more assistance than larger
6 cities or counties.

7 (5) \$375,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$375,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely as pass-through funding to Walla
10 Walla Community College for its water and environmental center.

11 (6) \$4,304,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$4,304,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for associate development
14 organizations. During the 2021-2023 biennium, the department shall
15 consider an associate development organization's total resources when
16 making contracting and fund allocation decisions, in addition to the
17 schedule provided in RCW 43.330.086. The department must distribute
18 the funding as follows:

19 (a) For associate development organizations serving urban
20 counties, which are counties other than rural counties as defined in
21 RCW 82.14.370, a locally matched allocation of up to \$1.00 per
22 capita, totaling no more than \$300,000 per organization; and

23 (b) For associate development organizations in rural counties, as
24 defined in RCW 82.14.370, a \$1.00 per capita allocation with a base
25 allocation of \$75,000.

26 (7) \$5,907,000 of the liquor revolving account—state
27 appropriation is provided solely for the department to contract with
28 the municipal research and services center of Washington.

29 (8) The department is authorized to require an applicant to pay
30 an application fee to cover the cost of reviewing the project and
31 preparing an advisory opinion on whether a proposed electric
32 generation project or conservation resource qualifies to meet
33 mandatory conservation targets.

34 (9) Within existing resources, the department shall provide
35 administrative and other indirect support to the developmental
36 disabilities council.

37 (10) \$300,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$300,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely for the northwest agriculture business center.

(11) \$150,000 of the general fund—state appropriation for fiscal year 2022 and \$150,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the regulatory roadmap program for the construction industry and to identify and coordinate with businesses in key industry sectors to develop additional regulatory roadmap tools.

(12) \$1,000,000 of the general fund—state appropriation for fiscal year 2022 and \$1,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Washington new Americans program. The department may require a cash match or in-kind contributions to be eligible for state funding.

(13) \$643,000 of the general fund—state appropriation for fiscal year 2022 and \$643,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to contract with a private, nonprofit organization to provide developmental disability ombuds services.

(14) \$1,000,000 of the home security fund—state appropriation, \$2,000,000 of the Washington housing trust account—state appropriation, and \$1,000,000 of the affordable housing for all account—state appropriation are provided solely for the department of commerce for services to homeless families and youth through the Washington youth and families fund.

(15) \$2,000,000 of the home security fund—state appropriation is provided solely for the administration of the grant program required in chapter 43.185C RCW, linking homeless students and their families with stable housing.

(16)(a) \$1,980,000 of the general fund—state appropriation for fiscal year 2022 and \$1,980,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for community beds for individuals with a history of mental illness. Currently, there is little to no housing specific to populations with these co-occurring disorders; therefore, the department must consider how best to develop new bed capacity in combination with individualized support services, such as intensive case management and care coordination, clinical supervision, mental health, substance abuse treatment, and vocational and employment services. Case-management and care coordination services must be provided. Increased case-

1 managed housing will help to reduce the use of jails and emergency
2 services and will help to reduce admissions to the state psychiatric
3 hospitals. The department must coordinate with the health care
4 authority and the department of social and health services in
5 establishing conditions for the awarding of these funds. The
6 department must contract with local entities to provide a mix of (i)
7 shared permanent supportive housing; (ii) independent permanent
8 supportive housing; and (iii) low and no-barrier housing beds for
9 people with a criminal history, substance abuse disorder, and/or
10 mental illness.

11 (b) Priority for permanent supportive housing must be given to
12 individuals on the discharge list at the state psychiatric hospitals
13 or in community psychiatric inpatient beds whose conditions present
14 significant barriers to timely discharge.

15 (17) \$557,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$557,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the department to design and
18 administer the achieving a better life experience program.

19 (18) The department is authorized to suspend issuing any
20 nonstatutorily required grants or contracts of an amount less than
21 \$1,000,000 per year.

22 (19) \$1,070,000 of the general fund—state appropriation for
23 fiscal year 2022 \$1,070,000 of the general fund—state appropriation
24 for fiscal year 2023 are provided solely for the small business
25 export assistance program. The department must ensure that at least
26 one employee is located outside the city of Seattle for purposes of
27 assisting rural businesses with export strategies.

28 (20) \$60,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$60,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the department to submit the
31 necessary Washington state membership dues for the Pacific Northwest
32 economic region.

33 (21) (~~(\$2,000,000)~~) \$2,200,000 of the general fund—state
34 appropriation for fiscal year 2022 and (~~(\$2,000,000)~~) \$4,000,000 of
35 the general fund—state appropriation for fiscal year 2023 are
36 provided solely for the department to contract with organizations and
37 attorneys to provide either legal representation or referral services
38 for legal representation, or both, to indigent persons who are in
39 need of legal services for matters related to their immigration

1 status. Persons eligible for assistance under any contract entered
2 into pursuant to this subsection must be determined to be indigent
3 under standards developed under chapter 10.101 RCW. Of the amounts
4 provided in this section, \$200,000 of the general fund—state
5 appropriation for fiscal year 2022 and \$2,000,000 of the general fund
6 —state appropriation for fiscal year 2023 must be used for pro bono
7 or low bono legal services to assist indigent Washington residents,
8 who were temporarily paroled into the United States in 2021 or 2022,
9 with asylum applications or other matters related to adjusting
10 immigration status.

11 (22)(a) \$37,000,000 of the affordable housing for all account—
12 state appropriation is provided solely for grants to support the
13 building operation, maintenance, and service costs of permanent
14 supportive housing projects or units within housing projects that
15 have or will receive funding from the housing trust fund—state
16 account or other public capital funding that:

17 (i) Is dedicated as permanent supportive housing units;

18 (ii) Is occupied by low-income households with incomes at or
19 below thirty percent of the area median income; and

20 (iii) Requires a supplement to rent income to cover ongoing
21 property operating, maintenance, and service expenses.

22 (b) Permanent supportive housing projects receiving federal
23 operating subsidies that do not fully cover the operation,
24 maintenance, and service costs of the projects are eligible to
25 receive grants as described in this subsection.

26 (c) The department may use a reasonable amount of funding
27 provided in this subsection to administer the grants.

28 (23) \$7,000,000 of the home security fund—state appropriation is
29 provided solely for the office of homeless youth prevention and
30 protection programs to:

31 (a) Expand outreach, services, and housing for homeless youth and
32 young adults including but not limited to secure crisis residential
33 centers, crisis residential centers, and HOPE beds, so that resources
34 are equitably distributed across the state;

35 (b) Contract with other public agency partners to test innovative
36 program models that prevent youth from exiting public systems into
37 homelessness; and

1 (c) Support the development of an integrated services model,
2 increase performance outcomes, and enable providers to have the
3 necessary skills and expertise to effectively operate youth programs.

4 (24) \$125,000 of the general fund—state appropriation for fiscal
5 year 2022 and (~~(\$125,000)~~) \$2,143,000 of the general fund—state
6 appropriation for fiscal year 2023 are provided solely for the office
7 of homeless youth to fund program models that prevent youth from
8 exiting public systems into homelessness. Of the amounts provided in
9 this section, \$500,000 of the general fund—state appropriation for
10 fiscal year 2023 is provided to assist young adults discharging from
11 inpatient behavioral health treatment facilities to obtain housing.

12 (25) \$3,000,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$5,000,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for the office
15 of homeless youth to build infrastructure and services to support a
16 continuum of interventions, including but not limited to prevention,
17 crisis response, and long-term housing, to reduce youth homelessness
18 in communities identified as part of the anchor community initiative.

19 (26) \$2,125,000 of the general fund—state appropriation for
20 fiscal year 2022 and \$2,125,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for the office
22 of homeless youth to contract with one or more nonprofit
23 organizations to provide youth services and young adult housing on a
24 multi-acre youth campus located in the city of Tacoma. Youth services
25 include, but are not limited to, HOPE beds and crisis residential
26 centers to provide temporary shelter and permanency planning for
27 youth under the age of 18. Young adult housing includes, but is not
28 limited to, rental assistance and case management for young adults
29 ages 18 to 24. The department shall submit an annual report to the
30 legislature on the use of the funds. The first report is due June 30,
31 2022, and each June 30th thereafter. The report shall include but is
32 not limited to:

33 (a) A breakdown of expenditures by program and expense type,
34 including the cost per bed;

35 (b) The number of youth and young adults helped by each program;

36 (c) The number of youth and young adults on the waiting list for
37 programs, if any; and

38 (d) Any other metric or measure the department deems appropriate
39 to evaluate the effectiveness of the use of the funds.

(27) \$62,720,000 of the general fund—state appropriation for fiscal year 2022, \$65,330,000 of the general fund—state appropriation for fiscal year 2023, and \$2,610,000 of the coronavirus state fiscal recovery fund—federal appropriation are provided solely for the essential needs and housing support program and related services. The department may use a portion of the funds provided in this subsection to continue the pilot program established in section 127(106) of chapter 357, Laws of 2020, by providing grants to participating counties who request additional funding in order to continue serving participating and eligible clients.

(28) \$1,436,000 of the general fund—state appropriation for fiscal year 2022 and \$1,436,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to identify and invest in strategic growth areas, support key sectors, and align existing economic development programs and priorities. The department must consider Washington's position as the most trade-dependent state when identifying priority investments. The department must engage states and provinces in the northwest as well as associate development organizations, small business development centers, chambers of commerce, ports, and other partners to leverage the funds provided. Sector leads established by the department must include the industries of: (a) Aerospace; (b) clean technology and renewable and nonrenewable energy; (c) wood products and other natural resource industries; (d) information and communication technology; (e) life sciences and global health; (f) maritime; and (g) military and defense. The department may establish these sector leads by hiring new staff, expanding the duties of current staff, or working with partner organizations and or other agencies to serve in the role of sector lead.

(29) The department must develop a model ordinance for cities and counties to utilize for siting community based behavioral health facilities.

(30) \$198,000 of the general fund—state appropriation for fiscal year 2022 and \$198,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to retain a behavioral health facilities siting administrator within the department to coordinate development of effective behavioral health housing options and provide technical assistance in siting of behavioral health treatment facilities statewide to aide in the governor's plan to discharge

1 individuals from the state psychiatric hospitals into community
2 settings. This position must work closely with the local government
3 legislative authorities, planning departments, behavioral health
4 providers, health care authority, department of social and health
5 services, and other entities to facilitate linkages among disparate
6 behavioral health community bed capacity-building efforts. This
7 position must work to integrate building behavioral health treatment
8 and infrastructure capacity in addition to ongoing supportive housing
9 benefits.

10 (31) \$250,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$250,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the department to contract
13 with an entity located in the Beacon hill/Chinatown international
14 district area of Seattle to provide low income housing, low income
15 housing support services, or both. To the extent practicable, the
16 chosen location must be colocated with other programs supporting the
17 needs of children, the elderly, or persons with disabilities.

18 (32) \$1,500,000 of the general fund—state appropriation for
19 fiscal year 2022, (~~(\$1,500,000)~~) \$3,660,000 of the general fund—state
20 appropriation for fiscal year 2023 and \$4,500,000 of the home
21 security fund—state appropriation are provided solely for the
22 consolidated homeless grant program.

23 (a) (~~Of the amounts provided in this subsection, \$4,500,000 of~~
24 ~~the home security fund state appropriation is provided solely for~~
25 ~~permanent supportive housing targeted at those families who are~~
26 ~~chronically homeless and where at least one member of the family has~~
27 ~~a disability. The department will also connect these families to~~
28 ~~medicaid supportive services.)) Of the amounts appropriated in this
29 subsection, \$2,160,000 of the general fund—state appropriation for
30 fiscal year 2023 is provided to create a bridge period for
31 individuals enrolled in the foundational community supports
32 initiative who are transitioning off of benefits under RCW 74.04.805
33 due to increased income or other changes in eligibility. The health
34 care authority, department of social and health services, and
35 department of commerce shall collaborate on this effort.~~

36 (b) Of the amounts provided in this subsection, \$1,000,000 of the
37 general fund—state appropriation for fiscal year 2022 and \$1,000,000
38 of the general fund—state appropriation for fiscal year 2023 are
39 provided solely for diversion services for those families and

1 individuals who are at substantial risk of losing stable housing or
2 who have recently become homeless and are determined to have a high
3 probability of returning to stable housing.

4 (33) (~~(\$11,711,000)~~) \$20,281,000 of the Andy Hill cancer research
5 endowment fund match transfer account—state appropriation is provided
6 solely for the Andy Hill cancer research endowment program. Amounts
7 provided in this subsection may be used for grants and administration
8 costs.

9 (34) \$550,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$150,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the operations of the long-
12 term care ombudsman program.

13 (35) \$100,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$100,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the department to produce
16 the biennial report identifying a list of projects to address
17 incompatible developments near military installations as provided in
18 RCW 43.330.520.

19 (36) \$35,000,000 of the home security fund—state appropriation is
20 provided solely for increasing local temporary shelter capacity. The
21 amount provided in this subsection is subject to the following
22 conditions and limitations:

23 (a) A city or county applying for grant funding shall submit a
24 sheltering proposal that aligns with its local homeless housing plan
25 under RCW 43.185C.050. This proposal must include at a minimum:

26 (i) A strategy for outreach to bring currently unsheltered
27 individuals into shelter;

28 (ii) Strategies for connecting sheltered individuals to services
29 including but not limited to: Behavioral health, chemical dependency,
30 education or workforce training, employment services, and permanent
31 supportive housing services;

32 (iii) An estimate on average length of stay;

33 (iv) An estimate of the percentage of persons sheltered who will
34 exit to permanent housing destinations and an estimate of those that
35 are expected to return to homelessness;

36 (v) An assessment of existing shelter capacity in the
37 jurisdiction, and the net increase in shelter capacity that will be
38 funded with the state grant; and

39 (vi) Other appropriate measures as determined by the department.

1 (b) (~~The department shall not reimburse more than \$56 per day~~
2 ~~per net additional person sheltered above the baseline of shelter~~
3 ~~occupancy prior to award of the funding.~~)) Eligible uses of funds
4 include shelter operations, shelter maintenance, shelter rent, loan
5 repayment, case management, navigation to other services, efforts to
6 address potential impacts of shelters on surrounding neighborhoods,
7 capital improvements and construction, and outreach directly related
8 to bringing unsheltered people into shelter. The department shall
9 coordinate with local governments to encourage cost-sharing through
10 local matching funds.

11 (c) The department shall not reimburse more than \$10,000 per
12 shelter bed prior to occupancy, for costs associated with creating
13 additional shelter capacity or improving existing shelters to improve
14 occupancy rates and successful outcomes. Eligible costs prior to
15 occupancy include acquisition, construction, equipment, staff costs,
16 and other costs directly related to creating additional shelter
17 capacity.

18 (d) For the purposes of this subsection "shelter" means any
19 facility, the primary purpose of which is to provide space for
20 homeless in general or for specific populations of homeless. The
21 shelter must: Be structurally sound to protect occupants from the
22 elements and not pose any threat to health or safety, have means of
23 natural or mechanical ventilation, and be accessible to persons with
24 disabilities, and the site must have hygiene facilities, which must
25 be accessible but do not need to be in the structure.

26 (37) \$1,007,000 of the general fund—state appropriation for
27 fiscal year 2022 and \$1,007,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely for the
29 department to administer a transitional housing pilot program for
30 nondependent homeless youth. In developing the pilot program, the
31 department will work with the adolescent unit within the department
32 of children, youth, and families, which is focused on cross-system
33 challenges impacting youth, including homelessness.

34 (38) \$300,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$300,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the department to establish
37 representation in key international markets that will provide the
38 greatest opportunities for increased trade and investment for small
39 businesses in the state of Washington. Prior to entering into any

1 contract for representation, the department must consult with
2 associate development organizations and other organizations and
3 associations that represent small business, rural industries, and
4 disadvantaged business enterprises.

5 (39) \$80,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$80,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the department to establish
8 an identification assistance and support program to assist homeless
9 persons in collecting documentation and procuring an identicard
10 issued by the department of licensing. This program may be operated
11 through a contract for services. The program shall operate in one
12 county west of the crest of the Cascade mountain range with a
13 population of one million or more and one county east of the crest of
14 the Cascade mountain range with a population of five hundred thousand
15 or more.

16 (40) \$500,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$500,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the office of homeless youth
19 prevention and protection programs to create a centralized diversion
20 fund to serve homeless or at-risk youth and young adults, including
21 those who are unsheltered, exiting inpatient programs, or in school.
22 Funding provided in this subsection may be used for short-term rental
23 assistance, offsetting costs for first and last month's rent and
24 security deposits, transportation costs to go to work, and assistance
25 in obtaining photo identification or birth certificates.

26 (41) \$100,000 of the model toxics control stormwater account—
27 state appropriation is provided solely for planning work related to
28 stormwater runoff at the aurora bridge and I-5 ship canal bridge.
29 Planning work may include, but is not limited to, coordination with
30 project partners, community engagement, conducting engineering
31 studies, and staff support.

32 (42) \$100,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$100,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for a grant to assist people
35 with limited incomes in urban areas of the state start and sustain
36 small businesses. The grant recipient must be a nonprofit
37 organization involving a network of microenterprise organizations and
38 professionals to support micro entrepreneurship and access to
39 economic development resources.

(43) \$500,000 of the community preservation and development authority account—state/operating appropriation is provided solely for the operations of the Pioneer Square-International District community preservation and development authority established in RCW 43.167.060.

(44) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for grants and associated technical assistance and administrative costs to foster collaborative partnerships that expand child care capacity in communities. Eligible applicants include nonprofit organizations, school districts, educational service districts, and local governments. These funds may be expended only after the approval of the director of the department of commerce and must be used to support planning and activities that help communities address the shortage of child care, prioritizing partnerships serving in whole or in part areas identified as child care access deserts.

(45) (~~(\$255,000,000)~~) \$278,476,000 of the general fund—federal appropriation (ARPA) and \$403,000,000 of the coronavirus state fiscal recovery account—federal appropriation are provided solely for the department to administer an emergency rental assistance program. The department shall distribute funding in the form of grants to local housing providers. In making distributions, the department must consider the number of unemployed persons and renters in each jurisdiction served by the provider as well as consider any funding that jurisdiction, including cities within each county, received directly from the federal government for emergency rental assistance. Of the amounts provided in this subsection:

(a) (~~(\$255,000,000)~~) \$278,476,000 of the general fund—federal appropriation (ARPA) is provided solely for grants to provide emergency rental and utility assistance pursuant to P.L. 117-2. A provider may use up to 14.5 percent of the grant award provided under this subsection for administrative costs and the remainder must be used for financial assistance as defined in P.L. 117-2. Unless otherwise prohibited under federal guidance, a housing provider may provide financial assistance for an eligible household's rent and rental arrears of up to 150 percent of the fair market rent for the area in which the household resides, as determined by the department of housing and urban development.

(b)(i) \$403,000,000 of the coronavirus state fiscal recovery account—federal appropriation is provided solely for grants to provide emergency rental and utility assistance, subject to (b)(ii) of this subsection. Providers must make rental payments directly to landlords and utility payments directly to utility providers. To be eligible for assistance under this subsection, households must, at a minimum, have an income at or below 80 percent of the area median income and must have a missed or partially paid rent payment. The department may establish additional eligibility criteria to target these resources to households most likely to become homeless if they do not receive rental assistance. A provider may provide financial assistance for an eligible household's rent and rental arrears of up to 150 percent of the fair market rent for the area in which the household resides, as determined by the department of housing and urban development.

(ii) From the amount provided in (b) of this subsection, each local housing provider must subgrant with community organizations that serve historically disadvantaged populations within their jurisdiction. Subgrants may be used for program outreach and assisting community members in applying for assistance under (a) and (b) of this subsection. The amount of the subgrant must be at least five percent of the total funding each provider received under (a) and (b) of this subsection.

(c) The department may retain up to 0.5 percent of the amounts provided in this subsection for administration of the program.

(46) \$7,500,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the department to provide grants to entities that provide digital navigator services, devices, and subscriptions. These services must include but are not limited to one-on-one assistance for people with limited access to services, including individuals seeking work, families supporting students, English language learners, medicaid clients, people experiencing poverty, and elders. Of the amounts provided in this subsection, the department must prioritize allocating \$1,500,000 as grants or portions of grants that serve medicaid clients.

(47) \$240,000 of the general fund—state appropriation for fiscal year 2022 and \$240,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the operations of the

1 Central district community preservation and development authority
2 established in RCW 43.167.070.

3 (48) \$607,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$607,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department to assist
6 homeowners at risk of foreclosure pursuant to chapter 61.24 RCW.
7 Funding provided in this section may be used for activities to
8 prevent mortgage or tax lien foreclosure, housing counselors, a
9 foreclosure prevention hotline, legal services for low-income
10 individuals, mediation, and other activities that promote
11 homeownership. The department may contract with other foreclosure
12 fairness program state partners to carry out this work.

13 (49) \$100,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$100,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the department to contract
16 with a nonprofit entity located in Seattle that focuses on poverty
17 reduction and racial equity to convene and staff a poverty reduction
18 workgroup steering committee comprised of individuals that have lived
19 experience with poverty. Funding provided in this section may be used
20 to reimburse steering committee members for travel, child care, and
21 other costs associated with participation in the steering committee.

22 (50) \$29,255,000 of the general fund—federal appropriation (CRF)
23 and (~~(\$230,000,000)~~) \$282,530,000 of the general fund—federal
24 appropriation (CRRSA), not to exceed the amount appropriated in
25 section 3, chapter 3, Laws of 2021, that is unobligated at the end of
26 fiscal year 2021, are provided solely for rental assistance and
27 housing and are subject to the same terms and conditions as the
28 appropriation in section 3, chapter 3, Laws of 2021, as amended in
29 section 1905 of this act.

30 (51) \$4,800,000 of the general fund—federal appropriation (CRF),
31 not to exceed the amount appropriated in section 4, chapter 3, Laws
32 of 2021, that is unobligated at the end of fiscal year 2021, is
33 provided solely for working Washington grants and is subject to the
34 same terms and conditions as the appropriation in section 4, chapter
35 3, Laws of 2021.

36 (52) \$1,602,000 of the general fund—state appropriation for
37 fiscal year 2022 and \$1,174,000 of the general fund—state
38 appropriation for fiscal year 2023 are provided solely for the
39 statewide broadband office established in RCW 43.330.532.

(53) \$450,000 of the general fund—state appropriation for fiscal year 2022 and \$450,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a grant to a nonprofit organization for an initiative to advance affordable housing projects and education centers on public or tax-exempt land. The department must award the grant to an organization with an office located in the city of Seattle that has experience in catalyzing early learning and affordable housing developments. The grant recipient must use the funding to:

(a) Implement strategies to accelerate development of affordable housing projects with space for early learning centers or community space on underutilized tax-exempt properties;

(b) Analyze the suitability of properties for affordable housing, early learning centers, or community space through completing due diligence, conceptual design, and financial analysis activities;

(c) Organize community partners and build capacity to develop these sites, as well as coordinate negotiations among partners and public owners;

(d) Facilitate collaboration and co-development between affordable housing, early learning centers, or community space; and

(e) Catalyze the redevelopment of at least 10 sites to create approximately 1,500 affordable homes.

(54) \$2,000,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for a grant to a nonprofit organization located in King county to operate a hunger relief response program serving individuals living in permanent supportive housing.

(55) \$75,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for a grant to a nonprofit organization located in the city of Federal Way that conducts collaborative policy development and provides access to resources and consultation to historically disadvantaged communities. The grant funding must be used for capacity-building activities to support community-based organizations serving youth and young adults in the city of Federal Way.

(56) \$400,000 of the general fund—state appropriation for fiscal year 2022 and \$400,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for capacity-building grants through the Latino community fund for emergency response services,

educational programs, and human services support for children and families in rural and underserved communities.

(57) \$12,000,000 of the coronavirus state fiscal recovery fund—federal appropriation is provided solely for a single contract with the non-profit statewide tourism marketing organization that is party to the contract pursuant to RCW 43.384.020. The funds will be used to assist recovery for tourism-related businesses, generate tourism demand for Washington communities and businesses, and sustain recovery market share with competing Western states. The department and the contractor shall submit a report to the legislature June 30, 2022, and June 30, 2023.

(58) \$354,000 of the general fund—state appropriation for fiscal year 2022 and \$354,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a grant to the Port Gamble S'Klallam tribe for a reentry program providing tailored support services to moderate-needs and high-needs individuals leaving local or tribal incarceration, with the goals of reducing criminal recidivism and fostering community wellbeing. Services may be provided to clients pre-release and post-release.

(59) \$347,000 of the general fund—state appropriation for fiscal year 2022 and \$347,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a grant to a nonprofit organization serving King and Snohomish counties for a program conducted in partnership with King county serving criminal justice-involved individuals who have experienced domestic, sexual, or gender-based violence. The grant recipient may use the funding for costs including but not limited to legal advocacy, outreach, connecting clients to housing and other resources, data analytics, and staffing.

(60) \$50,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the city of Kent to contract with one or more nonprofit organizations to serve community immersion law enforcement trainees through mentorship or community-based placement, or both.

(61) \$400,000 of the general fund—state appropriation for fiscal year 2022 and \$400,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the office of homeless youth to administer a competitive grant process to award funding to

1 licensed youth shelters, HOPE centers, and crisis residential centers
2 to provide behavioral health support services for youth in crisis.

3 (62) \$950,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for a grant to a nonprofit located in
5 King county that develops training and support for low-income
6 individuals, with a focus on women and people of color, to move into
7 the construction industry for living wage jobs. The grant funding
8 must be used to develop a pre-apprenticeship program that, through
9 the construction of units, integrates housing and workforce
10 development in service of the following goals:

11 (a) Creating a blueprint to integrating workforce development and
12 housing for local jurisdictions;

13 (b) Providing construction training to underserved populations;

14 (c) Creating a pathway for trainees to enter construction
15 careers; and

16 (d) Addressing the systemic effects of sexism and racism in
17 housing, wealth, education, training, employment, and career
18 development.

19 (63) \$50,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$50,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for a grant to a nonprofit
22 organization operating an emergency shelter located in the Yakima
23 valley for case management, outreach, and other homeless services.

24 (64) \$350,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$150,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for a grant to a nonprofit
27 organization for activities to advance affordable housing. The grant
28 recipient must be an organization that partners in equitable,
29 transit-oriented development. The grant recipient must use the
30 funding to:

31 (a) Facilitate partnerships to enable equitable transit-oriented
32 development across the Puget Sound region that builds housing at
33 scale; and

34 (b) Assist the cities of Tacoma, Renton, and Everett, as well as
35 other cities, in:

36 (i) Creating or updating local subarea plans to be consistent
37 with the regional growth strategy for future population growth to be
38 near high capacity transit and to facilitate development within the
39 station area that will produce a mix of affordable housing;

1 (ii) Ensuring equitable transit-oriented development processes
2 and outcomes that minimize displacement; and

3 (iii) Identifying strategies for land acquisition and assembly
4 around high capacity transit stations that will result in a mix of
5 housing.

6 (65) \$700,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$700,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for a nonprofit organization
9 whose sole purpose is to provide grants, capacity building, and
10 technical assistance support to a network of microenterprise
11 development organizations. The microenterprise development
12 organizations will support rural and urban Black, indigenous and
13 people of color owned businesses, veteran owned businesses, and
14 limited resourced and other hard to serve businesses with five or
15 fewer employees throughout the state with business training,
16 technical assistance, and microloans.

17 (66) \$1,175,000 of the general fund—state appropriation for
18 fiscal year 2022 and \$175,000 of the general fund—state appropriation
19 for fiscal year 2023 are provided solely for the department to
20 support implementation of the 2021 state energy strategy as it
21 pertains to emissions from energy use in new and existing buildings,
22 including measures to support local government emission reductions,
23 workforce measures, and utility electrification benefits.

24 (67) \$125,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$125,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the department to identify
27 and develop effective interventions and responses to primary and
28 secondary workplace trauma experienced by direct service staff who
29 work in homeless shelters, homeless outreach, and permanent
30 supportive housing. The department must collect data through methods
31 such as surveys, interviews, and small group conversations, and
32 engage interested parties, including but not limited to direct
33 service staff. The department may contract with a third party to
34 complete the work required in this subsection. By June 1, 2023, the
35 department shall submit a report identifying interventions and
36 providing recommendations to the appropriate committees of the
37 legislature.

38 (68)(a) \$340,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$85,000 of the general fund—state appropriation

1 for fiscal year 2023 are provided solely for the department to
2 contract with the University of Washington college of built
3 environments to create a database and reporting system for promoting
4 transparency on procurement of building materials that make up the
5 primary structure and enclosure used for state-funded construction
6 projects. The department and university may use publicly available
7 information and data sources as well as consult with outside experts
8 to create the database. The database may include fields for
9 environmental product declarations, product quantity, manufacturer
10 location, global warming potential, health certifications, supplier
11 codes of conduct, and working conditions.

12 (b) When developing the reporting system required under (a) of
13 this subsection, the department and the University of Washington must
14 conduct a case study analysis. In conducting the analysis, the
15 department and the university must identify up to 10 case studies of
16 publicly funded projects and analyze considerations including but not
17 limited to cost impacts, materials procured, embodied carbon
18 contribution to reducing greenhouse gas emissions, and supply chain
19 considerations. By January 1, 2022, the department and the university
20 shall submit a progress report on the case study analysis to the
21 legislature. By November 1, 2022, the department and the university
22 shall submit a final report to the legislature with findings from the
23 case study analysis and recommendations for the reporting system
24 based on lessons learned.

25 (69) \$175,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$175,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for a grant to a nonprofit
28 organization to provide job readiness skills and training to
29 traditionally underrepresented populations to support the transition
30 to a registered apprenticeship, trade training, or employment. The
31 grant recipient must be a nonprofit organization serving
32 traditionally underrepresented populations in King and Pierce
33 counties, with a focus on youth development programs. The grant
34 funding must be used for activities including but not limited to
35 counseling and training in support of the goals of:

36 (a) Minimizing barriers to transitioning to an apprenticeship,
37 trade training program, or employment for participants;

38 (b) Increasing participants' workforce and life balance skills;
39 and

1 (c) Increasing participants' specialized skills and knowledge in
2 targeted industries, including construction, urban agriculture, and
3 maritime trades.

4 (70)(a) \$51,000 of the general fund—state appropriation for
5 fiscal year 2022 and \$51,000 of the general fund—state appropriation
6 for fiscal year 2023 are provided solely for the statewide broadband
7 office to cofacilitate the Washington digital equity forum with the
8 Washington state office of equity. The purpose of the forum is to
9 develop recommendations to advance digital connectivity in Washington
10 state. In developing its recommendations, the forum must:

11 (i) Develop goals that are consistent with the goals of the
12 governor's statewide broadband office, as provided in RCW 43.330.536;

13 (ii) Strengthen public-private partnerships;

14 (iii) Solicit public input through public hearings or
15 informational sessions;

16 (iv) Work to increase collaboration and communication between
17 local, state, and federal governments and agencies; and

18 (v) Recommend reforms to universal service mechanisms.

19 (b) The directors of the governor's statewide broadband office
20 and the Washington state office of equity are responsible for
21 appointing participating members of the forum, and appointments
22 require the approval of both directors. In making appointments, the
23 directors must prioritize appointees representing:

24 (i) Federally recognized tribes;

25 (ii) State agencies involved in digital equity; and

26 (iii) Underserved and unserved communities, including
27 historically disadvantaged communities.

28 (c) The director of the governor's statewide broadband office, or
29 the director's designee, and the director of the Washington state
30 office of equity, or the director's designee, shall serve as
31 administrative cochairs of the forum.

32 (d) In addition to members appointed by the directors, four
33 legislators may serve on the digital equity forum in an ex officio
34 capacity. Legislative participants must be appointed as follows:

35 (i) The speaker of the house of representatives must appoint one
36 member from each of the two largest caucuses of the house of
37 representatives; and

38 (ii) The president of the senate must appoint one member from
39 each of the two largest caucuses of the senate.

1 (e) Each member of the digital equity forum shall serve without
2 compensation but may be reimbursed for travel expenses as authorized
3 in RCW 43.03.050 and 43.03.060. Legislative members of the forum are
4 reimbursed for travel expenses in accordance with RCW 44.04.120. (f)
5 The statewide broadband office must provide staff support for the
6 digital equity forum. By January 1, 2023, the statewide broadband
7 office must transmit the recommendations of the digital equity forum
8 developed under (a) of this subsection to the legislature, consistent
9 with RCW 43.01.036.

10 (71) \$500,000 of the general fund—state appropriation for fiscal
11 year 2022 is provided solely for grants to law enforcement agencies
12 to implement group violence intervention strategies in areas with
13 high rates of gun violence. Grant funding will be awarded to two
14 sites, with priority given to Yakima county and south King county.
15 The sites must be located in areas with high rates of gun violence,
16 include collaboration with the local leaders and community members,
17 use data to identify the individuals most at risk to perpetrate gun
18 violence for interventions, and include a component that connects
19 individuals to services. In selecting the sites, the department must
20 give priority to sites meeting these criteria that also can leverage
21 existing local or federal resources.

22 (72) \$350,000 of the general fund—state appropriation for fiscal
23 year 2022 is provided solely for a contract for a business recovery
24 program serving the city of Federal Way and surrounding area. The
25 contract recipient must be a nongovernmental organization located in
26 the city of Federal Way whose primary focus is the economic
27 development of the city of Federal Way and surrounding area. The
28 contract funding must be used for:

29 (a) Business development training and education for small
30 businesses located in or serving the city of Federal Way and
31 surrounding area, with a focus on Black, indigenous, and people of
32 color-owned, women-owned, and veteran-owned businesses;

33 (b) Workforce programming for skill set development, especially
34 as related to business retention and expansion; and

35 (c) Research and collection of economic baseline data for the
36 city of Federal Way and surrounding area for the development of data-
37 driven programming, with a focus on key economic recovery indicators.

38 (73) \$202,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$89,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for a grant to a nonprofit
2 organization to provide emergency housing, permanent supportive
3 housing, and wraparound services focusing on Black transgender and
4 nonbinary individuals who are currently experiencing or at risk of
5 homelessness. The grant recipient must be a nonprofit organization
6 with locations in the cities of Seattle and Tacoma that provides
7 legal and other services for LGBTQ individuals in Washington. The
8 grant recipient may subgrant or subcontract with other organizations
9 to provide emergency housing, permanent supportive housing, and
10 wraparound services.

11 (74) \$125,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$125,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for a grant to a nonprofit for a
14 smart buildings education program to educate building owners and
15 operators on smart building practices and technologies, including the
16 development of onsite and digital trainings that detail how to
17 operate residential and commercial facilities in an energy efficient
18 manner. The grant recipient must be located in a city with a
19 population of more than 700,000 and must serve anyone within
20 Washington with an interest in better understanding energy efficiency
21 in commercial and institutional buildings.

22 (75) \$150,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$150,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the department to establish
25 a sector lead position for the creative industries, including but not
26 limited to the performing arts, literary arts, music, and film. The
27 sector lead must work with interested parties to further the goals of
28 creating economic development opportunities, retaining and growing
29 jobs, and supporting small business development and expansion within
30 the creative industries.

31 (76) \$221,920,000 of the home security fund—state appropriation
32 and \$58,400,000 of the affordable housing for all account—state
33 appropriation are provided solely for implementation of Engrossed
34 Second Substitute House Bill No. 1277 (housing/revenue source). (~~If~~
35 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
36 ~~this subsection shall lapse.)) Of the amounts provided in this~~
37 subsection:

1 (a) \$88,768,000 of the home security fund—state appropriation is
2 provided solely to implement the eviction prevention rental
3 assistance program created in the bill; and

4 (b) \$133,152,000 of the home security fund—state appropriation is
5 provided solely for project-based vouchers and related services,
6 rapid rehousing, housing acquisition, and supportive services for
7 individuals and families accessing vouchers and rapid rehousing. Of
8 the total amount provided in this subsection, at least \$20,000,000
9 must be used for hotel and motel vouchers, rapid rehousing, and
10 supportive services for individuals and families accessing vouchers
11 and rapid rehousing.

12 (77) \$59,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$696,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for implementation of Engrossed
15 Second Substitute House Bill No. 1086 (behavioral health consumers).
16 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
17 in this subsection shall lapse.))~~

18 (78) \$163,000 of the dedicated marijuana account—state
19 appropriation for fiscal year 2022 and \$159,000 of the dedicated
20 marijuana account—state appropriation for fiscal year 2023 are
21 provided solely for implementation of Engrossed Substitute House Bill
22 No. 1443 (cannabis industry/equity). ~~((If the bill is not enacted by
23 June 30, 2021, the amounts provided in this subsection shall lapse.))~~

24 (79) \$298,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$404,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of Engrossed
27 Second Substitute House Bill No. 1220 (emergency shelters & housing).
28 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
29 in this subsection shall lapse.))~~

30 (80) \$306,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$483,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for implementation of Engrossed
33 Second Substitute Senate Bill No. 5237 (child care & early dev.
34 exp.). ~~((If the bill is not enacted by June 30, 2021, the amounts
35 provided in this subsection shall lapse.))~~

36 (81) \$21,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$42,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for implementation of Engrossed
39 Third Substitute House Bill No. 1091 (transportation fuel/carbon).

1 (~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
2 ~~in this subsection shall lapse.))~~)

3 (82) \$42,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$42,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of Second
6 Substitute House Bill No. 1168 (long-term forest health). (~~((If the~~
7 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
8 ~~subsection shall lapse.))~~)

9 (83) \$2,798,000 of the economic development strategic reserve
10 account manufacturing cluster acceleration subaccount—state
11 appropriation is provided solely for implementation of Substitute
12 House Bill No. 1170 (manufacturing). (~~((If the bill is not enacted by~~
13 ~~June 30, 2021, the amount provided in this subsection shall lapse.))~~)

14 (84) (~~(\$187,000,000)~~) \$173,154,000 of the general fund—federal
15 appropriation (ARPA) (~~(is)~~) and \$4,500,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for a
17 homeowner assistance program to provide mortgage, foreclosure, and
18 other assistance to eligible homeowners pursuant to P.L. 117-2. The
19 department may subgrant or contract with other entities to provide
20 assistance under the program. Of the amount provided in this
21 subsection, (~~(\$13,000,000)~~) \$2,000,000 of the general fund—federal
22 appropriation (ARPA) (~~(is)~~) and \$4,500,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely for
24 foreclosure assistance.

25 (85) \$9,864,000 of the general fund—state appropriation for
26 fiscal year 2022 and \$9,864,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for long-term
28 rental subsidies for individuals with mental health or substance use
29 disorders. This funding may be used for individuals enrolled in the
30 foundational community support program while waiting for a longer
31 term resource for rental support or for individuals transitioning
32 from behavioral health treatment facilities or local jails.
33 Individuals who would otherwise be eligible for the foundational
34 community support program but are not eligible because of their
35 citizenship status may also be served. By December 1, 2021, and
36 December 1, 2022, the department must submit a report identifying the
37 expenditures and number of individuals receiving long-term rental
38 supports through the agency budget broken out by region, treatment

1 need, and the demographics of those served during the prior fiscal
2 year.

3 (86)(a) \$50,000,000 of the coronavirus state fiscal recovery fund
4 —federal appropriation (~~((is))~~) and \$20,000,000 of the general fund—
5 state appropriation are provided solely for the department to provide
6 grants to small businesses through the working Washington grant
7 program.

8 (b) Of the amount provided in this subsection, \$30,000,000 of the
9 coronavirus state fiscal recovery fund—federal appropriation is
10 provided solely to assist businesses maintain their operations. To be
11 eligible for a grant under this subsection, the business must:

12 (i) Apply for or have applied for the grant;

13 (ii) (~~((Have reported annual gross receipts of \$5,000,000 or less~~
14 ~~to the department of revenue for calendar year 2019))~~) Have not
15 reported annual gross receipts of more than \$5,000,000 in the most
16 recent calendar year;

17 (iii) Have expenses that are necessary to continue business
18 operations and the expense is not a federal, state, or local tax,
19 fee, license, or other government revenue;

20 (iv) Self-attest that the expense is not funded by any other
21 government or private entity;

22 (v) Have experienced a reduction in business income or activity
23 related to COVID-19 or state or local actions in response to
24 COVID-19; and

25 (vi) Agree to operate in accordance with the requirements of
26 applicable federal, state, and local public health guidance and
27 directives.

28 (c) Of the amount provided in this subsection, \$20,000,000 of the
29 coronavirus state fiscal recovery fund—federal appropriation is
30 provided solely to assist the reopening of businesses that
31 temporarily totally closed their operations. To be eligible for a
32 grant under this subsection, the business must:

33 (i) Apply for the grant;

34 (ii) (~~((Have reported annual gross receipts of \$5,000,000 or less~~
35 ~~to the department of revenue for calendar year 2019))~~) Have not
36 reported annual gross receipts of more than \$5,000,000 in the most
37 recent calendar year;

38 (iii) Demonstrate the business was actively engaged in business,
39 and as a result of the governor's proclamations 20-25.8, issued on

1 November 15, 2020, through 20-25.12 ("stay safe-stay healthy"),
2 temporarily totally closed operations. Demonstration of active
3 engagement in business can be given through but is not limited to
4 taxable activity reported to the department of revenue. The
5 department may use other methods to determine if this criterion has
6 been met;

7 (iv) Have expenses that are necessary to reopen business
8 operations and the expense is not a federal, state, or local tax,
9 fee, license, or other government revenue;

10 (v) Self-attest that the expense is not funded by any other
11 government or private entity; and

12 (vi) Agree to operate in accordance with the requirements of
13 applicable federal, state, and local public health guidance and
14 directives.

15 (d) Grant awards are subject to the availability of amounts
16 appropriated in this subsection. The department must conduct outreach
17 to underrepresented and unserved communities observed from prior
18 rounds of awards. The department must ensure equitable distributions
19 of grant funding, including considerations for geographic location
20 and businesses owned by members of historically disadvantaged
21 communities.

22 (e) (i) Eligible businesses may receive up to a \$75,000 grant.

23 (ii) ~~((If a business received one or more working Washington~~
24 ~~small business grants before July 1, 2021, including grants provided~~
25 ~~pursuant to chapter 3, Laws of 2021, the grant awarded under this~~
26 ~~subsection must be reduced to reflect the amounts received from~~
27 ~~previous working Washington small business grants.))~~ If a business
28 was awarded one or more working Washington small business grants
29 after February 1, 2021, the grant award under this subsection may be
30 reduced to reflect the amounts received from previous working
31 Washington small business grants. The department may prioritize
32 businesses and nonprofit organizations that have not yet received a
33 grant under the working Washington small business grant program.

34 (f) For purposes of this subsection, reopening costs include, but
35 are not limited to:

36 (i) Upgrading physical workplaces to adhere to new safety or
37 sanitation standards;

38 (ii) Procuring required personal protective supplies for
39 employees and business patrons and clients;

40 (iii) Updating business plans;

- (iv) Employee costs, including payroll, training, and onboarding;
(v) Rent, lease, mortgage, insurance, and utility payments; and
(vi) Securing inventory, supplies, and services for operations.

(g) Nonprofit organizations are eligible to receive funding under (b) or (c) of this subsection if they have a primary business activity that has been impacted as described in (b)(v) or (c)(iii) of this subsection.

(h) The department is authorized to shift funding among the purposes in (b) and (c) of this subsection based on overutilization or underutilization of the different types of grants.

(i) Of the total amount provided in this subsection, ~~((the department must prioritize allocating the funds as follows:~~

~~(A))) \$25,000,000 of the coronavirus state fiscal recovery fund—federal appropriation and \$20,000,000 of the general fund—state appropriation for fiscal year 2023 are provided for grants under (b) or (c) of this subsection to eligible businesses and nonprofit organizations in the arts, heritage, and science sectors, including those that operate live entertainment venues(, and~~

~~(B) \$25,000,000 for grants under (b) or (c) of this subsection to eligible businesses and nonprofit organizations located in counties that are in phase 2 of the governor's "healthy Washington: roadmap to recovery" plan at the time the business or nonprofit organization applies for funding)). The department must develop criteria for successful applications under this subsection in combination with the Washington state arts commission.~~

(87) \$138,000,000 of the general fund—federal appropriation (ARPA) is provided solely for the department to implement small business capital access and other credit support programs under the state small business credit initiative, pursuant to P.L. 117-2. The department may contract with other entities to implement the capital access program and other credit support programs. The department is highly encouraged to use local nonprofit community development financial institutions to deliver access to credit to the maximum extent allowed by federal law, rules, and guidelines. The department must apply for the maximum possible allocation of federal funding under P.L. 117-2, including but not limited to funds set aside for extremely small businesses and business enterprises owned and controlled by socially and economically disadvantaged individuals. The funding provided in this section also includes federal funds

1 allocated to the state for technical assistance to businesses. The
2 department must ensure businesses owned and controlled by socially
3 and economically disadvantaged individuals, as defined in P.L. 117-2,
4 have equitable access to program services.

5 (88)(a) \$6,000,000 of the general fund—state appropriation for
6 fiscal year 2022 is provided solely for the department to create a
7 grant program to reimburse local governments for eligible costs of
8 providing emergency noncongregate sheltering during the COVID-19
9 public health emergency.

10 (b) A city or county is eligible to apply for grant funding if
11 it:

12 (i) Applies to the federal emergency management agency public
13 assistance program for reimbursement of costs to provide emergency
14 non-congregate sheltering; and

15 (ii) Incurs eligible costs.

16 (c) Eligible costs are costs to provide emergency noncongregate
17 sheltering that:

18 (i) Were deemed eligible for reimbursement in the federal
19 emergency management agency policy 104-009-18, version 3, titled *FEMA*
20 *emergency non-congregate sheltering during the COVID-19 public health*
21 *emergency (interim)* and dated January 29, 2021; and

22 (ii) Are incurred by the applicant beginning January 21, 2021,
23 through September 30, 2021.

24 (d) The department must give priority to applicants who
25 demonstrate use of funds received under P.L. 117-2 for the
26 acquisition, development, and operation of noncongregate sheltering.

27 (e) The department must coordinate with the military department
28 to confirm that grant recipients have applied to the federal
29 emergency management agency public assistance program for costs
30 identified in their grant application.

31 (f) For the purposes of this subsection, "noncongregate
32 sheltering" means sheltering provided in locations where each
33 individual or household has living space that offers some level of
34 privacy such as hotels, motels, or dormitories.

35 (89)(a) \$400,000 of the general fund—state appropriation for
36 fiscal year 2022 is provided solely to conduct a comprehensive equity
37 review of state capital grant programs administered by the
38 department. The department may, in consultation with interested
39 parties identified in subsection (d) of this section, contract with a

1 consultant to assist with the community engagement and review
2 necessary to complete this review process.

3 (b) The purposes of this comprehensive equity review are: To
4 reduce barriers to historically underserved populations'
5 participation in the capital grant programs; to redress inequities in
6 existing capital grant policies and programs; and to improve the
7 equitable delivery of resources and benefits in these programs.

8 (c) In completing the comprehensive equity review required under
9 this section, the department shall: (i) Identify changes to policy
10 and operational norms and practices in furtherance of the equity
11 review purposes identified in (b) of this subsection; (ii) identify
12 new investments and programs that prioritize populations and
13 communities that have been historically underserved by capital grant
14 policies and programs; and (iii) include consideration of historic
15 and systemic barriers that may arise due to any of the following
16 factors: (A) Race; (B) ethnicity; (C) religion; (D) income; (E)
17 geography; (F) disability; and (G) educational attainment.

18 (d) The department must collaborate with the Washington state
19 commission on African American affairs; the Washington state
20 commission on Asian Pacific American affairs; the Washington state
21 commission on Hispanic affairs; the governor's office of Indian
22 affairs; the governor's committee on disability issues and
23 employment; the office of equity; the office of minority and women's
24 business enterprises; the environmental justice council if
25 established by passage of Engrossed Second Substitute Senate Bill No.
26 5141; and other interested parties as appropriate to develop and
27 conduct a community engagement process to inform the review.

28 (e) The department shall complete the comprehensive equity review
29 under this section and submit a final report, containing all of the
30 elements and considerations specified in this section, to the
31 legislature by June 30, 2022.

32 (90) (~~(\$23,000,000)~~) \$23,444,000 of the general fund—federal
33 appropriation (ARPA) is provided solely for the HOME investment
34 partnerships program pursuant to P.L. 117-2. Of the amount provided
35 in this subsection, \$18,000,000 of the general fund—federal
36 appropriation (ARPA) is provided solely for the department to issue
37 competitive financial assistance to eligible organizations under RCW
38 43.185A.040 for the acquisition and development of noncongregate
39 shelter units, subject to the following conditions and limitations:

1 (a) Grants provided under this subsection may be used to acquire
2 real property for quick conversion into noncongregate shelter units
3 or for renovation and building update costs associated with
4 establishment of the acquired facilities. Grants provided under this
5 subsection may not be used for operating or maintenance costs
6 associated with providing housing, supportive services, or debt
7 service. For the purposes of this subsection, "noncongregate" shelter
8 units means units provided in locations where each individual or
9 household has living space that offers some level of privacy, such as
10 hotels, motels, or dormitories.

11 (b) Units acquired or developed under this subsection must serve
12 qualifying individuals or families as defined in P.L. 117-2.

13 (c) The department must establish criteria for the issuance of
14 the grants, which must follow the guidelines and compliance
15 requirements of the housing trust fund program and the federal HOME
16 investment partnership program. The criteria must include:

17 (i) The date upon which structural modifications or construction
18 would begin and the anticipated date of completion of the project;

19 (ii) A detailed estimate of the costs associated with the
20 acquisition and any updates or improvements necessary to make the
21 property habitable for its intended use;

22 (iii) A detailed estimate of the costs associated with opening
23 the units; and

24 (iv) A financial plan demonstrating the ability to maintain and
25 operate the property and support its intended tenants throughout the
26 end of the grant contract.

27 (d) The department must provide a progress report on its website
28 by November 1, 2022. The report must include:

29 (i) The total number of applications and amount of funding
30 requested; and

31 (ii) A list and description of the projects approved for funding
32 including state funding, total project cost, number of units, and
33 anticipated completion date.

34 (e) The funding in this subsection is not subject to the 90 day
35 application periods in RCW 43.185.070 or 43.185A.050.

36 (91) \$391,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$391,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for Pacific county to operate or
39 participate in a drug task force to enhance coordination and

1 intelligence while facilitating multijurisdictional criminal
2 investigations.

3 (92) \$150,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for a grant to a nonprofit organization
5 providing housing services in western Washington to conduct a master
6 planning process for the development of a family-centered drug
7 treatment and housing program. The grant recipient must be a
8 nonprofit organization that has experience administering a comparable
9 program in another region of the state. The program must provide
10 housing units for families with members who have substance use
11 disorders and who are involved in the child welfare system, and
12 services including but not limited to case management, counseling,
13 substance use disorder treatment, and parenting skills classes. The
14 program site must be located within or in close proximity to King
15 county, and include living quarters for families, space for services,
16 and childcare and play areas for children. The nonprofit must include
17 housing developers, service providers, and other interested parties
18 in the master planning process. By December 31, 2021, the nonprofit
19 must submit the plan to the department, the senate ways and means
20 committee, and the house capital budget committee.

21 (93) \$150,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$150,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for a grant to a nonprofit
24 organization to assist fathers transitioning from incarceration to
25 family reunification. The grant recipient must have experience
26 contracting with the department of corrections to support offender
27 betterment projects and the department of social and health services
28 to provide access and visitation services.

29 (94) (~~(\$7,500,000)~~) \$4,000,000 of the general fund—state
30 appropriation for fiscal year 2022 and (~~(\$2,500,000)~~) \$6,000,000 of
31 the general fund—state appropriation for fiscal year 2023 are
32 provided solely for grants to community organizations that serve
33 historically disadvantaged populations to conduct outreach and assist
34 community members in applying for state and federal assistance
35 programs, including but not limited to those administered by the
36 departments of social and health services; commerce; and children,
37 youth, and families.

38 (95) \$375,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$375,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely for the department to accelerate implementation of the low-income rural home rehabilitation program by contracting with up to seven home rehabilitation agencies, as defined under WAC 365-175-030, in a variety of regions of the state. Funding provided in this subsection may be used by home rehabilitation agencies for program support in order to increase the number of households participating in the program. Home rehabilitation agencies receiving funding under this subsection must provide the department with a summary of their direct and indirect costs associated with implementing the program.

(96) \$450,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for pre-development activities for state-operated or contracted residential or supportive housing facilities at the Pacific hospital preservation and development authority buildings three through ten in Seattle, to help carry out Washington state's plans for new community-based residential facilities, including supportive housing. The facilities may be used for behavioral health, long-term care, developmentally disabled community housing, recovery residences, state-operated living alternatives, group homes, or family-centered substance use disorder recovery housing. The amounts provided in this subsection may be used for concept development, planning, lease payments, and other related expenses for pre-development of state- or nonprofit-operated residential facilities identified by the health care authority or the departments of social and health services, children, youth, and families, and commerce. The department is authorized to enter into a short-term lease, with an option to enter into a multiyear extension, for the Pacific hospital preservation and development authority quarters buildings three through ten.

(97) \$80,000 of the general fund—state appropriation for fiscal year 2022 and \$80,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a grant to a nonprofit organization dedicated to supporting forest health restoration located in Okanogan county for work toward a biochar research and demonstration project and initial efforts toward full-size operation of an industrial-sized facility in the Methow valley.

(98) \$6,800,000 of the general fund—state appropriation for fiscal year 2022 and \$8,200,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for grants to

1 crime victim services providers for victim assistance programs. The
2 department must distribute the funds in accordance with the
3 methodologies used to distribute federal victims of crime act victim
4 assistance funding.

5 (99)(a) \$225,000 of the general fund—state appropriation for
6 fiscal year 2022 and \$225,000 of the general fund—state appropriation
7 for fiscal year 2023 are provided solely for the department to
8 appoint and maintain an aviation and aerospace advisory committee to
9 generally advise the director of the department and the secretary of
10 the department of transportation on matters related to aviation and
11 aerospace in Washington state. The advisory committee must develop
12 recommendations regarding operating budget and capital budget
13 requests relating to aviation and aerospace needs, and strategies to
14 enhance the safe and effective use of public use airports and
15 aerospace facilities in Washington state. The aviation and aerospace
16 advisory committee must also advise the director and secretary, or
17 their designees, and make recommendations on the following matters:

18 (i) Employment of emerging aviation and aerospace technologies to
19 include unmanned, autonomous, and alternative propulsion systems;

20 (ii) New, changed, or proposed federal regulations;

21 (iii) Industry needs to remain nationally and internationally
22 competitive;

23 (iv) Policy considerations;

24 (v) Funding priorities and capital project needs;

25 (vi) Methods to reduce greenhouse gas emissions;

26 (vii) Workforce development needs and opportunities;

27 (viii) Multimodal requirements; and

28 (ix) Other matters pertaining to the aviation and aerospace
29 industries as the aviation and aerospace advisory committee deems
30 appropriate.

31 (b) The director of the department of commerce, or the director's
32 designee, shall appoint members to the aviation and aerospace
33 advisory committee including, at a minimum:

34 (i) Two county commissioners, one from east of the crest of the
35 Cascade mountains and one from west of the crest of the Cascade
36 mountains;

37 (ii) An owner of an aviation company and an owner of an aerospace
38 company or their representatives;

39 (iii) The director of the aviation division of the department of
40 transportation, or the director's designee;

1 (iv) Two individuals who are top executive officials of a
2 commercial service airport, typically with the title of chief
3 executive officer, airport director, or executive director, one from
4 an airport located east of the crest of the Cascade mountains and one
5 from an airport located west of the crest of the Cascade mountains;

6 (v) Advisory members from the federal aviation administration;

7 (vi) The aerospace lead from the department of commerce or a
8 representative of the department;

9 (vii) A representative of a statewide environmental organization;

10 (viii) A representative of the military department;

11 (ix) A representative of the state board for community and
12 technical colleges;

13 (x) Representatives from airport associations;

14 (xi) Representatives from an aviation and aerospace educational
15 program; and

16 (xii) Representatives from both aviation and aerospace
17 associations.

18 (c) The director of the department and the secretary of the
19 department of transportation, or their designees, shall serve as the
20 administrative cochair of the aviation and aerospace advisory
21 committee.

22 (d) The department must provide staff support for all aviation
23 and aerospace advisory committee meetings.

24 (e) The aviation and aerospace advisory committee must meet at
25 the call of the administrative cochair for any purpose that directly
26 relates to the duties set forth in (a) of this subsection, or as
27 otherwise requested by the director, secretary, or their designees as
28 the administrative cochair.

29 (f) In consultation with the aviation and aerospace advisory
30 committee, the department must develop a strategic plan for the
31 department's aerospace, aviation, and airport economic development
32 program. The strategic plan should identify: (i) Changing market
33 conditions in the aerospace industry; (ii) emerging opportunities to
34 diversify and grow Washington's aerospace sector; and (iii)
35 strategies and action steps to build on the state's core strengths in
36 aerospace infrastructure and workforce expertise to diversify and
37 grow employment in Washington's aerospace sector. The department must
38 submit the strategic plan to the appropriate committees of the
39 legislature by June 30, 2023.

1 (g) The cochairs may seek recommendations and input from the
2 aviation and aerospace advisory committee to inform the legislature
3 on aviation and aerospace issues.

4 (100)(a) \$300,000 of the general fund—state appropriation for
5 fiscal year 2022 is provided solely for the department to convene a
6 work group on reducing racial disparities in Washington state
7 homeownership rates. The goals of the work group are to assess
8 perspectives on housing and lending laws, policies, and practices;
9 facilitate discussion among interested parties; and develop
10 budgetary, administrative policy, and legislative recommendations.

11 (b) The director of the department, or the director's designee,
12 must chair the work group. The department must, in consultation with
13 the Washington state office of equity and the governor's office of
14 Indian affairs, appoint a minimum of twelve members to the work group
15 representing groups including but not limited to:

16 (i) Organizations and state entities led by and serving Black,
17 indigenous, and people of color;

18 (ii) State or local government agencies with expertise in housing
19 and lending laws;

20 (iii) Associations representing cities and housing authorities;
21 and

22 (iv) Professionals from private-sector industries including but
23 not limited to banks, credit unions, mortgage brokers, and housing
24 developers.

25 (c) The department must convene the first meeting of the work
26 group by August 1, 2021. The department must submit a final report to
27 the governor and appropriate committees of the legislature by August
28 1, 2022. The final report must:

29 (i) Evaluate the distribution of state affordable housing funds
30 and its impact on the creation of homeownership units serving Black,
31 indigenous, and people of color;

32 (ii) Evaluate the eligibility requirements, access, and use of
33 state-funded down payment assistance funds, and their impact on
34 homeownership rate disparities;

35 (iii) Review barriers preventing Black, indigenous, and people of
36 color from accessing credit and loans through traditional banks for
37 residential loans; and

38 (iv) Provide budgetary, administrative policy, and legislative
39 recommendations to increase ownership unit development and access to
40 credit.

(101) \$225,000 of the general fund—state appropriation for fiscal year 2022 and \$225,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to convene a task force to make recommendations regarding needed reforms to the state's growth policy framework, including the growth management act, state environmental policy act, and other statutes related to growth, change, economic development, housing, social equity, and environmental conservation. The process will build upon the findings, concepts, and recommendations in recent state-funded reports, including the "road map to Washington's future" issued by the William D. Ruckelshaus center in 2019, the report of the environmental justice task force issued in 2020, and "updating Washington's growth policy framework" issued by the University of Washington in 2021. The task force must involve diverse perspectives including but not limited to representatives of counties, cities, special districts, the real estate, building, and agricultural industries, planning and environmental organizations, tribal governments, and state agencies. Special effort must be made to include in these discussions the lived experiences and perspectives of people and communities who have too often been excluded from public policy decision-making and unevenly impacted by those decisions. The work group must report on its activities and recommendations prior to the 2022 and 2023 legislative sessions.

(102) \$80,000 of the general fund—state appropriation for fiscal year 2022 and \$80,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a grant to a nonprofit organization located in the city of Seattle for providing resident services and on-site programming for affordable housing residents in Delridge, supporting local youth with leadership pathways, and other community development initiatives that improve the health and well-being of southwest Seattle residents.

(103) \$61,000 of the general fund—state appropriation for fiscal year 2022 and \$31,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for San Juan county health and community services to enter into an agreement with the United States geological survey to evaluate available groundwater, surface water, and meteorological data for the county, complete recharge estimations for the county, and update the water balance for the county.

1 (104) \$140,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely to contract with businesses ending
3 slavery and trafficking for a human trafficking initiative.

4 (a) Of the amounts provided in this subsection, \$60,000 of the
5 general fund—state appropriation for fiscal year 2022 is provided
6 solely to extend job readiness services and employment opportunities
7 for survivors of human trafficking and persons at risk of human
8 trafficking, in near-airport communities in south King county.

9 (b) Of the amounts provided in this subsection, \$80,000 of the
10 general fund—state appropriation for fiscal year 2022 is provided
11 solely to develop a national awareness campaign. The campaign will
12 increase signage in seaports, airports, and near-airport communities
13 so that people who are vulnerable to trafficking or experiencing
14 human trafficking can access assistance through the national human
15 trafficking hotline.

16 (105) \$278,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$277,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for a grant to a nonprofit
19 organization within the city of Tacoma for social services and
20 educational programming to assist Latino and indigenous communities
21 in honoring heritage and culture, becoming proficient in civic
22 education, and overcoming barriers to social, political, racial,
23 economic, and cultural community development.

24 (106) \$100,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$150,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely to provide college accredited
27 courses through alternative methods to disadvantaged adults, such as
28 those experiencing homelessness, who are low-income, come from
29 generational poverty, or have a disabling condition, including those
30 that are further impacted by systemic racism, who do not believe they
31 can be successful or have not yet contemplated college for their
32 future with the intent of engaging these individuals in further
33 education to increase their lifelong wage potential.

34 (107)(a) \$351,000 of the general fund—state appropriation for
35 fiscal year 2022 and \$332,000 of the general fund—state appropriation
36 for fiscal year 2023 are provided solely for the department to
37 contract with a nonprofit organization with demonstrated expertise in
38 the creative arts and strategic planning to establish a Washington
39 state creative economy work group that within two years, and with the

1 advice of the work group, develops a strategic plan to improve the
2 Washington state creative economy that can be rolled out in
3 incremental phases to reach identified economic, social justice, and
4 business development goals.

5 (b) The goal of the strategic plan must be to ensure that the
6 state of Washington is competitive with respect to attracting
7 creative economy business, retaining talent within the state, and
8 developing marketable content that can be exported for national and
9 international consumption and monetization. The strategic plan must
10 address support for the creative community within historically
11 marginalized communities, as well as the creative economy at large,
12 and take into account the diverse interests, strengths, and needs of
13 Washington's population on both sides of the Cascade mountains.

14 (c) The chair of the work group must be the director of the
15 nonprofit organization contracted with by the department or the
16 director's designee, and must have significant experience working as
17 an artist, producer, or director and in business development,
18 including drafting business plans and multidisciplinary planning
19 documents. The chair must appoint representatives to the work group
20 who represent the range of demographic diversity across the state of
21 Washington, including:

22 (i) A representative from the Washington state association of
23 counties;

24 (ii) A representative from the association of Washington cities;

25 (iii) A representative from the Washington state arts commission;

26 (iv) A representative from the Washington state labor council;

27 (v) A representative from the banking industry with experience in
28 matters involving the federal small business administration;

29 (vi) An appropriate number of representatives from the Washington
30 state arts community including, but not limited to, the following
31 sectors:

32 (A) Film, television, and video production;

33 (B) Recorded audio and music production;

34 (C) Animation production;

35 (D) Video game development;

36 (E) Live theater, orchestra, dance, and opera;

37 (F) Live music performance;

38 (G) Visual arts, including sculpture, painting, graphic design,
39 and photography;

(H) Production facilities, such as film and television studios;
and

(I) Live music or performing arts venues;

(vii) A representative from a certified public accounting firm or other company with experience in financial modeling and in the creative arts;

(viii) A representative selected by the Washington state commission on African American affairs, the Washington state commission on Hispanic affairs, the governor's office of Indian affairs, and the Washington state commission on Asian Pacific American affairs to represent the entities on the work group;

(ix) A representative of a federally recognized Indian tribe with a reservation located east of the crest of the Cascade mountains;

(x) A representative of a federally recognized Indian tribe with a reservation located west of the crest of the Cascade mountains; and

(xi) Other state agency representatives or stakeholder group representatives, at the discretion of the work group, for the purpose of participating in specific topic discussions.

(d) In developing the strategic plan for the Washington state creative economy, the work group must:

(i) Identify existing studies of aspects affecting the creative economy, including studies relating to tax issues, legislation, finance, population and demographics, and employment;

(ii) Conduct a comparative analysis with other jurisdictions that have successfully developed creative economy plans and programs, including the states of Georgia and New Mexico, and the provinces of British Columbia and Ontario, Canada;

(iii) Conduct in-depth interviews to identify best practices for structuring a strategic plan for the state of Washington;

(iv) Evaluate existing banking models for financing creative economy projects in the private sector and develop a financial model to promote investment in Washington's creative economy;

(v) Evaluate existing state and county tax incentives and make recommendations for improvements to support the creative economy;

(vi) Identify the role that counties and cities play with respect to the strategic plan, and identify specific counties and cities that may need or want a stronger creative economy;

(vii) Identify opportunities for synergies with new business models and the integration of new technologies; and

(viii) Identify the role that state education programs in the creative arts play in the creative economy and with respect to advancing the strategic plan.

(e) The department of commerce shall facilitate the timely transmission of information and documents from all appropriate state departments and agencies to the nonprofit organization contracted under this subsection. The work group must report its findings and recommendations to the appropriate committees of the legislature by December 1, 2022. The contracted nonprofit must administer the expenses of the work group.

(108) \$300,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for a grant to a nonprofit museum and science and technology center located in the city of Seattle that provides youth educational programming related to discovery, experimentation, and critical thinking in the sciences for a maker and innovation lab and to develop and operate new experiential learning opportunities.

(109) \$125,000 of the general fund—state appropriation for fiscal year 2022 and \$125,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to contract with a statewide association that supports a network of local asset building coalitions for programs to increase the financial stability of low-income Washingtonians adversely affected economically by COVID-19 through increasing participation in earned income tax credit refunds, the Washington retirement marketplace, and programs that build personal savings.

(110) ~~(((\$421,000))~~ \$971,000 of the general fund—state appropriation for fiscal year 2022 ~~((is))~~ and \$3,561,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to continue starting up the Washington state office of firearm safety and violence prevention, including the creation of a state and federal grant funding plan to direct resources to cities that are most impacted by community violence. Of the amounts provided in this subsection:

(a) \$100,000 of the general fund—state appropriation for fiscal year 2022 and \$600,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for community-based violence prevention and intervention services to individuals identified through the King county shots fired social network analysis. The

department must complete an evaluation of the program and provide a report to the governor and the appropriate legislative committees by June 30, 2023.

(b) (i) \$450,000 of the general fund—state appropriation for fiscal year 2022 and \$1,800,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a grant program through the office of firearm safety and violence prevention for evidence-based services to youth who are at high risk to perpetrate gun violence and who reside in areas with high rates of gun violence. Priority shall be given to:

(A) One site serving in Yakima county, one site in south King county, and one site in Tacoma;

(B) Sites that partner with the University of Washington public behavioral health & justice policy division to deliver culturally relevant family integrated transition services through use of credible messenger advocates;

(C) Sites that partner with the University of Washington Harborview firearm injury and policy research program for social impact evaluation; and

(D) Sites that partner an organization focused on evidence-based implementation management identified by the department.

(ii) The department must complete an evaluation of the program and provide a report to the governor and the appropriate legislative committees by June 30, 2023.

(111) \$250,000 of the general fund—state appropriation for fiscal year 2022 and \$250,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to conduct a study and report to the legislature on city and county implementation of the multifamily housing property tax exemption. The report must:

(a) Review whether cities have practices in five areas:

(i) Evaluating the financial feasibility and total costs of proposed developments under the exemption;

(ii) Monitoring rent, occupancy, and demographics of tenants of exempt housing;

(iii) Identifying direct or indirect displacement risks, and changes in income and rent distributions associated with new housing development, and plans and approaches;

(iv) Identifying practices that encourage permanent affordable rental opportunities; and

1 (v) Monitoring whether the exemption assists cities in meeting
2 goals under the growth management act;

3 (b) Identify at least five case studies on a range of cities and
4 provide analysis:

5 (i) Comparing the rent in income restricted units to market rate
6 units in the same development and to the surrounding area;

7 (ii) Comparing the anticipated impact on rents and project
8 budgets, and on public benefit under eight-year, 12-year, and 20-year
9 property tax exemption scenarios;

10 (iii) Looking at permanent affordable rentals; and

11 (iv) Evaluating changes in income distribution, rent
12 distribution, commute/location, and displacement risks in areas with
13 exempt housing; and

14 (c) Estimate other state and local tax revenue generated by new
15 housing developments and how it compares to the property tax
16 exemption.

17 (112) \$195,000 of the general fund—state appropriation for fiscal
18 year 2022 is provided solely for a grant to Spokane county for costs
19 related to redistricting activities required by chapter 36.32 RCW.

20 (113) \$130,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$130,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the department to contract
23 with a nonprofit organization to provide tiny homes for veterans.

24 (114) \$210,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$90,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the department to perform an
27 analysis of the property operations and maintenance costs and tenant
28 supportive services costs for affordable housing projects that
29 receive funding from the Washington housing trust fund. The projects
30 to be analyzed must include, but are not limited to, permanent
31 supportive housing and youth housing taking into consideration
32 housing projects that have been in service for a sufficient time that
33 actual costs can be determined. The analysis shall include a
34 categorized overview of the expenses and fund sources related to the
35 maintenance, operations, and supportive services necessary for the
36 affordable housing projects to be successful in housing the intended
37 population, as well as identify other available funding sources for
38 these costs. The analysis must also explore the timing and alignment
39 challenges for pairing operational and supportive services funding

1 with the initial capital investments, and make recommendations
2 relating to any benchmarks that can be established regarding future
3 costs that would impact the operating budget, and about the state's
4 role in planning, support, and oversight to ensure long-term
5 sustainability of these projects. The department may hire a
6 consultant to conduct this study. The department shall report its
7 findings and recommendations to the office of financial management
8 and the appropriate committees of the legislature by December 1,
9 2022.

10 (115) \$157,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$154,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for implementation of Second
13 Substitute Senate Bill No. 5383 (public telecom services). ~~((If the
14 bill is not enacted by June 30, 2021, the amounts provided in this
15 subsection shall lapse.))~~

16 (116) \$1,555,000 of the general fund—state appropriation for
17 fiscal year 2022 is provided solely for implementation of Engrossed
18 Second Substitute Senate Bill No. 5141 (environmental justice task
19 force). ~~((If the bill is not enacted by June 30, 2021, the amount
20 provided in this subsection shall lapse.))~~

21 (117) \$946,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$921,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for implementation of Second
24 Substitute Senate Bill No. 5368 (rural economic development). ~~((If
25 the bill is not enacted by June 30, 2021, the amounts provided in
26 this subsection shall lapse.))~~

27 (118) \$114,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$110,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for implementation of Engrossed
30 Second Substitute Senate Bill No. 5287 (affordable housing
31 incentives). ~~((If the bill is not enacted by June 30, 2021, the
32 amounts provided in this subsection shall lapse.))~~

33 (119) \$250,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$250,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for implementation of Senate
36 Bill No. 5345 (industrial waste program). Of the amounts provided in
37 this subsection, \$175,000 of the general fund—state appropriation for
38 fiscal year 2022 and \$175,000 of the general fund—state appropriation
39 for fiscal year 2023 are provided solely for grants to local

1 industrial waste symbiosis projects as provided in the bill. (~~If the~~
2 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
3 ~~subsection shall lapse.~~)

4 (120) \$1,250,000 of the general fund—state appropriation for
5 fiscal year 2022 and \$1,250,000 of the general fund—state
6 appropriation for fiscal year 2023 are provided solely for
7 implementation of Engrossed Substitute Senate Bill No. 5353 (law
8 enforcement community engagement). Of the amounts provided in this
9 subsection, \$500,000 of the general fund—state appropriation for
10 fiscal year 2022 and \$500,000 of the general fund—state appropriation
11 for fiscal year 2023 are provided solely for grants awarded under
12 this bill. (~~If the bill is not enacted by June 30, 2021, the amounts~~
13 ~~provided in this subsection shall lapse.~~)

14 (121) \$66,000 of the general fund—state appropriation for fiscal
15 year 2022 is provided solely for implementation of Second Substitute
16 Senate Bill No. 5183 (nonfatal strangulation). (~~If the bill is not~~
17 ~~enacted by June 30, 2021, the amount provided in this subsection~~
18 ~~shall lapse.~~)

19 (122) \$40,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for implementation of Substitute Senate
21 Bill No. 5126 (climate commitment). (~~If the bill is not enacted by~~
22 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

23 (123) \$2,500,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$2,500,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely for the
26 department to administer a competitive grant program for grants to
27 community-based programs to provide reentry services for formerly
28 incarcerated persons and supports to facilitate successful
29 transitions to the community. The department must work in
30 collaboration with the statewide reentry council to administer the
31 program. Applicants must provide a project proposal to the department
32 as a part of the application process. Grant awards provided under
33 this subsection may be used for costs including but not limited to
34 housing, case management and navigators, employment services, family
35 reunification, and legal services to respond to collateral impacts of
36 reentry. The department must award at least 30 percent of the funding
37 provided in this subsection to applicants located in rural counties.

38 (124) \$2,500,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$2,500,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the
2 department to administer grants to diaper banks for the purchase of
3 diapers, wipes, and other essential baby products, for distribution
4 to families in need. The department must give priority to providers
5 serving or located in marginalized, low-income communities or
6 communities of color; and providers that help support racial equity.

7 (125)(a) \$5,000,000 of the coronavirus state fiscal recovery fund
8 —federal appropriation is provided solely for the department to
9 provide grant funds to Clallam county to support the preservation of
10 private marine transportation activities and jobs associated with
11 such activities that have been directly impacted by the closure of
12 the United States-Canada border during the COVID-19 pandemic.

13 (b) To be eligible for a grant from the county under this
14 subsection the business must:

- 15 (i) Apply for or have applied for the grant from the county;
- 16 (ii) Have expenses that are necessary to continue business
17 operations and the expense is not a federal, state, or local tax,
18 fee, license, or other government revenue;
- 19 (iii) Provide documentation to demonstrate that the expense is
20 not funded by any other government or private entity;
- 21 (iv) Demonstrate the business was actively engaged in business,
22 and as a result of the border closures the business temporarily
23 totally closed operations;
- 24 (v) Have experienced at least a significant reduction in business
25 income or activity related to United States-Canada border closures;
- 26 (vi) Agree to operate in accordance with the requirements of
27 applicable federal, state, and local public regulations including
28 health and safety measures;
- 29 (vii) Demonstrate significant economic contribution of their
30 business to the state and local economy; and
- 31 (viii) Be a majority United States owned entity operating a
32 United States flag vessel registered and operated under the laws of
33 the United States.

34 (c) Grant funds may be used only for expenses incurred on or
35 after March 1, 2020. Eligible expenses for grant funds include:

- 36 (i) Upgrading physical workplaces to adhere to new safety or
37 sanitation standards;
- 38 (ii) Procuring required personal protective supplies for
39 employees and business patrons and clients;
- 40 (iii) Updating business plans;

(iv) Employee costs, including payroll, training, and onboarding;
(v) Rent, lease, mortgage, insurance, and utility payments;
(vi) Securing inventory, supplies, and services for operations;
and
(vii) Maintenance and operations costs associated with vessel operations.

(d) The county must submit a report to the department by June 30, 2022, outlining the use of funds, specific expenditures of the grantees, and revenue and expenses of the grantees including additional government or private funds or grants received.

(126) \$1,656,000 of the general fund—state appropriation for fiscal year 2022 and \$1,615,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to publish the guidelines and guidance set forth in (a), (b), and (c) of this subsection. The department shall publish the guidelines and guidance described in (a), (b), and (c) of this subsection no later than June 30, 2023. From amounts provided in this subsection, pursuant to an interagency agreement, the department shall provide funding to the department of ecology, the department of health, the department of fish and wildlife, the department of natural resources, the department of health, and the emergency management division of the military department to fund activities that support the work specified in (a), (b) and (c) of this subsection.

(a) The department, in consultation with the department of ecology, the department of health, and the department of transportation, shall publish guidelines that provide a set of actions counties and cities may take, under existing statutory authority, through updates to their comprehensive plans and development regulations that have a demonstrated ability to reduce greenhouse gas emissions in order to achieve the statewide greenhouse gas emissions reductions set forth in RCW 70A.45.020(1), allowing for consideration of the emissions reductions achieved through the adoption of statewide programs. The guidelines must prioritize reductions in communities that have experienced disproportionate harm due to air pollution and may draw upon the most recent health disparities data from the department of health to identify high pollution areas and disproportionately burdened communities.

(b) The department, in consultation with the department of transportation, shall publish guidelines that specify a set of

1 actions counties and cities may take through updates to their
2 comprehensive plans and development regulations that have a
3 demonstrated ability to reduce per capita vehicle miles traveled,
4 including measures that are designed to be achievable throughout the
5 state, including in small cities and rural cities.

6 (c) The department shall develop, in collaboration with the
7 department of ecology, the department of fish and wildlife, the
8 department of natural resources, the department of health, and the
9 emergency management division of the military department, as well as
10 any federally recognized tribe who chooses to voluntarily
11 participate, guidance that creates a model climate change and
12 resiliency element that may be used by counties, cities, and
13 multiple-county planning regions for developing and implementing
14 climate change and resiliency plans and policies subject to the
15 following provisions:

16 (i) The model element should provide guidance on identifying,
17 designing, and investing in infrastructure that supports community
18 resilience to climate impacts, including the protection, restoration,
19 and enhancement of natural infrastructure as well as traditional
20 infrastructure and protecting natural areas resilient to climate
21 impacts, as well as areas of vital habitat for safe passage and
22 species migration;

23 (ii) The model element should provide guidance on identifying and
24 addressing natural hazards created or aggravated by climate change,
25 including sea level rise, landslides, flooding, drought, heat, smoke,
26 wildfires, and other effects of reasonably anticipated changes to
27 temperature and precipitation patterns;

28 (iii) The model element must recognize and promote as many
29 cobenefits of climate resilience as possible, such as salmon
30 recovery, ecosystem services, and supporting treaty rights; and

31 (iv) The model element must prioritize actions in communities
32 that will disproportionately suffer from compounding environmental
33 impacts and will be most impacted by natural hazards due to climate
34 change and may draw upon the most recent health disparities data from
35 the department of health to identify disproportionately burdened
36 communities.

37 (d) If the department publishes any subsequent updates to the
38 guidelines published pursuant to (a) or (b) of this subsection, the
39 department shall include in any such update a determination of
40 whether adequate progress has been made toward the statewide

1 greenhouse gas and per capita vehicle miles traveled reduction goals.
2 If adequate progress is not being made, the department must identify
3 in any updates to the guidelines what additional measures cities and
4 counties may take in order to make further progress.

5 (e) The department, in the course of implementing this
6 subsection, shall provide and prioritize options that support housing
7 diversity and that assist counties and cities in meeting greenhouse
8 gas emissions reduction and other requirements established under
9 chapter 70A.45 RCW.

10 (127) \$240,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$95,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the department to
13 collaborate with the department of children, youth, and families to
14 jointly convene and facilitate a child care collaborative task force
15 to continue the work of the task force created in chapter 368, Laws
16 of 2019 (2SHB 1344) to establish a true cost of quality of child
17 care. The task force shall report its findings and recommendations to
18 the governor and the appropriate committees of the legislature by
19 November 1, 2022.

20 (128) \$10,000,000 of the Washington housing trust account—state
21 appropriation is provided solely for housing that serves people with
22 intellectual and developmental disabilities.

23 (129) \$100,000,000 of the general fund—federal appropriation
24 (ARPA) is provided solely for grants for public and private water,
25 sewer, electric, and natural gas utilities to address customer
26 arrearages.

27 (a) Of the amounts provided in this subsection:

28 (i) \$25,000,000 is provided solely for direct grants to water and
29 sewer utilities to address customer arrearages compounded by the
30 coronavirus and the related economic downturn; and

31 (ii) \$75,000,000 is provided solely for direct grants to
32 electrical and natural gas utilities to address customer arrearages
33 compounded by the coronavirus and the related economic downturn.

34 (b) By May 27, 2022, each utility that wishes to participate,
35 must opt-in to the grant program by providing the department the
36 following information:

37 (i) Current arrearage balances for residential customers as of
38 March 31, 2022; and

1 (ii) Available information on arrearage balances of low-income
2 customers, including customers who received assistance from the low-
3 income home energy assistance program, low-income water assistance
4 program, or ratepayer-funded assistance programs between April 1,
5 2020 and March 31, 2022, as of March 31, 2022. If a utility does not
6 have access to information regarding customer participation in these
7 programs, the department must distribute funding to the community
8 action program serving the same service area as the utility instead
9 of the utility.

10 (c) In determining the amount of funding each utility may
11 receive, the department must consider:

12 (i) Each participating utility's proportion of the aggregate
13 amount of arrearages among all participating utilities;

14 (ii) Utility service areas that are situated in locations
15 experiencing disproportionate environmental health disparities;

16 (iii) American community survey poverty data; and

17 (iv) Whether the utility has leveraged other fund sources to
18 reduce customer arrearages.

19 (d) The department may retain up to one percent of the funding
20 provided in this subsection to administer the program.

21 (e) Each utility shall disburse funds directly to customer
22 accounts by December 31, 2022. Priority shall be given to customers
23 that have participated in the low-income home energy assistance
24 program, low-income water assistance program, or ratepayer-funded
25 assistance programs.

26 (f) Utilities may, but are not required to, work with other
27 utilities or use community action agencies to administer these funds
28 following the eligibility criteria for the low-income home energy
29 assistance program and the low-income household water assistance
30 program.

31 (g) By March 1, 2023, each utility who opted into the grant
32 program must report to the department, utilities and transportation
33 commission, and state auditor on how the funds were utilized and how
34 many customers were supported.

35 (h) Utilities may account for and recover in rates administrative
36 costs associated with the disbursement of funds provided in this
37 subsection.

38 (130) \$150,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for a study on the potential of
40 agrivoltaics in Washington state. This study will explore and

1 identify the dual use of land for both agriculture and solar energy
2 production. The department, in consultation with the department of
3 agriculture, department of natural resources, department of fish and
4 wildlife, department of ecology, conservation commission, and other
5 agencies as appropriate, shall produce and submit to the governor a
6 final report by June 30, 2023.

7 (a) The report shall:

8 (i) Explore the benefits and impacts of agrivoltaics to
9 agricultural practices, the energy system, water supply and water
10 quality, and other natural resources;

11 (ii) Explore the potential costs and benefits of installing
12 agrivoltaics at the farm, community, and state level;

13 (iii) Identify priority geographic areas, resource land types, or
14 agrivoltaics projects that produce the most benefit, especially to
15 highly impacted communities as defined by RCW 19.405.020;

16 (iv) Identify how solar project permits impact the conversion of
17 designated resource lands as defined by RCW 36.70A.170;

18 (v) Identify potential incentives that would support adoption of
19 agrivoltaics and most effectively leverage existing funding
20 opportunities; and

21 (vi) Identify barriers to siting solar on agricultural land and
22 explore innovative siting regulations from other states, including
23 any findings from the least conflict solar study developed by the
24 Washington State University energy program.

25 (b) The 2021 state energy strategy must guide the department in
26 the development of the report under this subsection, using an equity
27 and environmental justice lens for developing recommendations and
28 policy proposals.

29 (c) The department may coordinate with interested parties on
30 recommendations, including but not limited to organizations
31 representing agricultural interests, farmers, local governments,
32 rural communities, solar developers, utilities, environmental justice
33 organizations, tribes, and tribal entities.

34 (131) \$19,340,000 of the general fund—state appropriation for
35 fiscal year 2023 is provided to the department for grants for
36 updating and implementing comprehensive plans and development
37 regulations in order to implement the requirements of the growth
38 management act.

39 (a) In allocating grant funding to local jurisdictions, awards
40 must be based on a formula, determined by the department, to ensure

1 that grants are distributed equitably among cities and counties.
2 Grants will be used primarily to fund the review and update
3 requirements for counties and cities required by RCW 36.70A.130.
4 Funding provided on this formula basis shall cover additional county
5 and city costs, if applicable, to implement chapter 254, Laws of 2021
6 (Engrossed Second Substitute House Bill No. 1099), House/Senate Bill
7 No. . . . (Z-0442/22) (governor request legislation concerning
8 increasing middle housing opportunities), and House/Senate Bill
9 No. . . . (Z-0441/22) (governor request legislation concerning salmon
10 recovery habitat).

11 (b) Within the amounts not utilized under (a) of this subsection,
12 the department shall establish a competitive grant program to
13 implement requirements of the growth management act.

14 (c) Up to \$500,000 per biennium may be allocated toward growth
15 management policy research and development or to assess the ongoing
16 effectiveness of existing growth management policy.

17 (d) The department must develop a process for consulting with
18 local governments, affected stakeholders, and the legislature to
19 establish emphasis areas for competitive grant distribution and for
20 research priorities. The department must complete a report on
21 emphasis areas and research priorities by June 30, 2023.

22 (132) \$157,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely to provide subject matter expertise on
24 clean energy workforce needs to the clean energy workforce transition
25 work group in collaboration with the workforce training and education
26 board. The clean energy workforce subject matter expert must provide
27 input obtained from consultation with representatives from industries
28 likely to experience workforce transition and growth as a result of
29 policies enacted to implement the state energy strategy or mitigate
30 climate change, and identify and recommend to the work group policy
31 recommendations that further the goals of increasing competitiveness
32 and growing family-wage jobs.

33 (133) \$6,500,000 of the general fund—state appropriation for
34 fiscal year 2023 is provided solely for incentives to attract motion
35 picture production in Washington state.

36 (134) \$5,000,000 of the general fund—federal appropriation (ARPA)
37 is provided solely for grants to organizations that serve the health
38 and welfare of children and adults with intellectual disabilities
39 through opportunities that build motor skills, support development,

1 improve health, and develop leadership. The activities supported
2 through these grants may be used for sports competition, serve all
3 ages, genders, ethnicities, and socioeconomic backgrounds, and be
4 offered free of charge.

5 (135) \$100,000,000 of the general fund—state appropriation for
6 fiscal year 2023 is provided solely for rebates to consumers for the
7 purchase of electric vehicles. Rebates shall be provided for the
8 purchase and lease of new and used vehicles under the following
9 guidelines and amounts:

10 (a) A standard rebate will be provided equal to:

11 (i) \$7,500 for new battery electric vehicles and fuel cell
12 electric vehicles;

13 (ii) \$5,000 for used battery electric vehicles and fuel cell
14 electric vehicles; and

15 (iii) \$1,000 for electric motorcycles and e-bikes.

16 (b) An additional rebate will be provided for new and used
17 battery electric vehicles and fuel cell electric vehicles equal to
18 \$5,000 for Washingtonians earning less than 60 percent of statewide
19 median income.

20 (c) Rebates will be available for battery electric vehicles and
21 fuel cell electric vehicles with a manufactured suggested retail
22 price under \$55,000 for sedans and \$80,000 for vans, sports utility
23 vehicles, and pickup trucks.

24 (d) Rebates will be available to recipients who earn under
25 \$250,000 per year as a United States income tax single tax filer, or
26 under \$500,000 per year for joint-filer households.

27 (e) Rebates can cover no more than half the purchase or lease
28 cost of the vehicle.

29 (f) The department shall establish and maintain a public facing
30 dashboard to track implementation of the rebate program.

31 (g) The department shall provide a report on the expenditure of
32 these funds to the governor and fiscal committees of the legislature
33 by June 30, 2023.

34 (136) \$100,000,000 of the general fund—state appropriation for
35 fiscal year 2023 is provided for grants to eligible recipients for
36 the purchase and installation of solar energy systems paired with
37 energy storage, including solar modules and inverters, and any
38 controls necessary to pair the technology. Other eligible uses of
39 grant funding include design and predesign efforts, feasibility
40 studies, and the retrofit of existing solar projects with energy

1 storage. Eligible recipients include retail electric utilities,
2 tribal governments, school districts, local governments, state
3 agencies, housing authorities, and 501(c)(3) nonprofit entities.

4 (a) The department must develop initial threshold criteria for
5 award grants to achieve an equitable and comprehensive deployment of
6 solar plus storage resources and ensure projects that address one or
7 more of the following:

8 (i) Providing direct and indirect benefits for overburdened
9 communities and vulnerable populations;

10 (ii) Reducing the frequency or duration of power outages and
11 increasing benefits to the grid;

12 (iii) Conferring economic benefits on building owners or
13 occupants, by:

14 (A) Lowering operational costs for the facility, in the case of
15 public buildings; and

16 (B) Lowering energy burden of tenants and resident owners, in the
17 case of residential projects; and

18 (iv) Enabling participation in new utility demand response
19 programs.

20 (b) The department should attempt to select projects that meet
21 the relevant benchmark cost of solar plus storage published by the
22 national renewable energy laboratory.

23 (c) The department is encouraged to make at least 20 percent of
24 the funds available to tribal governments and their designated
25 subdivisions and agencies.

26 (d) The department is encouraged to make at least 20 percent of
27 the funds available to rural communities.

28 (e) The department is encouraged to award funds through existing
29 programs where consistent with the goals of this section.

30 (f) The department must consider the 2021 state energy strategy
31 in the development of the program, using an equity and environmental
32 justice lens for developing recommendations and policy proposals.

33 (137) \$4,500,000 of the general fund—state appropriation for
34 fiscal year 2022 is provided solely for a grant to the city of
35 Seattle for deposit into the Skagit environmental endowment fund to
36 support the protection of the headwaters of the Skagit river
37 watershed through the acquisition of land, mining, and/or timber
38 rights. This grant must be matched by nonstate sources.

39 (138) \$40,600,000 of the general fund—state appropriation for
40 fiscal year 2023 is provided for grants to local jurisdictions, or

1 nonprofit entities within those jurisdictions, that are engaged in a
2 memorandum of understanding with state agencies regarding the
3 reduction of the number of persons residing on public rights of way
4 by transitioning them to permanent housing solutions. Funding may be
5 used to provide outreach, shelter, transportation, and other services
6 needed to assist individuals residing on public rights of way to
7 secure permanent housing.

8 (139) \$200,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the department to contract with a
10 consultant to study incorporating the unincorporated communities of
11 Fredrickson, Midland, North Clover Creek, Collins, Parkland,
12 Spanaway, Summit-Waller, and Summit View into a single city. The
13 study must include, but not be limited to, the impacts of
14 incorporation on the local tax base, crime, homelessness,
15 infrastructure, public services, and behavioral health services, in
16 the listed communities. The department must submit the study to the
17 office of financial management and the appropriate committees of the
18 legislature by June 1, 2023.

19 (140) \$125,000 of the dedicated marijuana account—state
20 appropriation for fiscal year 2022 and \$125,000,000 of the community
21 reinvestment account—state appropriation are provided for community
22 reinvestment grants to eligible entities.

23 (a) Grant funding must be distributed across the following areas:

24 (i) Economic development, which includes addressing wealth
25 disparities to promote asset building such as home ownership and
26 expanding access to financial resources including, but not limited
27 to, grants and loans for small businesses and entrepreneurs,
28 financial literacy training, and other small business training and
29 support activities;

30 (ii) Civil and criminal legal assistance to provide
31 postconviction relief and case assistance, including the expungement
32 of criminal records and vacation of criminal convictions;

33 (iii) Community-based violence intervention and prevention
34 services; and

35 (iv) Reentry services to facilitate successful transitions for
36 persons formerly incarcerated in an adult correctional facility or
37 juvenile residential facility in Washington.

38 (b) The department is encouraged to distribute funding to the
39 four reinvestment areas described in (a) of this subsection rapidly

1 using existing programs and networks. Any funding not distributed
2 within existing programs and networks must ensure the following:

3 (i) The projects or programs will produce significant long-term
4 economic benefits to the state, a region of the state, or a
5 particular community in the state;

6 (ii) The projects or programs do not require continuing state
7 support;

8 (iii) The investments will result in significant long-term
9 economic benefits in the form of new jobs, job retention, increased
10 personal wealth, or higher incomes for citizens of the state or a
11 particular community in the state;

12 (v) The expenditure will not supplant private investment; and

13 (vi) The expenditure is accompanied by additional public or
14 private investment.

15 (c) Eligible entities may include nonprofit organizations, local
16 businesses, community or neighborhood associations, or collaborations
17 of the same.

18 (d) Up to \$125,000 of the dedicated marijuana account—state
19 appropriation for fiscal year 2022 and up to \$850,000 of the
20 community reinvestment account—state appropriation shall be used to
21 contract for a study to understand and analyze the racial, economic,
22 and social disparities created by the historical design and
23 enforcement of state and federal criminal laws and penalties for
24 illegal drug sales, possession, and use in Washington state. The
25 study should examine the extent to which the historical set of
26 policies and laws known as the "war on drugs" created inequities that
27 continue to exist today among Washington state's black, indigenous,
28 and people of color populations. Within constitutional and legal
29 limits, the study should include recommendations to target funding to
30 the populations and communities determined to have been most impacted
31 by the historic, inequitable design and enforcement of these criminal
32 laws and penalties.

33 (e) The study in (d) of this subsection must provide such
34 baseline data as is necessary for the department to develop an
35 implementation plan that ensures the requirements of (b)(i) through
36 (vi) of this subsection are met. The study must be developed in
37 consultation with the office of the governor, the office of financial
38 management, and the office of equity. The study shall be submitted to
39 the office of financial management and appropriate committees of the
40 legislature by March 15, 2023.

(f) The department shall, in consultation with the office of equity, develop an implementation plan, informed by the study in (e) of this subsection to the governor and relevant committees of the legislature by June 30, 2023. This plan shall include criteria for eligible communities and programs, and development of accountability measures to ensure proper distribution and use of grant funding as well as tracking outcomes.

Sec. 128. 2021 c 334 s 130 (uncodified) is amended to read as follows:

FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL

| | |
|--|------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$903,000)) |
| | <u>\$910,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$964,000)) |
| | <u>\$1,008,000</u> |
| Lottery Administrative Account—State Appropriation | \$50,000 |
| TOTAL APPROPRIATION | ((\$1,917,000)) |
| | <u>\$1,968,000</u> |

Sec. 129. 2021 c 334 s 131 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$16,022,000)) |
| | <u>\$16,674,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$15,819,000)) |
| | <u>\$24,375,000</u> |
| General Fund—Federal Appropriation | ((\$32,507,000)) |
| | <u>\$33,497,000</u> |
| General Fund—Private/Local Appropriation | \$531,000 |
| Economic Development Strategic Reserve Account—State Appropriation | ((\$329,000)) |
| | <u>\$333,000</u> |
| Workforce Education Investment Account—State Appropriation | \$100,000 |
| Personnel Service Account—State Appropriation | ((\$23,431,000)) |
| | <u>\$19,424,000</u> |
| Higher Education Personnel Services Account—State Appropriation | \$1,497,000 |
| Statewide Information Technology System | |

| | | |
|----|--|--------------------------------|
| 1 | Development ((Maintenance and Operations)) | |
| 2 | Revolving Account—State Appropriation. | ((\$102,037,000)) |
| 3 | | <u>\$185,869,000</u> |
| 4 | Office of Financial Management Central Service | |
| 5 | Account—State Appropriation. | ((\$21,945,000)) |
| 6 | | <u>\$24,641,000</u> |
| 7 | <u>Statewide Information Technology System Maintenance</u> | |
| 8 | <u>and Operations Revolving Account—State</u> | |
| 9 | <u>Appropriation.</u> | <u>\$10,002,000</u> |
| 10 | Performance Audits of Government Account—State | |
| 11 | Appropriation. | ((\$672,000)) |
| 12 | | <u>\$692,000</u> |
| 13 | Coronavirus State Fiscal Recovery Fund—Federal | |
| 14 | Appropriation. | ((\$1,560,000)) |
| 15 | | <u>\$2,645,000</u> |
| 16 | <u>Thurston County Capital Facilities Account—State</u> | |
| 17 | <u>Appropriation.</u> | <u>\$264,000</u> |
| 18 | TOTAL APPROPRIATION. | ((\$216,450,000)) |
| 19 | | <u>\$320,544,000</u> |

20 The appropriations in this section are subject to the following
21 conditions and limitations:

22 (1)(a) The student achievement council and all institutions of
23 higher education as defined in RCW 28B.92.030 and eligible for state
24 financial aid programs under chapters 28B.92 and 28B.118 RCW shall
25 ensure that data needed to analyze and evaluate the effectiveness of
26 state financial aid programs are promptly transmitted to the
27 education data center so that it is available and easily accessible.
28 The data to be reported must include but not be limited to:

29 (i) The number of Washington college grant and college bound
30 recipients;

31 (ii) Persistence and completion rates of Washington college grant
32 recipients and college bound recipients, disaggregated by institution
33 of higher education;

34 (iii) Washington college grant recipients grade point averages;
35 and

36 (iv) Washington college grant and college bound scholarship
37 program costs.

(b) The student achievement council shall submit student unit record data for state financial aid program applicants and recipients to the education data center.

(2) \$100,000 of the workforce education investment account—state appropriation is provided solely to the office of financial management to implement career connected learning.

(3) (a) (~~(\$102,037,000)~~) \$190,390,000 of the information technology system development revolving account—state appropriation, \$10,002,000 of the information technology system maintenance and operations revolving account—state appropriation, \$162,000 of the personnel services account—state appropriation, and (~~(\$162,000)~~) \$1,382,000 of the office of financial management central services account—state appropriation are provided solely for the one Washington enterprise resource planning statewide program. Of this amount:

(i) (~~(\$7,756,000)~~) \$30,308,000 of the information technology system development revolving account—state appropriation is provided solely for an organizational change management pool to pay for (~~(phase 1A (agency financial reporting system replacement core financials))~~) state agency organizational change management resources. The office of financial management will manage the pool, authorize funds, and track costs by agency by fiscal month;

(ii) (~~(\$22,000,000)~~) \$34,187,000 of the information technology system development revolving account—state appropriation is provided solely for a technology pool to pay for phase 1A (agency financial reporting system replacement—core financials) and phase 1B (expanding financials and procurement) state agency costs due to work associated with impacted financial systems and interfaces. The office of financial management will manage the pool, authorize funds, and track costs by agency by fiscal month;

(iii) \$1,326,000 of the information technology system development revolving account—state appropriation is provided solely for three dedicated information technology consultant staff to be contracted from the office of the chief information officer. These staff will work with state agencies to ensure preparation and timely decommission of information technology systems that will no longer be necessary post implementation of phase 1A (agency financial reporting system replacement—core financials) and phase 1B (expanding financials and procurement);

1 (iv) (~~(\$4,609,000))~~ \$10,002,000 of the information technology
2 system (~~development~~) maintenance and operations revolving account—
3 state appropriation is provided solely for maintenance and operations
4 costs for phase 1A (agency financial reporting system replacement—
5 core financials), which will begin in fiscal year 2023;

6 (v) \$9,153,000 of the information technology system development
7 revolving account—state appropriation is provided solely for phase 1B
8 (expanding financials and procurement (~~(and extended financials))~~)
9 (~~(in fiscal year 2022)~~);

10 (vi) \$162,000 of the personnel services account—state
11 appropriation is provided solely for a dedicated staff for phase 2
12 (human (~~resources~~) capital management) coordination; and

13 (vii) \$162,000 of the office of financial management central
14 services account—state appropriation is provided solely for a
15 dedicated staff for phase 3 (budget) coordination.

16 (b) Beginning July 1, 2021, the office of financial management
17 shall provide written quarterly reports, within 30 calendar days of
18 the end of each fiscal quarter, to legislative fiscal committees and
19 the legislative evaluation and accountability program committee to
20 include how funding was spent compared to the budget spending plan
21 for the prior quarter by fiscal month and what the ensuing quarter
22 budget will be by fiscal month. All reporting must be separated by
23 phase of one Washington subprojects. The written report must also
24 include:

25 (i) A list of quantifiable deliverables accomplished and the
26 associated expenditures by each deliverable by fiscal month;

27 (ii) A report on the contract full time equivalent charged
28 compared to the budget spending plan by month for each contracted
29 vendor and what the ensuing contract equivalent budget spending plan
30 assumes by fiscal month;

31 (iii) A report identifying each state agency that applied for and
32 received organizational change management pool resources, the
33 staffing equivalent used, and the cost by fiscal month by agency
34 compared to budget spending plan;

35 (iv) A report identifying each state agency that applied for and
36 received technology pool resources, the staffing equivalent used, and
37 the cost by fiscal month by agency compared to the budget spending
38 plan;

1 (v) A report on budget spending plan by fiscal month by phase
2 compared to actual spending by fiscal month; and

3 (vi) A report on current financial office performance metrics
4 that at least 10 state agencies use, to include the monthly
5 performance data, starting July 1, 2021.

6 (c) Prior to spending any funds, the director of financial
7 management must agree to the spending and sign off on the spending.

8 (d) This subsection is subject to the conditions, limitations,
9 and review requirements of section 701 of this act.

10 (4) \$250,000 of the office of financial management central
11 services account—state appropriation is provided solely for a
12 dedicated information technology budget staff for the work associated
13 with statewide information technology projects that are under the
14 oversight of the office of the chief information officer. The staff
15 will be responsible for providing a monthly financial report after
16 each fiscal month close to fiscal staff of the senate ways and means
17 and house appropriations committees to reflect at least:

18 (a) Fund balance of the information technology pool account after
19 each fiscal month close;

20 (b) Amount by information technology project, differentiated if
21 in the technology pool or the agency budget, of what funding has been
22 approved to date and for the last fiscal month;

23 (c) Amount by agency of what funding has been approved to date
24 and for the last fiscal month;

25 (d) Total amount approved to date, differentiated if in the
26 technology pool or the agency budget, and for the last fiscal month;

27 (e) A projection for the information technology pool account by
28 fiscal month through the 2021-2023 fiscal biennium close, and a
29 calculation spent to date as a percentage of the total appropriation;

30 (f) A projection of each information technology project spending
31 compared to budget spending plan by fiscal month through the
32 2021-2023 fiscal biennium, and a calculation of amount spent to date
33 as a percentage of total project cost; and

34 (g) A list of agencies and projects that have not yet applied for
35 nor been approved for funding by the office of financial management.

36 (5) \$12,741,000 of the personnel service account—state
37 appropriation is provided solely for administration of orca pass
38 benefits included in the 2021-2023 collective bargaining agreements
39 and provided to nonrepresented employees. The office of financial
40 management must bill each agency for that agency's proportionate

1 share of the cost of orca passes. The payment from each agency must
2 be deposited into the personnel service account and used to purchase
3 orca passes. The office of financial management may consult with the
4 Washington state department of transportation in the administration
5 of these benefits.

6 (6) Within existing resources, the labor relations section shall
7 produce a report annually on workforce data and trends for the
8 previous fiscal year. At a minimum, the report must include a
9 workforce profile; information on employee compensation, including
10 salaries and cost of overtime; and information on retention,
11 including average length of service and workforce turnover.

12 (7)(a) The office of financial management statewide leased
13 facilities oversight team must identify opportunities to reduce
14 statewide leased facility space given the change in business
15 practices since 2020 whereby many state employees were mostly working
16 remotely and may continue to do so going forward, or at least more
17 state employees are anticipated to work remotely than in calendar
18 year 2019.

19 (b) The office of financial management will work to identify
20 opportunities for downsizing office space and increased collocation
21 by state agencies, especially for any leases that will be up for
22 renewal effective July 1, 2022, through June 30, 2024.

23 (c) The office of financial management must, in collaboration
24 with the department of enterprise services, identify and make
25 recommendations on reduction in leased office space by agency for
26 fiscal years 2024 and 2025. The analysis must include detailed
27 information on any reduced costs, such as lease contract costs, and
28 include at least:

- 29 (i) Agency name;
- 30 (ii) Lease contract number and term (start and end date);
- 31 (iii) Contract amount by fiscal year; and
- 32 (iv) Current and future projected collocated agency tenants.

33 (d) The office of financial management must submit a report
34 responsive to (a), (b), and (c) of this subsection to fiscal and
35 appropriate policy committees of the legislature by June 30, 2022.

36 (8) \$105,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$68,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for implementation of Engrossed
39 Second Substitute Senate Bill No. 5163 (conditionally released

sexually violent predators). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(9) \$79,000 of the general fund—state appropriation for fiscal year 2022 and \$79,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for staffing for the sentencing guidelines commission.

(10) ~~(((\$90,000 of the general fund—state appropriation for fiscal year 2022 and \$166,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the office of financial management to complete the following activities:~~

~~(a) By December 1, 2022, and consistent with RCW 43.01.036, the office of financial management must submit a report to the legislature that assesses how to incorporate a net ecological gain standard into state land use, development, and environmental laws and rules to achieve a goal of better statewide performance on endangered species recovery and ecological health. The report must address each environmental, development, or land use law or rule where the existing standard is less protective of ecological integrity than the standard of net ecological gain, including the shoreline management act (chapter 90.58 RCW), the growth management act (chapter 36.70A RCW), construction projects in state waters (chapter 77.55 RCW), and the model toxics control act.~~

~~(b) In developing the report under this section, the office of financial management must consult with the appropriate local governments, state agencies, federally recognized Indian tribes, and stakeholders with subject matter expertise on environmental, land use, and development laws including but not limited to cities, counties, ports, the department of ecology, the department of fish and wildlife, and the department of commerce.~~

~~(c) The report must include:~~

~~(i) Development of a definition, objectives, and goals for the standard of net ecological gain;~~

~~(ii) An assessment and comparison analysis of opportunities and challenges, including legal issues and costs on state and local governments to achievement of overall net ecological gain through both:~~

~~(A) Implementation of a standard of net ecological gain under different environmental, development, and land use laws; and~~

1 ~~(B) An enhanced approach to implementing and monitoring no net~~
2 ~~loss in existing environmental, development, and land use laws;~~

3 ~~(iii) Recommendations on funding, incentives, technical~~
4 ~~assistance, legal issues, monitoring, and use of scientific data, and~~
5 ~~other applicable considerations to the integration of net ecological~~
6 ~~gain into each environmental, development, and land use law or rule;~~
7 ~~and~~

8 ~~(iv) An assessment of how applying a standard of net ecological~~
9 ~~gain in the context of each environmental, land use, or development~~
10 ~~law is likely to achieve substantial additional environmental or~~
11 ~~social co-benefits.~~

12 ~~((11) \$158,000))~~ \$45,000 of the general fund—state appropriation
13 for fiscal year 2022 ~~((is))~~ and \$113,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for the work
15 of the office of financial management to conduct a feasibility study
16 and make recommendations regarding the establishment of a system for
17 streamlining the vacation of criminal conviction records in section
18 953 of this act.

19 ~~((12))~~ (11)(a) \$150,000 of the general fund—state appropriation
20 for fiscal year 2022 is provided solely for the office of financial
21 management to provide recommendations, as described in (b) of this
22 subsection, on the procedure for providing an equity impact statement
23 for legislative proposals, and content and format requirements for
24 the equity impact statement.

25 (b) By July 1, 2022, the office of financial management must
26 submit a report to the governor, appropriate committees of the
27 legislature, and statutory commissions that details recommendations
28 on:

29 (i) The procedure for providing an equity impact statement for
30 legislative proposals;

31 (ii) The format and content requirements for the equity impact
32 statement;

33 (iii) A plan, including information technology additions or
34 revisions, necessary to provide equity impact statements;

35 (iv) Recommendations on which office or agency should be
36 principally responsible for coordinating the provision of equity
37 impact statements with state agencies; and

38 (v) Recommendations on any policy changes needed to implement the
39 provision of equity impact statements.

1 (c) For the purpose of implementing this subsection, the office
2 of financial management may contract with an entity or entities that
3 have expertise in equity impact assessments.

4 (d) The office of financial management must consult with the
5 governor's interagency council on health disparities and the office
6 of equity in developing the procedures, and content and format
7 requirements.

8 (e) For purposes of this subsection, "statutory commission" means
9 the Washington state commission on African American affairs
10 established in chapter 43.113 RCW, the Washington state commission on
11 Asian Pacific American affairs established in chapter 43.117 RCW, the
12 Washington state commission on Hispanic affairs established in
13 chapter 43.115 RCW, the Washington state women's commission
14 established in chapter 43.119 RCW, the Washington state LGBTQ
15 commission established in chapter 43.114 RCW, and the human rights
16 commission established in chapter 49.60 RCW.

17 ~~((13))~~ (12) \$785,000 of the general fund—state appropriation
18 for fiscal year 2022 and \$960,000 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely for
20 implementation of Engrossed Substitute House Bill No. 1267 (police
21 use of force). ~~((If the bill is not enacted by June 30, 2021, the
22 amounts provided in this subsection shall lapse.~~

23 ~~(14))~~ (13) \$172,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$167,000 of the general fund—state appropriation
25 for fiscal year 2023 are provided solely for implementation of
26 Engrossed Second Substitute House Bill No. 1295 (institutional ed./
27 release). ~~((If the bill is not enacted by June 30, 2021, the amounts
28 provided in this subsection shall lapse.~~

29 ~~(15) \$300,000))~~ (14) \$150,000 of the general fund—state
30 appropriation for fiscal year 2022 and ~~((\$300,000))~~ \$450,000 of the
31 general fund—state appropriation for fiscal year 2023 are provided
32 solely for the office of financial management to assist the health
33 care authority, the department of social and health services, and the
34 department of health in coordinating efforts to transform the
35 behavioral health system and improve the collection and availability
36 of data. Within these amounts, the office must provide direction and
37 ensure coordination between state agencies in the forecasting of
38 forensic and long-term civil commitment beds, transition of civil
39 long-term inpatient capacity from state hospital to community

settings, and efforts to improve the behavioral health crisis response system. Sufficient funding within this section is provided for the staff support and other costs related to the crisis response improvement strategy committee established in section 104 of Engrossed Second Substitute House Bill No. 1477 (national 988 system).

(15) \$40,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the office of financial management to review and report on vendor rates for services provided to low-income individuals at the department of children, youth, and families, the department of corrections, and the department of social and health services. The report must be submitted to the governor and the appropriate committees of the legislature by December 1, 2022, and must include review of, at least:

- (a) The current rates for services by vendor;
- (b) A history of increases to the rates since fiscal year 2010 by vendor;
- (c) A comparison of how the vendor increases and rates compare to inflation; and
- (d) A summary of the billing methodology for the vendor rates.

Sec. 130. 2021 c 334 s 132 (uncodified) is amended to read as follows:

FOR THE OFFICE OF ADMINISTRATIVE HEARINGS

| | |
|---|-------------------------------|
| Administrative Hearings Revolving Account—State | |
| Appropriation. | ((\$71,650,000)) |
| | <u>\$73,592,000</u> |
| Administrative Hearings Revolving Account—Local | |
| Appropriation. | \$12,000 |
| TOTAL APPROPRIATION. | ((\$71,662,000)) |
| | <u>\$73,604,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$22,346,000 of the administrative hearings revolving account—state appropriation is provided solely for staffing to resolve unemployment insurance appeals. The funding is provided to meet the temporary increase in unemployment insurance hearing appeals, which began in fiscal year 2021, and to reduce the appeal to resolution wait time.

(2) \$154,000 of the administrative hearings revolving account—
state appropriation is provided solely for implementation of
Engrossed Second Substitute Senate Bill No. 5051 (peace & corrections
officers). ~~((If the bill is not enacted by June 30, 2021, the amount
provided in this subsection shall lapse.))~~

(3) \$86,000 of the administrative hearings revolving account—
state appropriation is provided solely for implementation of chapter
2, Laws of 2021 (Engrossed Substitute Senate Bill No. 5061)
(unemployment insurance). ~~((If the bill is not enacted by June 30,
2021, the amount provided in this subsection shall lapse.))~~

(4) \$12,000 of the administrative hearings revolving account—
state appropriation is provided solely for implementation of
Engrossed Substitute Senate Bill No. 5097 (paid leave coverage). ~~((If
the bill is not enacted by June 30, 2021, the amount provided in this
subsection shall lapse.))~~

(5) \$150,000 of the administrative hearings revolving account—
state appropriation is provided solely for implementation of
Engrossed Substitute Senate Bill No. 5172 (agricultural overtime).
~~((If the bill is not enacted by June 30, 2021, the amount provided in
this subsection shall lapse.))~~

(6) \$161,000 of the administrative hearings revolving account—
state appropriation is provided solely for implementation of
Engrossed Second Substitute Senate Bill No. 5237 (child care and
early development programs). ~~((If the bill is not enacted by June 30,
2021, the amount provided in this subsection shall lapse.))~~

(7) \$19,000 of the administrative hearings revolving account—
state appropriation is provided solely for implementation of
Engrossed Second Substitute House Bill No. 1073 (paid leave
coverage). ~~((If the bill is not enacted by June 30, 2021, the amount
provided in this subsection shall lapse.))~~

Sec. 131. 2021 c 334 s 133 (uncodified) is amended to read as
follows:

FOR THE WASHINGTON STATE LOTTERY

Lottery Administrative Account—State Appropriation. . . ~~(((\$29,759,000))~~
\$30,642,000

TOTAL APPROPRIATION. ~~(((\$29,759,000))~~
\$30,642,000

1 The appropriation in this section is subject to the following
2 conditions and limitations:

3 (1) No portion of this appropriation may be used for acquisition
4 of gaming system capabilities that violate state law.

5 (2) Pursuant to RCW 67.70.040, the commission shall take such
6 action necessary to reduce retail commissions to an average of 5.1
7 percent of sales.

8 **Sec. 132.** 2021 c 334 s 134 (uncodified) is amended to read as
9 follows:

10 **FOR THE COMMISSION ON HISPANIC AFFAIRS**

| | | |
|----|--|----------------------------|
| 11 | General Fund—State Appropriation (FY 2022) | ((\$443,000)) |
| 12 | | <u>\$500,000</u> |
| 13 | General Fund—State Appropriation (FY 2023) | ((\$464,000)) |
| 14 | | <u>\$538,000</u> |
| 15 | TOTAL APPROPRIATION. | ((\$907,000)) |
| 16 | | <u>\$1,038,000</u> |

17 **Sec. 133.** 2021 c 334 s 135 (uncodified) is amended to read as
18 follows:

19 **FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS**

| | | |
|----|--|----------------------------|
| 20 | General Fund—State Appropriation (FY 2022) | ((\$421,000)) |
| 21 | | <u>\$428,000</u> |
| 22 | General Fund—State Appropriation (FY 2023) | ((\$431,000)) |
| 23 | | <u>\$1,252,000</u> |
| 24 | TOTAL APPROPRIATION. | ((\$852,000)) |
| 25 | | <u>\$1,680,000</u> |

26 **Sec. 134.** 2021 c 334 s 136 (uncodified) is amended to read as
27 follows:

28 **FOR THE DEPARTMENT OF RETIREMENT SYSTEMS—OPERATIONS**

| | | |
|----|---|-------------------------------|
| 29 | <u>General Fund—State Appropriation (FY 2023)</u> | <u>\$609,000</u> |
| 30 | Department of Retirement Systems Expense Account— | |
| 31 | State Appropriation. | ((\$71,462,000)) |
| 32 | | <u>\$74,111,000</u> |
| 33 | TOTAL APPROPRIATION. | ((\$71,462,000)) |
| 34 | | <u>\$74,720,000</u> |

35 The appropriation in this section is subject to the following
36 conditions and limitations:

(1) \$6,007,000 of the department of retirement systems expense account—state appropriation is provided solely for pension system modernization, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(2) \$619,000 of the department of retirement systems expense account—state appropriation is provided solely for implementation of Senate Bill No. 5367 (inactive retirement accounts). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))~~

(3) \$7,000 of the department of retirement systems expense account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5399 (universal health care commission). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))~~

(4) \$286,000 of the department of retirement systems—state appropriation is provided solely for implementation of Senate Bill No. 5021 (effects of expenditure reduction). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))~~

Sec. 135. 2021 c 334 s 137 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF REVENUE

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022). | (((\$167,182,000)) |
| | <u>\$172,805,000</u> |

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2023). | (((\$411,796,000)) |
| | <u>\$385,466,000</u> |

| | |
|--|-----------------------------|
| Timber Tax Distribution Account—State Appropriation. | (((\$7,314,000)) |
| | <u>\$7,650,000</u> |

| | |
|---|------------------------------|
| Business License Account—State Appropriation. | (((\$20,335,000)) |
| | <u>\$21,153,000</u> |

| | |
|--|---------------------------|
| Waste Reduction, Recycling, and Litter Control Account—State Appropriation. | (((\$162,000)) |
| | <u>\$173,000</u> |

| | |
|--|---------------------------|
| Model Toxics Control Operating Account—State Appropriation. | (((\$118,000)) |
| | <u>\$119,000</u> |

| | |
|---|-------------|
| Financial Services Regulation Account—State Appropriation. | \$5,000,000 |
|---|-------------|

TOTAL APPROPRIATION. ((~~\$611,907,000~~))
\$592,366,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,056,000 of the general fund—state appropriation for fiscal year 2022 and \$409,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to implement 2021 revenue legislation.

(2)(a) \$1,303,000 of the general fund—state appropriation for fiscal year 2022 and \$1,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to facilitate a tax structure work group, initially created within chapter 1, Laws of 2017 3rd sp. sess. (SSB 5883) and hereby reauthorized.

(b)(i) Members serving on the tax structure work group as of the effective date of this section may continue serving on the work group. Any member not wishing to continue serving on the tax structure work group must provide written notice to the work group and the vacancy must be filled as provided in (c) of this subsection.

(ii) The work group must include the following voting members:

(A) The president of the senate must appoint two members from each of the two largest caucuses of the senate;

(B) The speaker of the house of representatives must appoint two members from each of the two largest caucuses of the house of representatives; and

(C) The governor must appoint one member who represents the office of the governor.

(iii) The work group must include the following nonvoting members:

(A) One representative of the department of revenue;

(B) One representative of the association of Washington cities; and

(C) One representative of the Washington state association of counties.

(c) Elected officials not reelected to their respective offices may be relieved of their responsibilities on the tax structure work group. Vacancies on the tax structure work group must be filled within 60 days of notice of the vacancy. The work group must choose a chair or cochairs from among its legislative membership. The chair

1 is, or cochairs are, responsible for convening the meetings of the
2 work group no less than quarterly each year. Recommendations of the
3 work group may be approved by a simple majority vote. All work group
4 members may have a representative attend meetings of the tax
5 structure work group in lieu of the member, but voting by proxy is
6 not permitted. Staff support for the work group must be provided by
7 the department. The department may engage one or more outside
8 consultants to assist in providing support for the work group.
9 Members of the work group must serve without compensation but may be
10 reimbursed for travel expenses under RCW 44.04.120, 43.03.050, and
11 43.03.060.

12 (d) The duties of the work group are to:

13 (i) By December 1, 2019, convene no less than one meeting to
14 elect a chair, or cochairs, and conduct other business of the work
15 group;

16 (ii) By December 31, 2020, the department and technical advisory
17 group must prepare a summary report of their preliminary findings and
18 alternatives described in (f) of this subsection;

19 (iii) By May 31, 2021, the work group must:

20 (A) Hold no less than one meeting in Olympia or virtually to
21 review the preliminary findings described in (f) of this subsection.
22 At least one meeting must engage stakeholder groups, as described in
23 (e)(i) of this subsection;

24 (B) Begin to plan strategies to engage taxpayers and key
25 stakeholder groups to encourage participation in the public meetings
26 described in (f) of this subsection;

27 (C) Present the summary report described in (d)(ii) of this
28 subsection in compliance with RCW 43.01.036 to the appropriate
29 committees of the legislature;

30 (D) Be available to deliver a presentation to the appropriate
31 committees of the legislature including the elements described in
32 (e)(ii) of this subsection; and

33 (E) Finalize the logistics of the engagement strategies described
34 in (d)(iv) of this subsection;

35 (iv) After the conclusion of the 2021 legislative session, the
36 work group must:

37 (A) Hold no less than five public meetings organized by
38 geographic region (in person or online) with special consideration
39 for regional geographies throughout the state, rural areas, and
40 border communities;

1 (B) Participate in no less than 10 existing meetings of various
2 associations, community-based organizations, nonprofits, and similar
3 groups in order to engage low-income and middle-income taxpayers,
4 communities of color, senior citizens, and people with disabilities;

5 (C) Participate in no less than 10 existing meetings of various
6 business and agricultural associations, chambers of commerce, ports,
7 associate development organizations, and similar groups in order to
8 engage small, start-up, and low-margin businesses, and other
9 businesses;

10 (D) Hold no less than three listening sessions in a language
11 other than English to engage taxpayers who speak languages including,
12 but not limited to, Spanish, Vietnamese, Russian, and Somali;

13 (E) Present the findings described in (f) of this subsection and
14 alternatives to the state's current tax structure at the public
15 meetings utilizing a range of methods that account for different
16 learning styles including, but not limited to, written documents,
17 videos, animations, and graphics;

18 (F) Provide an opportunity at the public and other meetings for
19 taxpayers to engage in a conversation about the state tax structure
20 including, but not limited to, providing feedback on possible
21 recommendations for changes to the state tax structure and asking
22 questions about the report and findings and alternatives to the
23 state's current tax structure presented by the work group;

24 (G) Utilize methods to collect taxpayer feedback before, during,
25 or after the public meetings that may include, but is not limited to:
26 Small group discussions, in-person written surveys, in-person visual
27 surveys, online surveys, written testimony, and public testimony;

28 (H) Encourage legislators to inform their constituents about the
29 public meetings that occur within and near their legislative
30 districts (whether in person or online);

31 (I) Inform local elected officials about the public meetings that
32 occur within and near their communities (whether in person or
33 online);

34 (J) Summarize the feedback that taxpayers and other stakeholders
35 communicated during the public meetings and other public engagement
36 methods, and submit a final summary report, in accordance with RCW
37 43.01.036, to the appropriate committees of the legislature. This
38 report may be submitted as an appendix or update to the summary
39 report described in (d)(ii) of this subsection; and

1 (K) To the degree it is practicable, conduct analysis of the
2 current tax structure and proposed alternatives to estimate the
3 impact on taxpayers, including tax paid as a share of household
4 income for various racial and ethnic groups as reported in the most
5 current census data available, American community survey, or other
6 similar data sources;

7 (v) During the 2022 legislative session, the work group must:

8 (A) Present the findings and reports described in (d)(ii) of this
9 subsection to the appropriate committees of the legislature; and

10 (B) Be available to deliver a presentation to or participate in a
11 work session for the appropriate committees of the legislature, or
12 both;

13 (vi) Between the conclusion of the 2022 legislative session and
14 December 31, 2022, the work group is directed to finalize policy
15 recommendations and develop legislation to implement modifications to
16 the tax structure, informed by the findings described in (d)(ii) of
17 this subsection and the feedback received from taxpayers as reflected
18 in the report described in (d)(iv) of this subsection. Legislative
19 proposals recommended by the work group may not collectively result
20 in a loss of revenue to the state as compared to the November 2022
21 biennial revenue forecast published by the economic and revenue
22 forecast council. In making the recommendations, the work group must
23 be guided by the following principles for a well designed tax system:
24 Equity, adequacy, stability, and transparency;

25 (vii) During the 2023 legislative session, it is the intent of
26 the legislature to consider the proposal described in (d)(vi) of this
27 subsection;

28 (viii) If the proposal is not adopted during the 2023 legislative
29 session, the work group is directed to host no less than three public
30 meetings to collect feedback on the legislation proposed in the 2023
31 session, and may also collect feedback on other proposals under
32 consideration by the work group, subject to the availability of funds
33 in the 2023-2025 biennial budget. The work group is directed to
34 modify the proposal to address the feedback collected during the
35 public meetings;

36 (ix) During the 2024 legislative session, it is the intent of the
37 legislature to consider the modified proposal described in (d)(iv) of
38 this subsection; and

39 (x) By December 31, 2024, subject to the availability of funds in
40 the 2023-2025 biennial budget, the work group is directed to submit a

1 final report that is a compilation of all other reports previously
2 submitted since July 1, 2019, and may include additional content to
3 summarize final activities of the tax structure work group and
4 related legislation, in compliance with RCW 43.01.036, to the
5 appropriate committees of the legislature.

6 (e)(i) The stakeholder groups referenced by (d)(iii)(A) of this
7 subsection must include, at a minimum, organizations and individuals
8 representing the following:

9 (A) Small, start-up, or low-margin business owners and employees
10 or associations expressly dedicated to representing these businesses,
11 or both; and

12 (B) Individual taxpayers with income at or below 100 percent of
13 area median income in their county of residence or organizations
14 expressly dedicated to representing low-income and middle-income
15 taxpayers, or both;

16 (ii) The presentation referenced in (d)(iii)(D) of this
17 subsection must include the following elements:

18 (A) The findings and alternatives included in the summary report
19 described in (d)(ii) of this subsection; and

20 (B) The preliminary plan to engage taxpayers directly in a robust
21 conversation about the state's tax structure, including presenting
22 the findings described in (f) of this subsection and alternatives to
23 the state's current tax structure, and collecting feedback to inform
24 development of recommendations.

25 (f) The duties of the department, with assistance of one or more
26 technical advisory groups, are to:

27 (i) With respect to the final report of findings and alternatives
28 submitted by the Washington state tax structure study committee to
29 the legislature under section 138, chapter 7, Laws of 2001 2nd sp.
30 sess.:

31 (A) Update the data and research that informed the
32 recommendations and other analysis contained in the final report;

33 (B) Estimate how much revenue all the revenue replacement
34 alternatives recommended in the final report would have generated for
35 the 2017-2019 fiscal biennium if the state had implemented the
36 alternatives on January 1, 2003;

37 (C) Estimate the tax rates necessary to implement all recommended
38 revenue replacement alternatives in order to achieve the revenues
39 generated during the 2017-2019 fiscal biennium as reported by the
40 economic and revenue forecast council;

1 (D) Estimate the impact on taxpayers, including tax paid as a
2 share of household income for various income levels, and tax paid as
3 a share of total business revenue for various business activities,
4 for (f)(i)(B) and (C) of this subsection; and

5 (E) Estimate how much revenue would have been generated in the
6 2017-2019 fiscal biennium if the incremental revenue alternatives
7 recommended in the final report would have been implemented on
8 January 1, 2003, excluding any recommendations implemented before May
9 21, 2019;

10 (ii) With respect to the recommendations in the final report of
11 the 2018 tax structure work group:

12 (A) Conduct economic modeling or comparable analysis of replacing
13 the business and occupation tax with an alternative, such as
14 corporate income tax or margins tax, and estimate the impact on
15 taxpayers, such as tax paid as a share of total business revenue for
16 various business activities, assuming the same revenues generated by
17 business and occupation taxes during the 2017-2019 fiscal biennium as
18 reported by the economic and revenue forecast council; and

19 (B) Estimate how much revenue would have been generated for the
20 2017-2019 fiscal biennium if the one percent revenue growth limit on
21 regular property taxes was replaced with a limit based on population
22 growth and inflation if the state had implemented this policy on
23 January 1, 2003;

24 (iii) Analyze our economic competitiveness with border states:

25 (A) Estimate the revenues that would have been generated during
26 the 2017-2019 fiscal biennium, had Washington adopted the tax
27 structure of those states, assuming the economic tax base for the
28 2017-2019 fiscal biennium as reported by the economic and revenue
29 forecast council; and

30 (B) Estimate the impact on taxpayers, including tax paid as a
31 share of household income for various income levels, and tax paid as
32 a share of total business revenue for various business activities for
33 (f)(iii)(A) of this subsection;

34 (iv) Analyze our economic competitiveness in the context of a
35 national and global economy, provide comparisons of the effective
36 state and local tax rate of the tax structure during the 2017-2019
37 fiscal biennium and various alternatives under consideration, as they
38 compare to other states and the federal government, as well as
39 consider implications of recent changes to federal tax law;

1 (v) Conduct, to the degree it is practicable, tax incidence
2 analysis of the various alternatives under consideration to account
3 for the impacts of tax shifting, such as business taxes passed along
4 to consumers and property taxes passed along to renters;

5 (vi) Present findings and alternatives, to the degree it is
6 practicable, by geographic area, in addition to statewide; and

7 (vii) Conduct other analysis as directed by the work group.

8 (3) \$292,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$162,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the implementation of
11 chapter 4, Laws of 2021 (SHB 1095) (emergency assistance/tax).

12 (4) \$212,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$33,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for implementation of Engrossed
15 Second Substitute House Bill No. 1477 (national 988 system). ~~((If the
16 bill is not enacted by June 30, 2021, the amounts provided in this
17 subsection shall lapse.))~~

18 (5) \$213,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$55,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the implementation of Second
21 Substitute Senate Bill No. 5000 (hydrogen/electric vehicles). ~~((If
22 the bill is not enacted by June 30, 2021, the amounts provided in
23 this subsection shall lapse.))~~

24 (6) \$2,489,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$4,189,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the implementation of
27 Engrossed Substitute Senate Bill No. 5096 (capital gains tax). ~~((If
28 the bill is not enacted by June 30, 2021, the amounts provided in
29 this subsection shall lapse.))~~

30 (7) \$100,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$11,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the implementation of
33 Engrossed Senate Bill No. 5220 (salmon recovery grants/tax). ~~((If the
34 bill is not enacted by June 30, 2021, the amounts provided in this
35 subsection shall lapse.))~~

36 (8) \$7,000 of the general fund—state appropriation for fiscal
37 year 2022 is provided solely for the implementation of Engrossed
38 Substitute Senate Bill No. 5251 (tax and revenue laws). ~~((If the bill~~

1 ~~is not enacted by June 30, 2021, the amount provided in this~~
2 ~~subsection shall lapse.))~~

3 (9) \$115,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$44,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the implementation of Second
6 Substitute Senate Bill No. 5396 (farmworker housing/tax). ~~((If the~~
7 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
8 ~~subsection shall lapse.))~~

9 (10) \$97,000 of the general fund—state appropriation for fiscal
10 year 2022 is provided solely for implementation of Engrossed Second
11 Substitute House Bill No. 1480 (liquor licensee privileges). ~~((If the~~
12 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
13 ~~subsection shall lapse.))~~

14 (11) \$4,000 of the general fund—state appropriation for fiscal
15 year 2022 is provided solely for the implementation of Engrossed
16 Senate Bill No. 5454 (prop. tax/natural disasters). ~~((If the bill is~~
17 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
18 ~~shall lapse.))~~

19 (12) \$5,467,000 of the general fund—state appropriation for
20 fiscal year 2022 and \$255,513,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for
22 implementation of Engrossed Substitute House Bill No. 1297 (working
23 families tax exempt.). ~~((If the bill is not enacted by June 30, 2021,~~
24 ~~the amounts provided in this subsection shall lapse.))~~ Of the total
25 amounts provided in this subsection:

26 (a) \$5,467,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$13,513,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for administration of the
29 working families tax exemption program; and

30 (b) \$242,000,000 of the general fund—state appropriation for
31 fiscal year 2023 is provided solely for remittances under the working
32 families tax exemption program.

33 **Sec. 136.** 2021 c 334 s 138 (uncodified) is amended to read as
34 follows:

35 **FOR THE BOARD OF TAX APPEALS**

36 General Fund—State Appropriation (FY 2022). ~~((\$2,631,000))~~
37 \$2,624,000
38 General Fund—State Appropriation (FY 2023). ~~((\$2,652,000))~~

1 \$2,744,000
2 TOTAL APPROPRIATION. ((~~\$5,283,000~~))
3 \$5,368,000

4 **Sec. 137.** 2021 c 334 s 139 (uncodified) is amended to read as
5 follows:

6 **FOR THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES**

7 General Fund—State Appropriation (FY 2022). ((~~\$1,975,000~~))
8 \$1,993,000

9 General Fund—State Appropriation (FY 2023). ((~~\$1,564,000~~))
10 \$2,001,000

11 Minority and Women's Business Enterprises Account—

12 State Appropriation. ((~~\$4,607,000~~))
13 \$4,914,000

14 TOTAL APPROPRIATION. ((~~\$8,146,000~~))
15 \$8,908,000

16 The appropriations in this section are subject to the following
17 conditions and limitations:

18 (1) The office of minority and women's business enterprises shall
19 consult with the Washington state office of equity on the Washington
20 state toolkit for equity in public spending.

21 (2) \$135,000 of the general fund—state appropriation for fiscal
22 year 2022 is provided solely for the implementation of Senate Bill
23 No. 5032 (alternative public works contracting procedures). ((~~If the~~
24 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
25 ~~subsection shall lapse.~~))

26 (3) \$851,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$675,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the implementation of
29 Substitute House Bill No. 1259 (women and minority contracting). ((~~If~~
30 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
31 ~~this subsection shall lapse.~~))

32 **Sec. 138.** 2021 c 334 s 140 (uncodified) is amended to read as
33 follows:

34 **FOR THE INSURANCE COMMISSIONER**

35 General Fund—Federal Appropriation. ((~~\$4,633,000~~))
36 \$4,680,000

37 Insurance Commissioner's Regulatory Account—State

| | | |
|---|--|-------------------------------|
| 1 | Appropriation. | ((\$66,336,000)) |
| 2 | | <u>\$69,646,000</u> |
| 3 | Insurance Commissioner's Fraud Account—State | |
| 4 | Appropriation. | ((\$3,603,000)) |
| 5 | | <u>\$3,625,000</u> |
| 6 | TOTAL APPROPRIATION. | ((\$74,572,000)) |
| 7 | | <u>\$77,951,000</u> |

8 The appropriations in this section are subject to the following
9 conditions and limitations:

10 (1) \$234,000 of the insurance commissioner's regulatory account—
11 state appropriation is provided solely to implement Second Substitute
12 Senate Bill No. 5315 (captive insurance). (~~(If the bill is not~~
13 ~~enacted by June 30, 2021, the amount provided in this subsection~~
14 ~~shall lapse.))~~)

15 (2) \$64,000 of the insurance commissioner's regulatory account—
16 state appropriation is provided solely to implement Second Substitute
17 Senate Bill No. 5313 (health ins. discrimination). (~~(If the bill is~~
18 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
19 ~~shall lapse.))~~)

20 (3) \$24,000 of the insurance commissioner's regulatory account—
21 state appropriation is provided solely to implement Engrossed Second
22 Substitute Senate Bill No. 5399 (universal health care commission).
23 (~~(If the bill is not enacted by June 30, 2021, the amount provided in~~
24 ~~this subsection shall lapse.))~~)

25 (4) \$3,000 of the insurance commissioner's regulatory account—
26 state appropriation is provided solely to implement Engrossed Second
27 Substitute Senate Bill No. 5377 (standardized health plans). (~~(If the~~
28 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
29 ~~subsection shall lapse.))~~)

30 (5) \$649,000 of the insurance commissioner's regulatory account—
31 state appropriation is provided solely to implement Engrossed
32 Substitute House Bill No. 1196 (audio-only telemedicine). (~~(If the~~
33 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
34 ~~subsection shall lapse.))~~)

35 (6) \$83,000 of the insurance commissioner's regulatory account—
36 state appropriation is provided solely to implement Substitute Senate
37 Bill No. 5003 (living donor act). (~~(If the bill is not enacted by~~
38 ~~June 30, 2021, the amount provided in this subsection shall lapse.))~~)

1 (7) (a) \$75,000 of the insurance commissioner's regulatory account
2 —state appropriation is provided solely for a service utilization,
3 cost, and implementation analysis of requiring coverage for the
4 hearing instruments benefit described in House Bill No. 1047 (hearing
5 instruments/children) for children who are 18 years of age or younger
6 and for children and adults.

7 (b) The commissioner must contract with one or more consultants
8 to:

9 (i) Obtain projected utilization and cost data from Washington
10 state health carriers for health plans, as defined in RCW 48.43.005,
11 to provide an estimate of aggregate statewide utilization and cost
12 impacts of the coverage described in House Bill No. 1047 (hearing
13 instruments/children) separately for children who are 18 years of age
14 or younger and for children and adults, expressed as total annual
15 cost and as a per member per month cost;

16 (ii) Assess the impact of federal and state health care
17 nondiscrimination laws on the scope of the benefit described in House
18 Bill No. 1047 (hearing instruments/children); and

19 (iii) Provide recommendations for distributing state payments to
20 defray the cost of the benefit coverage described in House Bill No.
21 1047 (hearing instruments/children) for health carriers.

22 (c) The commissioner must report the findings of the analysis to
23 the appropriate committees of the legislature by December 15, 2021.

24 (8) (a) \$200,000 of the insurance commissioner's regulatory
25 account—state appropriation is provided solely for a service
26 utilization, cost, and implementation analysis of requiring coverage
27 for fertility treatment as described in the Department of Health
28 sunrise review - mandated benefit review: infertility treatment, or
29 as otherwise specified by the commissioner, after having consulted
30 with the health care authority.

31 (b) The commissioner must contract with one or more consultants
32 to obtain projected utilization and cost data from Washington state
33 health carriers for health plans, as defined in RCW 48.43.005, to
34 provide an estimate of aggregate utilization and cost impacts of
35 fertility treatment coverage for the commercial health plan market,
36 expressed as total annual cost and as a per member per month cost
37 during the period of 2023 through 2027.

38 (c) The analysis must include, but is not limited to, a
39 utilization and cost analysis of each of the following services and
40 others, if any, specified by the commissioner:

1 (i) Diagnosis of infertility;
2 (ii) Coverage of fertility medications;
3 (iii) Intrauterine insemination (IUI);
4 (iv) In vitro fertilization (IVF); and
5 (v) Egg freezing.
6 (d) The commissioner must report the findings of the analysis to
7 the appropriate committees of the legislature by June 30, 2023.

8 **Sec. 139.** 2021 c 334 s 141 (uncodified) is amended to read as
9 follows:

10 **FOR THE STATE INVESTMENT BOARD**

11 State Investment Board Expense Account—State

| | | |
|----|------------------------------|-------------------------------|
| 12 | Appropriation. | ((\$65,134,000)) |
| 13 | | <u>\$68,291,000</u> |
| 14 | TOTAL APPROPRIATION. | ((\$65,134,000)) |
| 15 | | <u>\$68,291,000</u> |

16 The appropriation in this section is subject to the following
17 conditions and limitations:

18 (1) \$4,464,000 of the state investment board expense account—
19 state appropriation is provided solely for investment data software,
20 and is subject to the conditions, limitations, and review
21 requirements of section 701 of this act.

22 (2) During the 2021-2023 fiscal biennium, the Washington state
23 investment board shall provide the law enforcement officers' and
24 firefighters' plan 2 retirement board use of the investment board
25 main conference room. The law enforcement officers' and firefighters'
26 plan 2 retirement board must be allowed to use the board room for at
27 least five hours on one day per month during regular business hours.
28 Any additional direct costs incurred by the investment board due
29 solely to the use of the conference room by the retirement board may
30 be reimbursed by the law enforcement officers' and firefighters' plan
31 2 retirement board, consistent with any investment board policies on
32 reimbursement for this facility applied to other major clients and
33 investment partners.

34 **Sec. 140.** 2021 c 334 s 142 (uncodified) is amended to read as
35 follows:

36 **FOR THE LIQUOR AND CANNABIS BOARD**

37 General Fund—State Appropriation (FY 2022). ((~~\$388,000~~))

| | | |
|----|---|--------------------------------|
| 1 | | <u>\$407,000</u> |
| 2 | General Fund—State Appropriation (FY 2023) | ((\$417,000)) |
| 3 | | <u>\$464,000</u> |
| 4 | General Fund—Federal Appropriation. | ((\$3,013,000)) |
| 5 | | <u>\$3,083,000</u> |
| 6 | General Fund—Private/Local Appropriation. | \$75,000 |
| 7 | Dedicated Marijuana Account—State Appropriation | |
| 8 | (FY 2022) | ((\$11,575,000)) |
| 9 | | <u>\$11,853,000</u> |
| 10 | Dedicated Marijuana Account—State Appropriation | |
| 11 | (FY 2023) | ((\$11,608,000)) |
| 12 | | <u>\$13,057,000</u> |
| 13 | Liquor Revolving Account—State Appropriation. | ((\$82,347,000)) |
| 14 | | <u>\$99,278,000</u> |
| 15 | TOTAL APPROPRIATION. | ((\$109,423,000)) |
| 16 | | <u>\$128,217,000</u> |

17 The appropriations in this section are subject to the following
18 conditions and limitations:

19 (1) The liquor and cannabis board may require electronic payment
20 of the marijuana excise tax levied by RCW 69.50.535. The liquor and
21 cannabis board may allow a waiver to the electronic payment
22 requirement for good cause as provided by rule.

23 (2) Of the liquor revolving account—state appropriation,
24 ((~~\$4,939,000~~)) \$1,239,000 for fiscal year 2022 and ((~~\$2,065,000~~))
25 \$17,450,000 for fiscal year 2023 are provided solely for the
26 modernization of regulatory systems and are subject to the
27 conditions, limitations, and review requirements of section 701 of
28 this act.

29 (3) \$1,441,000 of the liquor revolving account—state
30 appropriation is provided solely for the implementation of chapter
31 48, Laws of 2021 (E2SHB 1480) (liquor licensee privileges).

32 (4) \$58,000 of the liquor revolving account—state appropriation
33 is provided solely for the implementation of chapter 6, Laws of 2021
34 (ESSB 5272) (liquor & cannabis board fees).

35 (5) \$38,000 of the dedicated marijuana account—state
36 appropriation for fiscal year 2022 is provided solely to implement
37 Engrossed Substitute House Bill No. 1443 (cannabis industry/equity).
38 ((If the bill is not enacted by June 30, 2021, the amount provided in
39 this section shall lapse.))

Sec. 141. 2021 c 334 s 143 (uncodified) is amended to read as follows:

FOR THE UTILITIES AND TRANSPORTATION COMMISSION

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$251,000)) |
| | <u>\$515,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$199,000)) |
| | <u>\$643,000</u> |
| General Fund—Private/Local Appropriation | ((\$16,591,000)) |
| | <u>\$8,390,000</u> |
| Public Service Revolving Account—State Appropriation | ((\$42,430,000)) |
| | <u>\$44,310,000</u> |
| Public Service Revolving Account—Federal | |
| Appropriation | \$100,000 |
| Pipeline Safety Account—State Appropriation | ((\$3,435,000)) |
| | <u>\$3,550,000</u> |
| Pipeline Safety Account—Federal Appropriation | ((\$3,140,000)) |
| | <u>\$3,241,000</u> |
| TOTAL APPROPRIATION | ((\$66,146,000)) |
| | <u>\$60,749,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) Up to \$800,000 of the public service revolving account—state appropriation in this section is for the utilities and transportation commission to supplement funds committed by a telecommunications company to expand rural broadband service on behalf of an eligible governmental entity. The amount in this subsection represents payments collected by the utilities and transportation commission pursuant to the Qwest performance assurance plan.

(2) \$137,000 of the public service revolving account—state appropriation is provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.~~)

(3) \$179,000 of the public service revolving account—state appropriation is provided solely for the implementation of Engrossed Substitute Senate Bill No. 5295 (gas & electric rates). (~~If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.~~)

1 (4) (a) \$251,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$199,000 of the general fund—state appropriation
3 for fiscal year 2023 are provided solely for the commission to
4 examine feasible and practical pathways for investor-owned electric
5 and natural gas utilities to contribute their share to greenhouse gas
6 emissions reductions as described in RCW 70A.45.020, and the impacts
7 of energy decarbonization on residential and commercial customers and
8 the electrical and natural gas utilities that serve them.

9 (b) The examination required in (a) of this subsection must
10 identify and consider:

11 (i) How natural gas utilities can decarbonize;

12 (ii) The impacts of increased electrification on the ability of
13 electric utilities to deliver services to current natural gas
14 customers reliably and affordably;

15 (iii) The ability of electric utilities to procure and deliver
16 electric power to reliably meet that load;

17 (iv) The impact on regional electric system resource adequacy,
18 and the transmission and distribution infrastructure requirements for
19 such a transition;

20 (v) The costs and benefits to residential and commercial
21 customers, including environmental, health, and economic benefits;

22 (vi) Equity considerations and impacts to low-income customers
23 and highly impacted communities; and

24 (vii) Potential regulatory policy changes to facilitate
25 decarbonization of the services that gas companies provide while
26 ensuring customer rates are fair, just, reasonable, and sufficient.

27 (c) The commission may require data and analysis from investor-
28 owned natural gas and electric utilities, and consumer owned
29 utilities may submit data to the commission to inform the
30 investigation. The results of the examination must be reported to the
31 appropriate legislative committees by June 1, 2023.

32 (5) \$76,000 of the public service revolving account—state
33 appropriation is provided solely to implement Engrossed Third
34 Substitute House Bill No. 1091 (transportation fuel/carbon). (~~If the~~
35 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
36 ~~subsection shall lapse.~~)

37 (6) \$36,000 of the public service revolving account—state
38 appropriation is provided solely for the implementation of Substitute
39 House Bill No. 1114 (urban heat island mitigation). (~~If the bill is~~

not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

Sec. 142. 2021 c 334 s 144 (uncodified) is amended to read as follows:

FOR THE MILITARY DEPARTMENT

| | |
|--|----------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$10,500,000)) |
| | <u>\$10,734,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$9,502,000)) |
| | <u>\$10,941,000</u> |
| General Fund—Federal Appropriation | ((\$120,157,000)) |
| | <u>\$121,944,000</u> |
| Enhanced 911 Account—State Appropriation | ((\$53,834,000)) |
| | <u>\$54,019,000</u> |
| Disaster Response Account—State Appropriation | ((\$42,370,000)) |
| | <u>\$65,310,000</u> |
| Disaster Response Account—Federal Appropriation | ((\$920,106,000)) |
| | <u>\$1,063,406,000</u> |
| Military Department Rent and Lease Account—State Appropriation | ((\$994,000)) |
| | <u>\$1,000,000</u> |
| Military Department Active State Service Account— State Appropriation | \$400,000 |
| Oil Spill Prevention Account—State Appropriation | \$1,040,000 |
| Worker and Community Right to Know Fund—State Appropriation | ((\$1,832,000)) |
| | <u>\$1,919,000</u> |
| TOTAL APPROPRIATION | ((\$1,160,735,000)) |
| | <u>\$1,330,713,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) The military department shall submit a report to the office of financial management and the legislative fiscal committees by February 1st and October 31st of each year detailing information on the disaster response account, including: (a) The amount and type of deposits into the account; (b) the current available fund balance as of the reporting date; and (c) the projected fund balance at the end of the 2021-2023 biennium based on current revenue and expenditure patterns.

1 (2) \$40,000,000 of the general fund—federal appropriation is
2 provided solely for homeland security, subject to the following
3 conditions: Any communications equipment purchased by local
4 jurisdictions or state agencies shall be consistent with standards
5 set by the Washington state interoperability executive committee.

6 (3) \$11,000,000 of the enhanced 911 account—state appropriation
7 is provided solely for financial assistance to counties.

8 (4) \$784,000 of the disaster response account—state appropriation
9 is provided solely for fire suppression training, equipment, and
10 supporting costs to national guard soldiers and airmen.

11 (5) \$200,000 of the military department rental and lease account—
12 state appropriation is provided solely for maintenance staff.

13 (6) \$1,000,000 of the general fund—state appropriation for fiscal
14 year 2022 is provided solely for grants to assist eligible
15 individuals and families with the purchase of household appliances.
16 The maximum grant to an eligible individual or household is \$2,500.
17 Grants will be awarded on a first-come, first-serve basis subject to
18 availability of amounts provided in this subsection. For purposes of
19 this subsection, "household appliance" means a machine that assists
20 with household functions such as cooking, cleaning and food
21 preservation. To be eligible, an individual or family must:

22 (a) Be a resident of Douglas, Okanogan, Pierce, or Whitman
23 county;

24 (b) Have suffered damage to their home or was displaced from a
25 rental unit used as their primary residence due to a wildfire
26 occurring in fiscal year 2021;

27 (c) Not have or have inadequate private insurance to cover the
28 cost of household appliance replacement;

29 (d) Not qualify for individual assistance through the federal
30 emergency management agency; and

31 (e) Meet one of the following criteria:

32 (i) Is disabled;

33 (ii) Has a household income equal to or less than 80 percent of
34 county median household income;

35 (iii) The home qualified for the property tax exemption program
36 in RCW 84.36.379 through 84.36.389; or

37 (iv) The home qualified for the property tax deferral program in
38 chapter 84.38 RCW.

1 (7) \$2,136,000 of the general fund—federal appropriation (ARPA)
2 is provided solely for the department to administer the emergency
3 management performance grants according to federal laws and
4 guidelines.

5 (8) \$3,808,000 of the disaster response account—state
6 appropriation and \$46,039,000 of the disaster response account—
7 federal appropriation are provided solely for agency costs for
8 acquiring personal protective equipment as listed in LEAP omnibus
9 document 2021-FEMA PPE, dated April 24, 2021. The department must
10 coordinate with the agencies who have costs listed in LEAP omnibus
11 document 2021-FEMA PPE, dated April 24, 2021, to ensure application
12 to the federal emergency management agency for reimbursement.

13 (9)(a) \$251,000 of the general fund—state appropriation for
14 fiscal year 2022 and \$250,000 of the general fund—state appropriation
15 for fiscal year 2023 are provided solely for the military department
16 to facilitate a task force to conduct a comprehensive after-action
17 review of the statewide pandemic response and recovery.

18 (b) The task force is composed of the following members:

19 (i) One member from each of the two largest caucuses of the
20 senate, appointed by the president of the senate;

21 (ii) One member from each of the two largest caucuses of the
22 house of representatives, appointed by the speaker of the house of
23 representatives;

24 (iii) The secretary of the department of health, or the
25 secretary's designee;

26 (iv) The adjutant general of the military department, or the
27 adjutant general's designee;

28 (v) The commissioner of the employment security department, or
29 the commissioner's designee;

30 (vi) The director of the department of financial institutions, or
31 the director's designee;

32 (vii) The insurance commissioner, or the commissioner's designee;

33 (viii) The secretary of the department of social and health
34 services, or the secretary's designee;

35 (ix) The superintendent of public instruction, or the
36 superintendent's designee;

37 (x) The director of the department of labor and industries, or
38 the director's designee;

1 (xi) The director of the department of commerce, or the
2 director's designee;

3 (xii) The director of the department of enterprise services, or
4 the director's designee;

5 (xiii) The secretary of the department of transportation, or the
6 secretary's designee;

7 (xiv) The director of the department of licensing, or the
8 director's designee;

9 (xv) The director of the office of financial management, or the
10 director's designee;

11 (xvi) The director of the health care authority, or the
12 director's designee;

13 (xvii) The executive director of the pharmacy quality assurance
14 commission, or the executive director's designee;

15 (xviii) One member representing the Washington association of
16 sheriffs and police chiefs;

17 (xix) One member representing the association of Washington
18 businesses; and

19 (xx) Additional members to be appointed by the governor, as
20 follows:

21 (A) One member representing the office of the governor;

22 (B) One member representing the association of Washington cities;

23 (C) One member representing the Washington state association of
24 counties;

25 (D) One member representing emergency and transitional housing
26 providers;

27 (E) One member representing a statewide association representing
28 physicians;

29 (F) One member representing a statewide association representing
30 nurses;

31 (G) One member representing a statewide association representing
32 hospitals;

33 (H) One member representing community health centers;

34 (I) Two members representing local public health officials;

35 (J) Two members representing local emergency management agencies,
36 one member located west of the crest of the Cascade mountains and one
37 member located east of the crest of the Cascade mountains;

38 (K) At least one member representing federally recognized tribes;

39 (L) Up to 10 members representing demographic groups that have
40 been disproportionately impacted by the COVID-19 pandemic, that

1 include, but are not limited to, individuals of different race,
2 class, gender, ethnicity, and immigration status;

3 (M) One member representing leisure and hospitality industries;

4 (N) One member representing education services; and

5 (O) One member representing manufacturing and trade industries.

6 (c) The adjutant general, or the adjutant general's designee, and
7 the secretary of the department of health, or the secretary's
8 designee, shall cochair the task force and convene its initial
9 meeting.

10 (d)(i) The task force shall conduct the comprehensive after-
11 action review of the COVID-19 pandemic response in accordance with
12 established national standards for emergency or disaster after-action
13 reviews. In order to improve the response to and recovery from future
14 pandemics, the task force shall develop lessons learned and make
15 recommendations that include, but are not limited to, the following:

16 (A) Aspects of the COVID-19 response that may inform future
17 pandemic and all-hazards responses;

18 (B) Emergency responses that would benefit the business community
19 and workers during a pandemic;

20 (C) Standards regarding flexible rent and repayment plans for
21 residential and commercial tenants during a pandemic;

22 (D) Whether establishing regional emergency management agencies
23 would benefit Washington state emergency response to future
24 pandemics;

25 (E) Gaps and needs for volunteers to support medical
26 professionals in performing their pandemic emergency response
27 functions within Washington state;

28 (F) Gaps and needs for tools to measure the scale of an impact
29 caused by a pandemic and tailoring the pandemic response to affected
30 regions based on the scale of the impact in those regions;

31 (G) Gaps and needs in health care system capacity and case
32 tracking, monitoring, control, isolation and quarantine, and
33 deploying medical supplies and personnel; and

34 (H) Implementing guidelines for school closures during a
35 pandemic.

36 (ii) The topics identified in (i) of this subsection (7)(d) are
37 intended to be illustrative but not exhaustive. The task force should
38 consider issues relating to equity, disparities, and discrimination
39 in each topic it studies and for which it makes recommendations.

(e) The military department must provide staff support for the task force. The military department may employ staff and contracted support to fulfill the requirements of this subsection.

(f) The task force shall consult with owners of small businesses, epidemiologists, and representatives of immigrant communities.

(g) Legislative members of the task force are reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members shall be reimbursed for travel expenses in accordance with chapter 43.03 RCW.

(h) The task force shall report its initial findings and recommendations to the governor and the appropriate committees of the legislature by June 30, 2022. The task force shall report its final findings and recommendations to the governor and the appropriate committees of the legislature by June 30, 2023.

(10)(a) Within amounts appropriated in this act, the department must coordinate with the department of commerce in the administration of the grant program created in section 129(88) of this act.

(b) If the federal emergency management agency provides reimbursement for any portion of the costs incurred by a city or county that were paid for using state grant funding provided under section 129(88) of this act, the military department shall remit the reimbursed funds to the state general fund.

(c) The department must provide technical assistance for the public assistance program application process to applicants to the grant program created in section 129(88) of this act.

(11) \$438,000 of the disaster response account—state appropriation is provided solely for a dedicated access and functional needs program manager, access and functional need services, and a dedicated tribal liaison to assist with disaster preparedness and response.

Sec. 143. 2021 c 334 s 145 (uncodified) is amended to read as follows:

FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

| | |
|--|------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$2,401,000)) |
| | <u>\$2,403,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$2,371,000)) |
| | <u>\$2,471,000</u> |
| Personnel Service Account—State Appropriation. | ((\$4,382,000)) |

1 \$4,470,000
2 Higher Education Personnel Services Account—State
3 Appropriation. ((~~\$1,407,000~~))
4 \$1,430,000
5 TOTAL APPROPRIATION. ((~~\$10,561,000~~))
6 \$10,774,000

7 The appropriations in this section are subject to the following
8 conditions and limitations: \$52,000 of the general fund—state
9 appropriation for fiscal year 2022 and \$5,000 of the general fund—
10 state appropriation for fiscal year 2023 are provided solely for the
11 implementation of Substitute Senate Bill No. 5055 (law enforcement
12 grievances). (~~(If the bill is not enacted by June 30, 2021, the~~
13 ~~amounts provided in this subsection shall lapse.)~~)

14 **Sec. 144.** 2021 c 334 s 146 (uncodified) is amended to read as
15 follows:

16 **FOR THE BOARD OF ACCOUNTANCY**

17 Certified Public Accountants' Account—State
18 Appropriation. ((~~\$4,438,000~~))
19 \$4,512,000
20 TOTAL APPROPRIATION. ((~~\$4,438,000~~))
21 \$4,512,000

22 **Sec. 145.** 2021 c 334 s 147 (uncodified) is amended to read as
23 follows:

24 **FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS**

25 Volunteer Firefighters' and Reserve Officers'
26 Administrative Account—State Appropriation. ((~~\$4,960,000~~))
27 \$4,984,000
28 TOTAL APPROPRIATION. ((~~\$4,960,000~~))
29 \$4,984,000

30 The appropriation in this section is subject to the following
31 conditions and limitations: \$3,930,000 of the volunteer firefighters'
32 and reserve officers' administrative account—state appropriation is
33 provided solely for a benefits management system, and is subject to
34 the conditions, limitations, and review requirements of section 701
35 of this act.

Sec. 146. 2021 c 334 s 148 (uncodified) is amended to read as follows:

FOR THE FORENSIC INVESTIGATION COUNCIL

| | |
|---|----------------------------|
| Death Investigations Account—State Appropriation. | ((\$753,000)) |
| | <u>\$756,000</u> |
| TOTAL APPROPRIATION. | ((\$753,000)) |
| | <u>\$756,000</u> |

The appropriation in this section is subject to the following conditions and limitations:

(1)(a) \$250,000 of the death investigations account—state appropriation is provided solely for providing financial assistance to local jurisdictions in multiple death investigations. The forensic investigation council shall develop criteria for awarding these funds for multiple death investigations involving an unanticipated, extraordinary, and catastrophic event or those involving multiple jurisdictions.

(b) Of the amounts provided in this subsection, \$30,000 of the death investigations account—state appropriation is provided solely for the Adams county crime lab to investigate a double homicide that occurred in fiscal year 2021.

(2) \$210,000 of the death investigations account—state appropriation is provided solely for providing financial assistance to local jurisdictions in identifying human remains.

(3) Within the amount appropriated in this section, the forensic investigation council may enter into an interagency agreement with the department of enterprise services for the department to provide services related to public records requests, to include responding to, or assisting the council in responding to, public disclosure requests received by the council.

Sec. 147. 2021 c 334 s 149 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ENTERPRISE SERVICES

| | |
|--|------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$5,976,000)) |
| | <u>\$7,083,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$5,833,000)) |
| | <u>\$10,789,000</u> |
| General Fund—Private/Local Appropriation. | \$102,000 |
| Building Code Council Account—State Appropriation. . . | ((\$1,825,000)) |

1 \$2,598,000
2 TOTAL APPROPRIATION. ((~~\$13,736,000~~))
3 \$20,572,000

4 The appropriations in this section are subject to the following
5 conditions and limitations:

6 (1) ((~~\$5,208,000~~)) \$6,073,000 of the general fund—state
7 appropriation for fiscal year 2022 and ((~~\$5,269,000~~)) \$6,170,000 of
8 the general fund—state appropriation for fiscal year 2023 are
9 provided solely for the payment of facilities and services charges to
10 include campus rent, ((~~utilities~~)) parking, security, and contracts,
11 public and historic facilities charges, finance cost recovery, and
12 capital projects surcharges allocable to the senate, house of
13 representatives, statute law committee, legislative support services,
14 and joint legislative systems committee. The department shall
15 allocate charges attributable to these agencies among the affected
16 revolving funds. The department shall maintain an interagency
17 agreement with these agencies to establish performance standards,
18 prioritization of preservation and capital improvement projects, and
19 quality assurance provisions for the delivery of services under this
20 subsection. The legislative agencies named in this subsection shall
21 continue to enjoy all of the same rights of occupancy and space use
22 on the capitol campus as historically established.

23 (2) Before any agency may purchase a passenger motor vehicle as
24 defined in RCW 43.19.560, the agency must have written approval from
25 the director of the department of enterprise services. Agencies that
26 are exempted from the requirement are the Washington state patrol,
27 Washington state department of transportation, and the department of
28 natural resources.

29 (3) From the fee charged to master contract vendors, the
30 department shall transfer to the office of minority and women's
31 business enterprises in equal monthly installments \$1,500,000 in
32 fiscal year 2022 and \$1,300,000 in fiscal year 2023.

33 (4) Within existing resources, beginning October 31, 2021, the
34 department, in collaboration with consolidated technology services,
35 must provide a report to the governor and fiscal committees of the
36 legislative by October 31 of each calendar year that reflects
37 information technology contract information based on a contract
38 snapshot from June 30 of that same calendar year, and must also
39 include any contract that was active since July 1 of the previous

1 calendar year. The department will coordinate to receive contract
2 information for all contracts to include those where the department
3 has delegated authority so that the report includes statewide
4 contract information. The report must contain a list of all
5 information technology contracts to include the agency name, contract
6 number, vendor name, contract term start and end dates, contract
7 dollar amount in total, and contract dollar amounts by state fiscal
8 year. The report must also include, by contract, the contract
9 spending projections by state fiscal year for each ensuing state
10 fiscal year through the contract term, and note the type of service
11 delivered. The list of contracts must be provided electronically in
12 Excel and be sortable by all field requirements. The report must also
13 include trend analytics on information technology contracts, and
14 recommendations for reducing costs where possible.

15 (5) \$162,000 of the general fund—state appropriation in fiscal
16 year 2022 and \$162,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the department to waive rent
18 fees and charges through June 30, 2023, for vendors who are blind
19 business enterprise program licensees by the department of services
20 for the blind and who lease space and operate food service
21 businesses, inclusive of delis, cafeterias, and espresso stands, in
22 state government buildings.

23 (6) Within existing resources, the state building code council,
24 in collaboration with the LGBTQ commission, must develop a plan to
25 incorporate into future Washington state building codes options for
26 the design and construction of inclusive bathroom facilities that are
27 consistent with a person's own gender expression or gender identity.
28 Coordination must begin by September 1, 2021, and a preliminary
29 report of the plan is due by September 1, 2022.

30 (7)(a) The department must work with the office of financial
31 management to identify leases that will be up for renewal effective
32 July 1, 2022, through June 30, 2024.

33 (b) The department must collaborate with the office of financial
34 management on reduction in leased office space by agency for fiscal
35 years 2024 and 2025.

36 (8)(a) The department must work collaboratively with at least
37 each state agency that has fleet vehicles to discuss the agency need
38 for the number of fleet vehicles each agency has as of July 1, 2021.
39 The department must identify and report, at least:

(i) The count of fleet vehicles by agency by type, and the cost by fund source by fiscal year for fiscal year 2019, 2020, 2021, 2022, and 2023 for agency fleet vehicles;

(ii) The mileage data by agency by fleet vehicle for fiscal year 2019, 2020, and 2021, and the estimates for fiscal year 2022 and 2023; and

(iii) The business justification for the amount of fleet vehicles in fiscal year 2022 and 2023, by agency, given the change in business practice from in-person to remote work and video conferencing that began in 2020.

(b) The department must submit the report to fiscal and appropriate policy committees of the legislature by December 1, 2021.

(9)(a) The department must examine the motor pool fleet to determine the need for the number of vehicles. The department must identify, at least:

(i) The count of motor pool vehicles by type;

(ii) The cost recovery needed by fiscal year for fiscal year 2021, 2022, and 2023. This must include the anticipated recovery by fund source by fiscal year for fiscal year 2021, 2022, and 2023;

(iii) The mileage data by motor pool vehicle for fiscal year 2019, 2020, and 2021, and the estimates for 2022 and 2023; and

(iv) The business justification for the amount of motor vehicles in fiscal year 2022 and 2023, given the change in business practice from in-person to remote work and video conferencing.

(b) The department must report to fiscal and appropriate policy committees of the legislature by December 1, 2021.

(10) \$69,000 of the building code council account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1184 (risk-based water quality standards). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))~~

Sec. 148. 2021 c 334 s 150 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

General Fund—State Appropriation (FY 2022). ~~(((\$2,736,000))~~

\$2,723,000

General Fund—State Appropriation (FY 2023). ~~(((\$2,779,000))~~

\$3,102,000

| | |
|---|------------------------------|
| General Fund—Federal Appropriation. | ((\$2,948,000)) |
| | <u>\$3,115,000</u> |
| General Fund—Private/Local Appropriation. | \$14,000 |
| TOTAL APPROPRIATION. | ((\$8,477,000)) |
| | <u>\$8,954,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$103,000 of the general fund—state appropriation for fiscal year 2022 and \$103,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for archaeological determinations and excavations of inadvertently discovered skeletal human remains, and removal and reinterment of such remains when necessary.

(2) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$550,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Washington main street program, including \$150,000 of the general fund—state appropriation for fiscal year 2022 and \$200,000 of the general fund—state appropriation for fiscal year 2023 provided solely for a pilot project grant program for affiliate main street programs. From the amount provided in this subsection, the department may provide grants of up to \$40,000 to the affiliate main street programs for staffing costs, capacity building, and other costs associated with establishing a local nonprofit organization focused solely on downtown revitalization. The department must prioritize affiliate main street programs in locations with a population under 20,000.

Sec. 149. 2021 c 334 s 151 (uncodified) is amended to read as follows:

FOR THE CONSOLIDATED TECHNOLOGY SERVICES AGENCY

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022). | \$581,000 |
| General Fund—State Appropriation (FY 2023). | \$531,000 |
| Consolidated Technology Services Revolving Account— | |
| State Appropriation. | ((\$53,030,000)) |
| | <u>\$70,425,000</u> |
| TOTAL APPROPRIATION. | ((\$54,142,000)) |
| | <u>\$71,537,000</u> |

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) (~~(\$11,623,000)~~) \$13,968,000 of the consolidated technology
4 services revolving account—state appropriation is provided solely for
5 the office of the chief information officer. Of this amount:

6 (a) \$2,000,000 of the consolidated technology services revolving
7 account—state appropriation is provided solely for experienced
8 information technology project managers to provide critical support
9 to agency IT projects that are under oversight from the office of the
10 chief information officer. The staff or vendors will:

11 (i) Provide master level project management guidance to agency IT
12 stakeholders;

13 (ii) Consider statewide best practices from the public and
14 private sectors, independent review and analysis, vendor management,
15 budget and timing quality assurance and other support of current or
16 past IT projects in at least Washington state and share these with
17 agency IT stakeholders and legislative fiscal staff at least
18 (~~(quarterly)~~) twice annually and post these to the statewide IT
19 dashboard; and

20 (iii) Provide independent recommendations to legislative fiscal
21 committees by December of each calendar year on oversight of IT
22 projects to include opportunities for accountability and performance
23 metrics.

24 (b) \$2,960,000 of the consolidated technology services revolving
25 account—state appropriation is provided solely for the office of
26 privacy and data protection.

27 (2) \$12,393,000 of the consolidated technology services revolving
28 account—state appropriation is provided solely for the office of
29 cyber security.

30 (3) The consolidated technology services agency shall work with
31 customer agencies using the Washington state electronic records vault
32 (WASERV) to identify opportunities to:

33 (a) Reduce storage volumes and costs associated with vault
34 records stored beyond the agencies' record retention schedules; and

35 (b) Assess a customized service charge as defined in chapter 304,
36 Laws of 2017 for costs of using WASERV to prepare data compilations
37 in response to public records requests.

38 (4) (a) In conjunction with the office of the chief information
39 officer's prioritization of proposed information technology

expenditures, agency budget requests for proposed information technology expenditures must include the following:

(i) The agency's priority ranking of each information technology request;

(ii) The estimated cost by fiscal year and by fund for the current biennium;

(iii) The estimated cost by fiscal year and by fund for the ensuing biennium;

(iv) The estimated total cost for the current and ensuing biennium;

(v) The total cost by fiscal year, by fund, and in total, of the information technology project since it began;

(vi) The estimated cost by fiscal year and by fund over all biennia through implementation and close out and into maintenance and operations;

(vii) The estimated cost by fiscal year and by fund for service level agreements once the project is implemented;

(viii) The estimated cost by fiscal year and by fund for agency staffing for maintenance and operations once the project is implemented; and

(ix) The expected fiscal year when the agency expects to complete the request.

(b) The office of the chief information officer and the office of financial management may request agencies to include additional information on proposed information technology expenditure requests.

(5) The consolidated technology services agency must not increase fees charged for existing services without prior approval by the office of financial management. The agency may develop fees to recover the actual cost of new infrastructure to support increased use of cloud technologies.

(6) Within existing resources, the agency must provide oversight of state procurement and contracting for information technology goods and services by the department of enterprise services.

(7) Within existing resources, the agency must host, administer, and support the state employee directory in an online format to provide public employee contact information.

(8) The health care authority, the health benefit exchange, the department of social and health services, the department of health, and the department of children, youth, and families shall work together within existing resources to establish the health and human

1 services enterprise coalition (the coalition). The coalition, led by
2 the health care authority, must be a multi-organization collaborative
3 that provides strategic direction and federal funding guidance for
4 projects that have cross-organizational or enterprise impact,
5 including information technology projects that affect organizations
6 within the coalition. The office of the chief information officer
7 shall maintain a statewide perspective when collaborating with the
8 coalition to ensure that the development of projects (~~((identified in~~
9 ~~this report))~~ undertaken by the coalition are planned for in a manner
10 that ensures the efficient use of state resources, supports the
11 adoption of a cohesive technology and data architecture, and
12 maximizes federal financial participation. (~~((The work of the~~
13 ~~coalition and any project identified as a coalition project is~~
14 ~~subject to the conditions, limitations, and review provided in~~
15 ~~section 701 of this act.))~~)

16 (9) \$4,303,000 of the consolidated technology services revolving
17 account—state appropriation is provided solely for the creation and
18 ongoing delivery of information technology services tailored to the
19 needs of small agencies. The scope of services must include, at a
20 minimum, full-service desktop support, service assistance, security,
21 and consultation.

22 (10) \$23,150,000 of the consolidated technology services
23 revolving account—state appropriation is provided solely for the
24 procurement and distribution of Microsoft 365 licenses which must
25 include advanced security features and cloud-based private branch
26 exchange capabilities for state agencies. The office must report
27 annually to fiscal committees of the legislature beginning December
28 31, 2021, and each December 31 thereafter, on the count and type of
29 licenses distributed by consolidated technology services to each
30 state agency. The report must also separately report on the count and
31 type of Microsoft 365 licenses that state agencies have in addition
32 to those that are distributed by consolidated technology services so
33 that the total count, type of license, and cost is known for
34 statewide Microsoft 365 licenses.

35 (11)(a) The statewide information technology dashboard elements
36 must include, at a minimum, the:

37 (i) Start date of the project;

38 (ii) End date of the project, when the project will close out and
39 implementation will commence;

1 (iii) Term of the project in state fiscal years across all
2 biennia to reflect the start of the project through the end of the
3 project;

4 (iv) Total project cost from start date through the end date of
5 the project in total dollars, and a subtotal of near general fund
6 outlook;

7 (v) Near general fund outlook budget and actual spending in total
8 dollars and by fiscal month for central service agencies that bill
9 out project costs;

10 (vi) Start date of maintenance and operations;

11 (vii) Estimated annual state fiscal year cost of maintenance and
12 operations after implementation and close out;

13 (viii) Actual spending by state fiscal year and in total for
14 state fiscal years that have closed;

15 (ix) Date a feasibility study was completed; and

16 (x) A list of funding received by fiscal year by enacted session
17 law, and how much was received citing chapter law as a list of
18 funding provided by fiscal year.

19 (b) The office of the chief information officer may recommend
20 additional elements to include but must have agreement with
21 legislative fiscal committees and the office of financial management
22 prior to including additional elements.

23 (c) The agency must ensure timely posting of project data on the
24 statewide information technology dashboard for at least each project
25 funded in the budget and under oversight to include, at a minimum,
26 posting on the dashboard:

27 (i) The budget funded level by project for each project under
28 oversight within 30 calendar days of the budget being signed into
29 law;

30 (ii) The project historical expenditures through fiscal year
31 2021, by December 31, 2021, for all projects that started prior to
32 July 1, 2021;

33 (iii) The project historical expenditures through fiscal year
34 2022, by December 31, 2022, for all projects that started prior to
35 July 1, 2022; and

36 (iv) Whether each project has completed a feasibility study.

37 (12) Within existing resources, consolidated technology services
38 must collaborate with the department of enterprise services on the
39 annual contract report that provides information technology contract
40 information. Consolidated technology services will:

1 (a) Provide ((App tie)) data to the department of enterprise
2 services annually beginning September 1, 2021, and each September 1
3 of each year; and

4 (b) Provide analysis on contract information for all agencies
5 comparing spending across state fiscal years by, at least, the
6 contract spending towers.

7 (13) (~~(\$129,000 of the consolidated technology services revolving~~
8 ~~account state appropriation is provided solely for implementation of~~
9 ~~Second Substitute Senate Bill No. 5062 (data). If the bill is not~~
10 ~~enacted by June 30, 2021, the amount provided in this subsection~~
11 ~~shall lapse.~~

12 ~~((14))~~ \$12,000 of the general fund—state appropriation for fiscal
13 year 2022 is provided solely for the office of the chief information
14 officer who must convene a work group to examine how automated
15 decision making systems can best be reviewed before adoption and
16 while in operation and be periodically audited to ensure that such
17 systems are fair, transparent, accountable and do not improperly
18 advantage or disadvantage Washington residents.

19 (a) The work group must be composed of:

20 (i) A representative of the department of children, youth, and
21 families;

22 (ii) A representative of the department of corrections;

23 (iii) A representative of the department of social and health
24 services;

25 (iv) A representative of the department of enterprise services;

26 (v) At least two representatives from universities or research
27 institutions who are experts in the design and effect of an
28 algorithmic system; and

29 (vi) At least five representatives from advocacy organizations
30 that represent communities that are disproportionately vulnerable to
31 being harmed by algorithmic bias, including but not limited to,
32 African American, Hispanic American, Native American, and Asian
33 American communities, religious minorities, people with disabilities,
34 and other vulnerable communities.

35 (b) The purpose of the work group is to develop recommendations
36 for changes in state law and policy regarding the development,
37 procurement, and use of automated decision systems by public
38 agencies. The work group must examine:

39 (i) When state agency use of automated decision making systems
40 should be prohibited;

1 (ii) When state agency use of artificial intelligence-enabled
2 profiling systems should be prohibited;

3 (iii) Changes in the procurement of automated decision systems,
4 including when the procurement must receive prior approval by the
5 office of chief information officer;

6 (iv) How to review, identify, and audit systems to ensure that
7 the system prior to procurement and after placed into service does
8 not discriminate against an individual, or treat an individual less
9 favorably than another, in whole or in part, on the basis of one or
10 more factors enumerated in RCW 49.60.010;

11 (v) How to provide public notice when an automated decision
12 system is in use and how to appeal such decisions;

13 (vi) How automated decision system data should be stored and
14 whether such data should be shared outside the system; and

15 (vii) Other issues determined by the office of chief information
16 officer or the department of enterprise services that are necessary
17 to govern state agency procurement and use of automated decision
18 systems.

19 (c) To demonstrate the impacts of its recommendations, the work
20 group must select one of following automated decision making systems
21 and describe how their implementation would affect the procurement of
22 a new system and the use the existing system:

23 (i) The department of children, youth, and families system used
24 to determine risk in the family child welfare system;

25 (ii) The department of corrections system used to determine risk
26 for purposes of evaluating early release and/or sentencing; or

27 (iii) The department of social and health services system used
28 for hospital admissions.

29 (d) The work group shall meet at least four times, or more
30 frequently to accomplish its work. The office of the chief
31 information officer must lead the work group. Each of the state
32 agencies identified in (a) of this subsection must provide staff
33 support to the work group and its activities.

34 (e) The work group must submit a report to the fiscal committees
35 of the legislature and the governor no later than December 1, 2021.

36 (f) For purposes of this subsection, "automated decision system"
37 or "system" means any algorithm, including one incorporating machine
38 learning or other artificial intelligence techniques, that uses data-
39 based analysis or calculations to make or support government
40 decisions, judgments, or conclusions that cause a Washington resident

1 to be treated differently than another Washington resident in the
2 nature or amount of governmental interaction with that individual
3 including, without limitation, benefits, protections, required
4 payments, penalties, regulations, timing, application, or process
5 requirements.

6 ~~((15))~~ (14) \$81,000 of the consolidated technology services
7 revolving account—state appropriation is provided solely for
8 implementation of Engrossed Second Substitute House Bill No. 1274
9 (cloud computing solutions). ~~((If the bill is not enacted by June 30,~~
10 ~~2021, the amount provided in this subsection shall lapse.~~

11 ~~(16))~~ (15)(a) \$381,000 of the general fund—state appropriation
12 for fiscal year 2022 and \$343,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for the office
14 of the chief information officer to provide a common platform for
15 hosting existing state data on natural hazards risks into a
16 comprehensive, multihazard, statewide, geospatial data portal to
17 assist with state hazard risk and resilience mapping and analysis. In
18 performing this work, the office of the chief information officer
19 will:

20 (i) Coordinate with the state emergency management division,
21 office of the insurance commissioner, University of Washington
22 climate impacts group and Washington sea grant, Washington State
23 University water research center, and the state departments of
24 ecology, health, natural resources, and transportation on the project
25 scope, user needs, and deliverables;

26 (ii) Organize data in standardized and compatible formats
27 including temporal data, where able; and

28 (iii) Address credentialing for secure access to protect
29 sensitive data needed for risk analyses.

30 (b) By December 1, 2022, in consultation with the governor's
31 office and the other agencies listed above, the office of the chief
32 information officer will provide a progress report to the relevant
33 legislative committees on the development of the platform and data
34 sharing agreements.

35 (c) By June 1, 2023, in consultation with the governor's office
36 and the other agencies listed above, the office of the chief
37 information officer will provide a final report with recommendations
38 for further enhancing natural hazards resiliency by using data to
39 inform the development of a statewide resilience strategy.

(d) This subsection is subject to the conditions, limitations, and review of section 701 of this act.

~~((17))~~ (16) \$1,493,000 of the consolidated technology services revolving account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5432 (cybersecurity/state gov.). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))~~

(17) \$4,333,000 of the consolidated technology services revolving account—state appropriation is provided solely for the continued implementation of the enterprise cloud computing program and the recommendations of the Washington state cloud readiness report.

(18) \$2,375,000 of the consolidated technology services revolving account—state appropriation is provided solely for the implementation of the recommendations of the cloud transition task force report.

Sec. 150. 2021 c 334 s 152 (uncodified) is amended to read as follows:

FOR THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS

| | |
|--|--------------------------|
| Professional Engineers' Account—State Appropriation. | (\$4,190,000) |
| | <u>\$4,238,000</u> |
| TOTAL APPROPRIATION. | (\$4,190,000) |
| | <u>\$4,238,000</u> |

Sec. 151. 2021 c 334 s 153 (uncodified) is amended to read as follows:

FOR THE LAW ENFORCEMENT OFFICERS' AND FIREFIGHTERS' PLAN 2 RETIREMENT BOARD

| | |
|--|-----------|
| Law Enforcement Officers' and Firefighters' Plan 2 | |
| Expense Nonappropriated Fund—State | |
| Appropriation. | \$320,000 |
| TOTAL APPROPRIATION. | \$320,000 |

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for an additional full-time equivalent position to staff an ombuds services program. The ombuds services program will provide information and advice and assist members and survivors regarding the benefits and services for which they qualify.

(End of part)

PART II
HUMAN SERVICES

Sec. 201. 2021 c 334 s 201 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(1) The appropriations to the department of social and health services in this act shall be expended for the programs and in the amounts specified in this act. Appropriations made in this act to the department of social and health services shall initially be allotted as required by this act. Subsequent allotment modifications shall not include transfers of moneys between sections of this act except as expressly provided in this act, nor shall allotment modifications permit moneys that are provided solely for a specified purpose to be used for other than that purpose.

(2) The department of social and health services shall not initiate any services that require expenditure of state general fund moneys unless expressly authorized in this act or other law. The department may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation providing appropriation authority, and an equal amount of appropriated state general fund moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(3) The legislature finds that medicaid payment rates, as calculated by the department pursuant to the appropriations in this act, bear a reasonable relationship to the costs incurred by efficiently and economically operated facilities for providing quality services and will be sufficient to enlist enough providers so that care and services are available to the extent that such care and services are available to the general population in the geographic area. The legislature finds that cost reports, payment data from the

1 federal government, historical utilization, economic data, and
2 clinical input constitute reliable data upon which to determine the
3 payment rates.

4 (4) The department shall to the maximum extent practicable use
5 the same system for delivery of spoken-language interpreter services
6 for social services appointments as the one established for medical
7 appointments in the health care authority. When contracting directly
8 with an individual to deliver spoken language interpreter services,
9 the department shall only contract with language access providers who
10 are working at a location in the state and who are state-certified or
11 state-authorized, except that when such a provider is not available,
12 the department may use a language access provider who meets other
13 certifications or standards deemed to meet state standards, including
14 interpreters in other states.

15 (5) Information technology projects or investments and proposed
16 projects or investments impacting time capture, payroll and payment
17 processes and systems, eligibility, case management, and
18 authorization systems within the department of social and health
19 services are subject to technical oversight by the office of the
20 chief information officer.

21 (6)(a) The department shall facilitate enrollment under the
22 medicaid expansion for clients applying for or receiving state funded
23 services from the department and its contractors. Prior to open
24 enrollment, the department shall coordinate with the health care
25 authority to provide referrals to the Washington health benefit
26 exchange for clients that will be ineligible for medicaid.

27 (b) To facilitate a single point of entry across public and
28 medical assistance programs, and to maximize the use of federal
29 funding, the health care authority, the department of social and
30 health services, and the health benefit exchange will coordinate
31 efforts to expand HealthPlanfinder access to public assistance and
32 medical eligibility staff. The department shall complete medicaid
33 applications in the HealthPlanfinder for households receiving or
34 applying for public assistance benefits.

35 (7) The health care authority, the health benefit exchange, the
36 department of social and health services, the department of health,
37 and the department of children, youth, and families shall work
38 together within existing resources to establish the health and human
39 services enterprise coalition (the coalition). The coalition, led by
40 the health care authority, must be a multi-organization collaborative

1 that provides strategic direction and federal funding guidance for
2 projects that have cross-organizational or enterprise impact,
3 including information technology projects that affect organizations
4 within the coalition. The office of the chief information officer
5 shall maintain a statewide perspective when collaborating with the
6 coalition to ensure that projects are planned for in a manner that
7 ensures the efficient use of state resources, supports the adoption
8 of a cohesive technology and data architecture, and maximizes federal
9 financial participation. ~~((The work of the coalition is subject to~~
10 ~~the conditions, limitations, and review provided in section 701 of~~
11 ~~this act.))~~

12 (8)(a) The appropriations to the department of social and health
13 services in this act must be expended for the programs and in the
14 amounts specified in this act. However, after May 1, 2022, unless
15 prohibited by this act, the department may transfer general fund—
16 state appropriations for fiscal year 2022 among programs and
17 subprograms after approval by the director of the office of financial
18 management. However, the department may not transfer state
19 appropriations that are provided solely for a specified purpose
20 except as expressly provided in (b) of this subsection.

21 (b) To the extent that transfers under (a) of this subsection are
22 insufficient to fund actual expenditures in excess of fiscal year
23 2022 in response to the COVID-19 pandemic or caseload forecasts and
24 utilization assumptions in the long-term care, developmental
25 disabilities, and public assistance programs, the department may
26 transfer state appropriations that are provided solely for a
27 specified purpose. The department may not transfer funds, and the
28 director of the office of financial management may not approve the
29 transfer, unless the transfer is consistent with the objective of
30 conserving, to the maximum extent possible, the expenditure of state
31 funds. The director of the office of financial management shall
32 notify the appropriate fiscal committees of the legislature in
33 writing seven days prior to approving any allotment modifications or
34 transfers under this subsection. The written notification shall
35 include a narrative explanation and justification of the changes,
36 along with expenditures and allotments by budget unit and
37 appropriation, both before and after any allotment modifications or
38 transfers.

1 **Sec. 202.** 2021 c 334 s 202 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH**
4 **PROGRAM**

5 (1) INSTITUTIONAL SERVICES

| | | |
|----|---|----------------------------------|
| 6 | General Fund—State Appropriation (FY 2022) | ((\$435,890,000)) |
| 7 | | <u>\$428,037,000</u> |
| 8 | General Fund—State Appropriation (FY 2023) | ((\$436,264,000)) |
| 9 | | <u>\$486,051,000</u> |
| 10 | General Fund—Federal Appropriation. | ((\$142,531,000)) |
| 11 | | <u>\$144,203,000</u> |
| 12 | General Fund—Private/Local Appropriation. | ((\$21,540,000)) |
| 13 | | <u>\$17,982,000</u> |
| 14 | <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |
| 15 | <u>Appropriation.</u> | <u>\$8,853,000</u> |
| 16 | TOTAL APPROPRIATION. | ((\$1,036,225,000)) |
| 17 | | <u>\$1,085,126,000</u> |

18 The appropriations in this subsection are subject to the
19 following conditions and limitations:

20 (a) The state psychiatric hospitals may use funds appropriated in
21 this subsection to purchase goods, services, and supplies through
22 hospital group purchasing organizations when it is cost-effective to
23 do so.

24 (b) \$311,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$310,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for a community partnership
27 between western state hospital and the city of Lakewood to support
28 community policing efforts in the Lakewood community surrounding
29 western state hospital. The amounts provided in this subsection
30 (1)(b) are for the salaries, benefits, supplies, and equipment for
31 one full-time investigator, one full-time police officer, and one
32 full-time community service officer at the city of Lakewood. The
33 department must collect data from the city of Lakewood on the use of
34 the funds and the number of calls responded to by the community
35 policing program and submit a report with this information to the
36 office of financial management and the appropriate fiscal committees
37 of the legislature each December of the fiscal biennium.

1 (c) \$45,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$45,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for payment to the city of
4 Lakewood for police services provided by the city at western state
5 hospital and adjacent areas.

6 (d) \$19,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$19,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for payment to the city of
9 Medical Lake for police services provided by the city at eastern
10 state hospital and adjacent areas.

11 (e) \$135,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$135,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the department to maintain
14 an on-site safety compliance officer, stationed at Western State
15 Hospital, to provide oversight and accountability of the hospital's
16 response to safety concerns regarding the hospital's work
17 environment.

18 (f) \$100,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$100,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the department to track
21 compliance with RCW 71.05.365 requirements for transition of state
22 hospital patients into community settings within fourteen days of the
23 determination that they no longer require active psychiatric
24 treatment at an inpatient level of care. The department must use
25 these funds to track the following elements related to this
26 requirement: (i) The date on which an individual is determined to no
27 longer require active psychiatric treatment at an inpatient level of
28 care; (ii) the date on which the behavioral health entities and other
29 organizations responsible for resource management services for the
30 person is notified of this determination; and (iii) the date on which
31 either the individual is transitioned to the community or has been
32 re-evaluated and determined to again require active psychiatric
33 treatment at an inpatient level of care. The department must provide
34 this information in regular intervals to behavioral health entities
35 and other organizations responsible for resource management services.
36 The department must summarize the information and provide a report to
37 the office of financial management and the appropriate committees of
38 the legislature on progress toward meeting the fourteen day standard
39 by December 1, 2021, and December 1, 2022.

1 (g) \$250,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$250,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the department, in
4 collaboration with the health care authority, to develop and
5 implement a predictive modeling tool which identifies clients who are
6 at high risk of future involvement with the criminal justice system
7 and for developing a model to estimate demand for civil and forensic
8 state hospital bed needs pursuant to the following requirements.

9 (i) By the first day of each December during the biennium, the
10 department, in coordination with the health care authority, must
11 submit a report to the office of financial management and the
12 appropriate committees of the legislature which summarizes how the
13 predictive modeling tool has been implemented and includes the
14 following: (A) The numbers of individuals identified by the tool as
15 having a high risk of future criminal justice involvement; (B) the
16 method and frequency for which the department is providing lists of
17 high-risk clients to contracted managed care organizations and
18 behavioral health administrative services organizations; (C) a
19 summary of how the managed care organizations and behavioral health
20 administrative services organizations are utilizing the data to
21 improve the coordination of care for the identified individuals; and
22 (D) a summary of the administrative data to identify whether
23 implementation of the tool is resulting in increased access and
24 service levels and lower recidivism rates for high-risk clients at
25 the state and regional level.

26 (ii) The department must provide staff support for the forensic
27 and long-term civil commitment bed forecast which must be conducted
28 under the direction of the office of financial management. The
29 forecast methodology, updates, and methodology changes must be
30 conducted in coordination with staff from the department, the health
31 care authority, the office of financial management, and the
32 appropriate fiscal committees of the state legislature. The model
33 shall incorporate factors for capacity in state hospitals as well as
34 contracted facilities, which provide similar levels of care, referral
35 patterns, wait lists, lengths of stay, and other factors identified
36 as appropriate for estimating the number of beds needed to meet the
37 demand for civil and forensic state hospital services. Factors should
38 include identification of need for the services and analysis of the
39 effect of community investments in behavioral health services and
40 other types of beds that may reduce the need for long-term civil

1 commitment needs. The forecast must be updated each February, June,
2 and November during the biennium and the department must submit a
3 report to the legislature and the appropriate committees of the
4 legislature summarizing the updated forecast based on the caseload
5 forecast council's schedule for entitlement program forecasts.

6 (h) \$5,049,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$5,075,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the phase-in of the
9 settlement agreement under *Trueblood, et al. v. Department of Social*
10 *and Health Services, et al.*, United States District Court for the
11 Western District of Washington, Cause No. 14-cv-01178-MJP. The
12 department, in collaboration with the health care authority and the
13 criminal justice training commission, must implement the provisions
14 of the settlement agreement pursuant to the timeline and
15 implementation plan provided for under the settlement agreement. This
16 includes implementing provisions related to competency evaluations,
17 competency restoration, forensic navigators, crisis diversion and
18 supports, education and training, and workforce development.

19 (i) \$7,147,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$7,147,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely to maintain implementation of
22 efforts to improve the timeliness of competency evaluation services
23 for individuals who are in local jails pursuant to chapter 5, Laws of
24 2015 (timeliness of competency treatment and evaluation services).
25 This funding must be used solely to maintain increases in the number
26 of competency evaluators that began in fiscal year 2016 pursuant to
27 the settlement agreement under *Trueblood, et al. v. Department of*
28 *Social and Health Services, et al.*, United States District Court for
29 the Western District of Washington, Cause No. 14-cv-01178-MJP.

30 (j) \$71,690,000 of the general fund—state appropriation for
31 fiscal year 2022, \$77,825,000 of the general fund—state appropriation
32 for fiscal year 2023, and \$2,541,000 of the general fund—federal
33 appropriation are provided solely for implementation of efforts to
34 improve the timeliness of competency restoration services pursuant to
35 chapter 5, Laws of 2015 (timeliness of competency treatment and
36 evaluation services) and the settlement agreement under *Trueblood, et*
37 *al. v. Department of Social and Health Services, et al.*, United
38 States District Court for the Western District of Washington, Cause
39 No. 14-cv-01178-MJP. These amounts must be used to maintain increases

1 that were implemented between fiscal year 2016 and fiscal year 2021,
2 and further increase the number of forensic beds at western state
3 hospital during the 2021-2023 fiscal biennium. Pursuant to chapter 7,
4 Laws of 2015 1st sp. sess. (timeliness of competency treatment and
5 evaluation services), the department may contract some of these
6 amounts for services at alternative locations if the secretary
7 determines that there is a need.

8 (k) (~~(\$76,029,000)~~) \$80,271,000 of the general fund—state
9 appropriation for fiscal year 2022 and (~~(\$59,784,000)~~) \$71,200,000 of
10 the general fund—state appropriation for fiscal year 2023 are
11 provided solely for the department to continue to implement an acuity
12 based staffing tool at western state hospital and eastern state
13 hospital in collaboration with the hospital staffing committees. The
14 staffing tool must be used to identify, on a daily basis, the
15 clinical acuity on each patient ward and determine the minimum level
16 of direct care staff by profession to be deployed to meet the needs
17 of the patients on each ward. The department must evaluate interrater
18 reliability of the tool within each hospital and between the two
19 hospitals. The department must also continue to update, in
20 collaboration with the office of financial management's labor
21 relations office, the staffing committees, and state labor unions, an
22 overall state hospital staffing plan that looks at all positions and
23 functions of the facilities.

24 (i) Within the amounts provided in this section, the department
25 must establish, monitor, track, and report monthly staffing and
26 expenditures at the state hospitals, including overtime and use of
27 locums, to the functional categories identified in the recommended
28 staffing plan. The allotments and tracking of staffing and
29 expenditures must include all areas of the state hospitals, must be
30 done at the ward level, and must include contracted facilities
31 providing forensic restoration services as well as the office of
32 forensic mental health services.

33 (ii) By December 1, 2021, and December 1, 2022, the department
34 must submit reports to the office of financial management and the
35 appropriate committees of the legislature that provide a comparison
36 of monthly spending, staffing levels, overtime, and use of locums for
37 the prior year compared to allotments and to the recommended state
38 hospital staffing model. The format for these reports must be
39 developed in consultation with staff from the office of financial
40 management and the appropriate committees of the legislature. The

1 reports must include a summary of the results of the evaluation of
2 the interrater reliability in use of the staffing acuity tool and an
3 update from the hospital staffing committees.

4 (iii) Monthly staffing levels and related expenditures at the
5 state hospitals must not exceed official allotments without prior
6 written approval from the director of the office of financial
7 management. In the event the director of the office of financial
8 management approves an increase in monthly staffing levels and
9 expenditures beyond what is budgeted, notice must be provided to the
10 appropriate committees of the legislature within 30 days of such
11 approval. The notice must identify the reason for the authorization
12 to exceed budgeted staffing levels and the time frame for the
13 authorization. Extensions of authorizations under this subsection
14 must also be submitted to the director of the office of financial
15 management for written approval in advance of the expiration of an
16 authorization. The office of financial management must notify the
17 appropriate committees of the legislature of any extensions of
18 authorizations granted under this subsection within 30 days of
19 granting such authorizations and identify the reason and time frame
20 for the extension.

21 (l) \$10,581,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$10,581,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely for the
24 department to implement strategies to improve patient and staff
25 safety at eastern and western state hospitals. These amounts must be
26 used for continuing to implement a new intensive care model program
27 at western state hospital and maintaining prior investments in
28 training and other safety-related staff support at both hospitals. A
29 report must be submitted by December 1, 2021, and December 1, 2022,
30 which includes a description of the ~~((intensive care model being
31 implemented))~~ safety or violence reduction strategy, a profile of the
32 types of patients being served ~~((at the program))~~, the staffing model
33 being used ~~((for the program))~~, and outcomes associated with ~~((the
34 program))~~ each strategy. The outcomes section should include tracking
35 data on facility-wide metrics related to patient and staff safety as
36 well as individual outcomes related to the patients served ~~((on the
37 unit))~~.

38 (m) \$2,593,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$2,593,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely for the department to increase services to patients found not guilty by reason of insanity under the *Ross v. Laswhay* settlement agreement.

(n) Within the amounts provided in this subsection, the department must develop and submit an annual state hospital performance report for eastern and western state hospitals. Each measure included in the performance report must include baseline performance data, agency performance targets, and performance for the most recent fiscal year. The performance report must include a one page dashboard as well as charts for each fiscal and quality of care measure broken out by hospital and including but not limited to (i) monthly FTE expenditures compared to allotments; (ii) monthly dollar expenditures compared to allotments; (iii) monthly FTE expenditures per thousand patient bed days; (iv) monthly dollar expenditures per thousand patient bed days; (v) percentage of FTE expenditures for overtime; (vi) average length of stay by category of patient; (vii) average monthly civil wait list; (viii) average monthly forensic wait list; (ix) rate of staff assaults per thousand patient bed days; (x) rate of patient assaults per thousand patient bed days; (xi) average number of days to release after a patient has been determined to be clinically ready for discharge; and (xii) average monthly vacancy rates for key clinical positions. The department must submit the state hospital performance report to the office of financial management and the appropriate committees of the legislature by the first day of each December of the biennium.

(o) \$3,846,000 of the general fund—state appropriation for fiscal year 2022, \$3,846,000 of the general fund—state appropriation for fiscal year 2023, and \$7,692,000 of the general fund—federal appropriation are provided solely to open a new unit at the child study treatment center which shall serve up to 18 children.

(p) (~~(\$2,941,000)~~) \$1,905,000 of the general fund—state appropriation for fiscal year 2023 and (~~(\$2,941,000)~~) \$1,905,000 of the general fund—federal appropriation are provided solely for the department to operate a 16 bed facility located in Clark county to provide long-term inpatient care beds as defined in RCW 71.24.025. The department must use this facility to provide treatment services for individuals who have been committed to a state hospital pursuant to the dismissal of criminal charges and a civil evaluation ordered under RCW 10.77.086 or 10.77.088. The department must develop and

1 implement a protocol to assess the risk of patients being considered
2 for placement in this facility and determine whether the level of
3 security and treatment services is appropriate to meet the patient's
4 needs. The department must submit a report to the office of financial
5 management and the appropriate committees of the legislature by
6 December 1, 2022, providing a description of the protocol and a
7 status update on progress toward opening the new facility.

8 (q) \$1,382,000 of the general fund—state appropriation for fiscal
9 year 2022, \$5,092,000 of the general fund—state appropriation for
10 fiscal year 2023, and \$5,092,000 of the general fund—federal
11 appropriation is provided solely for the department to operate a 16
12 bed facility on the Maple Lane campus to provide long-term inpatient
13 care beds as defined in RCW 71.24.025. The facility must have the
14 capacity to provide treatment services to individuals committed under
15 chapter 71.05 RCW including individuals who have been committed to a
16 state hospital pursuant to the dismissal of criminal charges and a
17 civil evaluation ordered under RCW 10.77.086 or 10.77.088. The
18 department must develop and implement a protocol to assess the risk
19 of patients being considered for placement in this facility and
20 determine whether the level of security and treatment services is
21 appropriate to meet the patient's needs. The department must submit a
22 report to the office of financial management and the appropriate
23 committees of the legislature by December 1, 2021, providing a
24 description of the protocol and a status update on progress toward
25 opening the new facility.

26 (r) \$4,316,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for the department to operate the
28 Columbia cottage at Maple Lane as a 30 bed facility to serve
29 individuals who have been acquitted of a crime by reason of insanity
30 and subsequently ordered to receive treatment services under RCW
31 10.77.120. The department must develop and implement a protocol to
32 assess the risk of patients being considered for placement in this
33 facility and determine whether the level of security and treatment
34 services is appropriate to meet the patient's needs. The department
35 must submit a report to the office of financial management and the
36 appropriate committees of the legislature by December 1, 2022,
37 providing a description of the protocol and a status update on
38 progress toward the opening of Columbia cottage.

(s) Within the amounts provided in this section, the department is provided funding to operate civil long-term inpatient beds at the state hospitals as follows:

(i) Funding is sufficient for the department to operate 192 civil beds at eastern state hospital in both fiscal year 2022 and fiscal year 2023.

(ii) Funding for civil beds at western state hospital is reduced during this period to allow for a phased reduction of six wards from 467 to 287 civil beds.

(iii) The closure of western state hospital civil wards shall be implemented according to the following schedule: (A) First ward closure by July 1, 2021; (B) second ward closure by November 1, 2021; (C) third ward closure by March 1, 2022; (D) fourth ward closure by July 1, 2022; (E) fifth ward closure by November 1, 2022; and (F) sixth ward closure by April 1, 2023.

(iv) The department shall fully operate funded civil capacity at eastern state hospital, including reopening and operating civil beds that are not needed for eastern Washington residents to provide services for western Washington residents.

(v) The department shall coordinate with the health care authority toward development of the plan for increasing community capacity for long-term inpatient services required under section 215(67) of this act.

(vi) It is the intent of the legislature to close additional civil wards at western state hospital during the 2023-2025 fiscal biennium.

(vii) It is the intent of the legislature to stop using western state hospital buildings 17, 19, 20, and 21, which were built before the 1950s, for patient care by fiscal year 2027.

(t) \$360,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to implement Engrossed Second Substitute House Bill No. 1086 (behavioral health consumers). The amount in this subsection is provided solely for the department's costs associated with providing access to and following up on referrals from behavioral health consumer advocates in state operated mental health facilities. The department must track the number of monthly cases in which access to behavioral health consumer advocates was provided for patients in state operated mental health facilities and the number of these which resulted in subsequent follow-up investigation by the department. The department must submit

a preliminary report to the office of financial management and the appropriate committees of the legislature on the number of monthly cases and follow-up investigations by December 1, 2022, and a final report by June 30, 2023. (~~If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.~~)

(u) \$500,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to conduct a cloud computing migration feasibility study and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(v) \$150,000 of the general fund—state appropriation for fiscal year 2022 and \$329,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to upgrade pharmacy information technology systems and are subject to the conditions, limitations, and review requirements of section 701 of this act.

(2) PROGRAM SUPPORT

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$5,936,000)) |
| | <u>\$5,885,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$5,929,000)) |
| | <u>\$6,079,000</u> |
| General Fund—Federal Appropriation. | ((\$366,000)) |
| | <u>\$409,000</u> |
| TOTAL APPROPRIATION. | ((\$12,231,000)) |
| | <u>\$12,373,000</u> |

Sec. 203. 2021 c 334 s 203 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL DISABILITIES PROGRAM

(1) COMMUNITY SERVICES

| | |
|---|----------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$747,646,000)) |
| | <u>\$711,568,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$948,278,000)) |
| | <u>\$1,024,794,000</u> |
| General Fund—Federal Appropriation. | ((\$2,086,801,000)) |
| | <u>\$2,283,371,000</u> |
| General Fund—Private/Local Appropriation. | \$4,058,000 |
| Developmental Disabilities Community Services | |
| Account—State Appropriation. | \$52,000,000 |
| <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |

1 (ii) \$8,764,000 of the general fund—state appropriation for
2 fiscal year 2023 and \$11,156,000 of the general fund—federal
3 appropriation are provided solely for the implementation of the
4 agreement reached between the governor and the service employees
5 international union healthcare 775nw under the provisions of chapters
6 74.39A and 41.56 RCW for fiscal year 2023, as provided in section 937
7 of this act.

8 (d) (i) \$291,000 of the general fund—state appropriation for
9 fiscal year 2022, \$992,000 of the general fund—state appropriation
10 for fiscal year 2023, and \$1,844,000 of the general fund—federal
11 appropriation are provided solely for the homecare agency parity
12 impacts of the agreement between the governor and the service
13 employees international union healthcare 775nw.

14 (ii) \$953,000 of the general fund—state appropriation for fiscal
15 year 2023 and \$1,214,000 of the general fund—federal appropriation
16 are provided solely for the homecare agency parity impacts of the
17 agreement between the governor and the service employees
18 international union healthcare 775nw.

19 (e) (i) \$540,000 of the general fund—state appropriation for
20 fiscal year 2022, \$860,000 of the general fund—state appropriation
21 for fiscal year 2023, and \$1,881,000 of the general fund—federal
22 appropriation are provided solely for the implementation of an
23 agreement reached between the governor and the adult family home
24 council under the provisions of chapter 41.56 RCW for the 2021-2023
25 fiscal biennium, as provided in section 948 of this act.

26 (ii) \$1,389,000 of the general fund—state appropriation for
27 fiscal year 2023 and \$1,278,000 of the general fund—federal
28 appropriation are provided solely for the implementation of an
29 agreement reached between the governor and the adult family home
30 council under the provisions of chapter 41.56 RCW for fiscal year
31 2023, as provided in section 939 of this act.

32 (f) The department may authorize a one-time waiver of all or any
33 portion of the licensing and processing fees required under RCW
34 70.128.060 in any case in which the department determines that an
35 adult family home is being relicensed because of exceptional
36 circumstances, such as death or incapacity of a provider, and that to
37 require the full payment of the licensing and processing fees would
38 present a hardship to the applicant. In these situations the
39 department is also granted the authority to waive the required

1 residential administrator training for a period of 120 days if
2 necessary to ensure continuity of care during the relicensing
3 process.

4 (g) Community residential cost reports that are submitted by or
5 on behalf of contracted agency providers are required to include
6 information about agency staffing including health insurance, wages,
7 number of positions, and turnover.

8 (h) Sufficient appropriations are provided to continue community
9 alternative placement beds that prioritize the transition of clients
10 who are ready for discharge from the state psychiatric hospitals, but
11 who have additional long-term care or developmental disability needs.

12 (i) Community alternative placement beds include enhanced service
13 facility beds, adult family home beds, skilled nursing facility beds,
14 shared supportive housing beds, state operated living alternative
15 beds, and assisted living facility beds.

16 (ii) Each client must receive an individualized assessment prior
17 to leaving one of the state psychiatric hospitals. The individualized
18 assessment must identify and authorize personal care, nursing care,
19 behavioral health stabilization, physical therapy, or other necessary
20 services to meet the unique needs of each client. It is the
21 expectation that, in most cases, staffing ratios in all community
22 alternative placement options described in (h)(i) of this subsection
23 will need to increase to meet the needs of clients leaving the state
24 psychiatric hospitals. If specialized training is necessary to meet
25 the needs of a client before he or she enters a community placement,
26 then the person centered service plan must also identify and
27 authorize this training.

28 (iii) When reviewing placement options, the department must
29 consider the safety of other residents, as well as the safety of
30 staff, in a facility. An initial evaluation of each placement,
31 including any documented safety concerns, must occur within thirty
32 days of a client leaving one of the state psychiatric hospitals and
33 entering one of the community placement options described in (h)(i)
34 of this subsection. At a minimum, the department must perform two
35 additional evaluations of each placement during the first year that a
36 client has lived in the facility.

37 (iv) In developing bed capacity, the department shall consider
38 the complex needs of individuals waiting for discharge from the state
39 psychiatric hospitals.

1 (i) Sufficient appropriations are provided for discharge case
2 managers stationed at the state psychiatric hospitals. Discharge case
3 managers will transition clients ready for hospital discharge into
4 less restrictive alternative community placements. The transition of
5 clients ready for discharge will free up bed capacity at the state
6 psychiatric hospitals.

7 (j) \$4,000 of the general fund—state appropriation for fiscal
8 year 2022, \$17,000 of the general fund—state appropriation for fiscal
9 year 2023, and \$23,000 of the general fund—federal appropriation are
10 provided solely for a cost of living adjustment to the personal needs
11 allowance pursuant to RCW 74.09.340.

12 (k) The department will work with the health care authority and
13 Washington state's managed care organizations to establish
14 recommendations for clients who live in the community to access the
15 developmental disabilities administration's facility-based
16 professionals to receive care covered under the state plan. If
17 feasible, these recommendations should detail how to enable facility-
18 based professionals to deliver services at mobile or brick-and-mortar
19 clinical settings in the community. The department must submit its
20 recommendations to the appropriate legislative committees no later
21 than December 1, ~~((2021))~~ 2022.

22 (l) The department of social and health services must claim the
23 enhanced federal medical assistance participation rate for home and
24 community-based services offered under section 9817 of the American
25 rescue plan act of 2021 (ARPA). Appropriations made that constitute
26 supplementation of home and community-based services as defined in
27 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

28 (m) \$300,000 of the general fund—state appropriation for fiscal
29 year 2023 and \$226,000 of the general fund—federal appropriation are
30 provided solely to implement Engrossed Second Substitute House Bill
31 No. 1086 (behavioral health consumers). ~~((If the bill is not enacted
32 by June 30, 2021, the amounts provided in this subsection shall
33 lapse.))~~

34 (n) \$408,000 of the general fund—state appropriation for fiscal
35 year 2022, \$416,000 of the general fund—state appropriation for
36 fiscal year 2023, and \$474,000 of the general fund—federal
37 appropriation are provided solely to implement Second Substitute
38 House Bill No. 1061 (child welfare/developmental disability). ~~((If~~

~~the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(o) \$3,474,000 of the general fund—state appropriation for fiscal year 2022, \$11,423,000 of the general fund—state appropriation for fiscal year 2023, and \$15,262,000 of the general fund—federal appropriation are provided solely to increase rates for community residential service providers offering supported living, group home, group training home, and licensed staff residential services to individuals with developmental disabilities. The amounts provided in this subsection (o) include funding to increase the provider rate by 2.0 percent effective January 1, 2022, and by an additional 2.0 percent effective January 1, 2023. Both 2.0 percent rate increases must be used to support providers' ability to maintain direct care staff wages above the statewide minimum wage.

(p) The annual certification renewal fee for community residential service businesses is \$859 per client in fiscal year 2022 and \$859 per client in fiscal year 2023. The annual certification renewal fee may not exceed the department's annual licensing and oversight activity costs.

(q) The appropriations in this section include sufficient funding to implement chapter 220, Laws of 2020 (adult family homes/8 beds). A nonrefundable fee of \$485 shall be charged for each application to increase bed capacity at an adult family home to seven or eight beds.

(r) \$39,000 of the general fund—state appropriation for fiscal year 2022, \$49,000 of the general fund—state appropriation for fiscal year 2023, and \$131,000 of the general fund—federal appropriation are provided solely to increase the administrative rate for home care agencies by five cents per hour effective July 1, 2021.

(s) \$1,705,000 of the general fund—state appropriation for fiscal year 2022, \$1,688,000 of the general fund—state appropriation for fiscal year 2023, and \$1,465,000 of the general fund—federal appropriation are provided solely for the development and implementation of 13 enhanced respite beds across the state for children. These services are intended to provide families and caregivers with a break in caregiving, the opportunity for behavioral stabilization of the child, and the ability to partner with the state in the development of an individualized service plan that allows the child to remain in his or her family home. The department must provide the legislature with a respite utilization report in January

1 of each year that provides information about the number of children
2 who have used enhanced respite in the preceding year, as well as the
3 location and number of days per month that each respite bed was
4 occupied.

5 (t) \$2,025,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$2,006,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the development and
8 implementation of 13 community respite beds across the state for
9 adults. These services are intended to provide families and
10 caregivers with a break in caregiving and the opportunity for
11 stabilization of the individual in a community-based setting as an
12 alternative to using a residential habilitation center to provide
13 planned or emergent respite. The department must provide the
14 legislature with a respite utilization report by January of each year
15 that provides information about the number of individuals who have
16 used community respite in the preceding year, as well as the location
17 and number of days per month that each respite bed was occupied.

18 (u) (~~(\$18,733,000)~~) \$43,575,000 of the general fund—state
19 appropriation for fiscal year 2022, \$39,592,000 of the general fund—
20 state appropriation for fiscal year 2023, and (~~(\$46,342,000)~~)
21 \$159,721,000 of the general fund—federal appropriation are provided
22 solely to continue providing rate add-ons for contracted service
23 providers to address the increased costs associated with serving
24 clients during the COVID-19 pandemic (~~((through the end of calendar~~
25 ~~year 2021))~~).

26 (v) \$78,000 of the general fund—state appropriation for fiscal
27 year 2022, \$75,000 of the general fund—state appropriation for fiscal
28 year 2023, and \$113,000 of the general fund—federal appropriation are
29 provided solely for implementation of Engrossed Substitute Senate
30 Bill No. 5284 (subminimum wage/disabilities). (~~((If the bill is not~~
31 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
32 ~~shall lapse.))~~)

33 (w) Funding in this section is sufficient to implement chapter
34 352, laws of 2020 (developmental disabilities budgeting), including a
35 review of the no-paid services caseload and to update the information
36 to accurately reflect a current headcount of eligible persons and the
37 number of persons contacted who are currently interested in receiving
38 a paid service. It is the intent of the legislature that the
39 department will, as required in chapter 252, laws of 2020

(developmental disabilities budgeting), submit a report of this information to the governor and the appropriate committees of the legislature by December 1, 2021. It is also the intent of the legislature that the necessary paid services identified with completion of this report will be adequately funded by the conclusion of fiscal year 2024.

(x) \$1,387,000 of the general fund—state appropriation for fiscal year 2022, \$2,641,000 of the general fund—state appropriation for fiscal year 2023, and \$4,250,000 of the general fund—federal appropriation are provided solely to increase the capacity of the children's intensive in-home behavioral supports waiver by 100 slots.

(y) \$18,506,000 of the general fund—state appropriation for fiscal year 2023 and \$23,553,000 of the general fund—federal appropriation are provided solely for the purposes of settling all claims in the two related cases *Liang et al v. Washington DSHS et al*, Thurston county superior court case no. 20-2-02506-34 and *SEIU 775 v. Washington DSHS et al*, Thurston county superior court case no. 18-2-05584-34, Washington supreme court case no. 99658-8. The expenditure of these amounts is contingent upon the release of all claims in both cited cases, and total settlement costs shall not exceed the amounts provided in this subsection and section 204(45) of this act. If the settlement agreement is not fully executed and approved by the Thurston county superior court by June 30, 2023, the amounts provided in this subsection shall lapse.

(z) \$205,000 of the general fund—state appropriation for fiscal year 2022, \$232,000 of the general fund—state appropriation for fiscal year 2023, and \$590,000 of the general fund—federal appropriation are provided solely for the department of social and health services to examine the capabilities of the community residential settings and services; to improve cross-system coordination; and to begin the process of redesigning state-operated intermediate care facilities to function as short-term crisis stabilization and intervention. Of the amounts provided in this subsection (1) ~~((+y))~~ (z):

(i) \$159,000 of the general fund—state appropriation for fiscal year 2022, \$186,000 of the general fund—state appropriation for fiscal year 2023, and \$310,000 of the general fund—federal appropriation are provided solely for the department of social and health services to:

1 (A) Beginning with the governor's budget proposal submitted in
2 December 2022, submit a budget request for expenditures associated
3 with anticipated demand for services under the individual and family
4 services waiver, the basic plus waiver, and the number of individuals
5 who are expected to reside in state-operated living alternatives for
6 consideration by the governor and the legislature for inclusion in
7 maintenance level budgets;

8 (B) Examine the need for community respite beds to serve eligible
9 individuals and stabilization, assessment, and intervention beds to
10 provide crisis stabilization services for individuals with complex
11 behavioral needs. A preliminary report must be submitted no later
12 than October 1, 2022, with a final report submitted no later than
13 October 1, 2023, to the governor and the appropriate committees of
14 the legislature that estimates the number of beds needed in fiscal
15 years 2023 through 2025, recommends geographic locations of these
16 beds, provides options for contracting with community providers for
17 these beds, provides options for utilizing existing intermediate care
18 facilities to meet these needs, and recommends whether or not an
19 increase to respite hours is needed;

20 (C) Contract with a private vendor for a study of medicaid rates
21 for contracted community residential service providers. The study
22 must be submitted to the governor and the appropriate committees of
23 the legislature no later than December 1, 2023, and must include:

24 (I) A recommendation of rates needed for facilities to cover
25 their costs and adequately recruit, train, and retain direct care
26 professionals;

27 (II) Recommendations for an enhanced rate structure, including
28 when and for whom this rate structure would be appropriate; and

29 (III) An assessment of options for an alternative, opt-in rate
30 structure for contracted supported living providers who voluntarily
31 serve individuals with complex behaviors, complete additional
32 training, and submit to additional monitoring;

33 (D) Submit by October 1, 2022, a five-year plan to phase-in the
34 appropriate level of funding and staffing to achieve case management
35 ratios of one case manager to no more than 35 clients. The five-year
36 plan must include:

37 (I) An analysis of current procedures to hire and train new staff
38 within the developmental disabilities administration of the
39 department of social and health services;

1 (II) Identification of any necessary changes to these procedures
2 to ensure a more efficient and timely process for hiring and training
3 staff; and

4 (III) Identification of the number of new hires needed on an
5 annual basis to achieve the phased implementation included in the
6 five-year plan;

7 (E) Collaborate with appropriate stakeholders to develop uniform
8 quality assurance metrics that are applied across community
9 residential settings, intermediate care facilities, and state-
10 operated nursing facilities and submit a report of these activities
11 to the governor and the legislature no later than June 30, 2023;

12 (F) Collaborate with the developmental disabilities council to
13 improve cross-system coordination and submit a report of the
14 activities and any recommendations for policy or fiscal changes to
15 the governor and the legislature no later than October 1, 2022, for
16 consideration in the 2023 legislative session that describes
17 collaborating with the developmental disabilities council to:

18 (I) Coordinate collaboration efforts among relevant stakeholders
19 to develop and disseminate best practices related to serving
20 individuals with cooccurring intellectual and developmental
21 disabilities and mental health conditions;

22 (II) Work with Washington state's apprenticeship and training
23 council, colleges, and universities to establish medical, dental,
24 nursing, and direct care apprenticeship programs that would address
25 gaps in provider training and overall competence;

26 (III) Devise options for consideration by the governor and the
27 legislature to prioritize funding for housing for individuals with
28 intellectual and developmental disabilities when a lack of affordable
29 housing is the barrier preventing an individual from moving to a
30 least restrictive community setting; and

31 (IV) Coordinate collaboration efforts among relevant stakeholders
32 to examine existing law with regard to guardianship and protective
33 proceedings and make any necessary recommendations for changes to
34 existing law to ensure that guardianship or other protective
35 proceedings are designed to provide individuals with intellectual and
36 developmental disabilities with the decision making support they
37 require to live as independently as possible in the least restrictive
38 environment, including consideration of mechanisms that enable
39 regular payment for services rendered by these legal representatives
40 when appropriate; and

1 (G) Develop procedures that ensure that placement in an
2 intermediate care facility is temporary and submit a report of these
3 efforts, including any necessary recommendations for policy or fiscal
4 changes, to the governor and the legislature for consideration in the
5 2022 legislative session no later than November 1, 2021, that
6 describes the development of procedures that ensure that:

7 (I) Clear, written, and verbal information is provided to the
8 individual and their family member that explains that placement in
9 the intermediate care facility is temporary and what constitutes
10 continuous aggressive active treatment and its eligibility
11 implications;

12 (II) Discharge planning begins immediately upon placement of an
13 individual within the intermediate care facility and that the
14 individual and their family member is provided clear descriptions of
15 all placement options and their requirements;

16 (III) When crisis stabilization services are available in the
17 community, the individual is presented with the option to receive
18 services in the community prior to placement in an intermediate care
19 facility; and

20 (IV) When the individual has not achieved crisis stabilization
21 after 60 days of initial placement in the intermediate care facility,
22 the department of social and health services must convene the
23 individual's team of care providers including, but not limited to,
24 the individual's case manager, the individual's community-based
25 providers, and, if applicable, the individual's managed care
26 organization to review and make any necessary changes to the
27 individual's crisis stabilization care plan.

28 (ii) \$46,000 of the general fund—state appropriation in fiscal
29 year 2022, \$46,000 of the general fund—state appropriation in fiscal
30 year 2023, and \$280,000 of the general fund—federal appropriation are
31 provided solely to establish peer mentors to connect each client in
32 an intermediate care facility with a mentor to assist in their
33 transition planning. No later than November 1, 2021, the department
34 of social and health services must submit a report describing these
35 efforts and make any necessary recommendations for policy or fiscal
36 changes to the governor and the legislature for consideration in the
37 2022 legislative session.

1 ~~((z))~~ (aa) Appropriations provided in this section are
2 sufficient to implement Substitute Senate Bill No. 5258 (consumer
3 directed employers).

4 ~~((aa))~~ (bb) \$63,000 of the general fund—state appropriation for
5 fiscal year 2022, \$13,000 of the general fund—state appropriation for
6 fiscal year 2023, and \$77,000 of the general fund—federal
7 appropriation are provided solely to implement Substitute House Bill
8 No. 1411 (health care workforce). ~~((If the bill is not enacted by
9 June 30, 2021, the amounts provided in this subsection shall lapse.))~~

10 (2) INSTITUTIONAL SERVICES

| | | |
|----|---|-------------------------------|
| 11 | General Fund—State Appropriation (FY 2022). | (((\$115,635,000)) |
| 12 | | <u>\$110,544,000</u> |
| 13 | General Fund—State Appropriation (FY 2023). | (((\$125,463,000)) |
| 14 | | <u>\$134,994,000</u> |
| 15 | General Fund—Federal Appropriation. | (((\$241,480,000)) |
| 16 | | <u>\$256,041,000</u> |
| 17 | General Fund—Private/Local Appropriation. | \$27,043,000 |
| 18 | <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |
| 19 | <u>Appropriation.</u> | <u>\$1,679,000</u> |
| 20 | TOTAL APPROPRIATION. | (((\$509,621,000)) |
| 21 | | <u>\$530,301,000</u> |

22 The appropriations in this subsection are subject to the
23 following conditions and limitations:

24 (a) Individuals receiving services as supplemental security
25 income (SSI) state supplemental payments may not become eligible for
26 medical assistance under RCW 74.09.510 due solely to the receipt of
27 SSI state supplemental payments.

28 (b) \$495,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$495,000 of the general fund—state appropriation for
30 fiscal year 2023 are for the department to fulfill its contracts with
31 the school districts under chapter 28A.190 RCW to provide
32 transportation, building space, and other support services as are
33 reasonably necessary to support the educational programs of students
34 living in residential habilitation centers.

35 (c) The residential habilitation centers may use funds
36 appropriated in this subsection to purchase goods, services, and
37 supplies through hospital group purchasing organizations when it is
38 cost-effective to do so.

(d) \$3,000 of the general fund—state appropriation for fiscal year 2022 and \$10,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a cost of living increase adjustment to the personal needs allowance pursuant to RCW 74.09.340.

(e) The department is directed to develop a plan to reduce the footprint of the Rainier residential habilitation center.

(i) The plan must include the following:

(A) Input from interested stakeholders to ensure a thoughtful, safe, and well-supported residential transition to the community;

(B) An outline for maintaining a state-operated safety net for individuals who transition to the community and who may later be in crisis or who need a greater level of care;

(C) Barriers to successful community transitions and how to mitigate those;

(D) A report of stakeholder feedback received and how it was incorporated or not into the plan; and

(E) A proposed timeline to implement the plan and a target date for reducing the footprint of Rainier if the plan is followed.

(ii) The stakeholders must include, at minimum: Individuals who reside or have resided at Rainier, families and guardians of individuals who reside or have resided at Rainier, and current or former staff at Rainier and their respective labor organizations.

(iii) The department must confer with and have approval from the governor's office prior to submission of the plan. A final plan shall be submitted to the governor and the appropriate committees of the legislature no later than July 1, 2022.

(3) PROGRAM SUPPORT

| | |
|--|------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$2,639,000)) |
| | <u>\$2,717,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$2,688,000)) |
| | <u>\$2,940,000</u> |
| General Fund—Federal Appropriation | ((\$3,192,000)) |
| | <u>\$3,233,000</u> |
| TOTAL APPROPRIATION | ((\$8,519,000)) |
| | <u>\$8,890,000</u> |

(4) SPECIAL PROJECTS

| | |
|--|---------------------------|
| General Fund—State Appropriation (FY 2022) | \$61,000 |
| General Fund—State Appropriation (FY 2023) | ((\$61,000)) |
| | <u>\$66,000</u> |

| | |
|---|------------------------------|
| General Fund—Federal Appropriation. | ((\$1,090,000)) |
| | <u>\$1,092,000</u> |
| TOTAL APPROPRIATION. | ((\$1,212,000)) |
| | <u>\$1,219,000</u> |

Sec. 204. 2021 c 334 s 204 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—AGING AND ADULT SERVICES PROGRAM

| | |
|---|----------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$1,422,098,000)) |
| | <u>\$1,346,850,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$1,783,367,000)) |
| | <u>\$2,012,905,000</u> |
| General Fund—Federal Appropriation. | ((\$4,517,927,000)) |
| | <u>\$5,015,668,000</u> |
| General Fund—Private/Local Appropriation. | \$37,804,000 |
| Traumatic Brain Injury Account—State Appropriation. | ((\$4,544,000)) |
| | <u>\$5,586,000</u> |
| Skilled Nursing Facility Safety Net Trust Account— | |
| State Appropriation. | \$133,360,000 |
| Long-Term Services and Supports Trust Account—State | |
| Appropriation. | \$10,873,000 |
| <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |
| <u>Appropriation.</u> | <u>\$7,443,000</u> |
| TOTAL APPROPRIATION. | ((\$7,909,973,000)) |
| | <u>\$8,570,489,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) For purposes of implementing chapter 74.46 RCW, the weighted average nursing facility payment rate may not exceed \$259.84 for fiscal year 2022 and may not exceed \$279.84 for fiscal year 2023.

(b) The department shall provide a medicaid rate add-on to reimburse the medicaid share of the skilled nursing facility safety net assessment as a medicaid allowable cost. The nursing facility safety net rate add-on may not be included in the calculation of the annual statewide weighted average nursing facility payment rate.

(2) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and 43.135.055, the department is authorized to increase nursing facility, assisted living facility, and adult family home fees as

1 necessary to fully support the actual costs of conducting the
2 licensure, inspection, and regulatory programs. The license fees may
3 not exceed the department's annual licensing and oversight activity
4 costs and shall include the department's cost of paying providers for
5 the amount of the license fee attributed to medicaid clients.

6 (a) The current annual renewal license fee for adult family homes
7 is \$225 per bed beginning in fiscal year 2022 and \$225 per bed
8 beginning in fiscal year 2023. A processing fee of \$2,750 must be
9 charged to each adult family home when the home is initially
10 licensed. This fee is nonrefundable. A processing fee of \$700 shall
11 be charged when adult family home providers file a change of
12 ownership application.

13 (b) The current annual renewal license fee for assisted living
14 facilities is \$116 per bed beginning in fiscal year 2022 and \$116 per
15 bed beginning in fiscal year 2023.

16 (c) The current annual renewal license fee for nursing facilities
17 is \$359 per bed beginning in fiscal year 2022 and \$359 per bed
18 beginning in fiscal year 2023.

19 (3) The department is authorized to place long-term care clients
20 residing in nursing homes and paid for with state-only funds into
21 less restrictive community care settings while continuing to meet the
22 client's care needs.

23 (4) (i) \$6,113,000 of the general fund—state appropriation for
24 fiscal year 2022, \$19,799,000 of the general fund—state appropriation
25 for fiscal year 2023, and \$37,161,000 of the general fund—federal
26 appropriation are provided solely for the implementation of the
27 agreement reached between the governor and the service employees
28 international union healthcare 775nw under the provisions of chapters
29 74.39A and 41.56 RCW for the 2021-2023 fiscal biennium, as provided
30 in section 946 of this act.

31 (ii) \$18,787,000 of the general fund—state appropriation for
32 fiscal year 2023 and \$23,910,000 of the general fund—federal
33 appropriation are provided solely for the implementation of the
34 agreement reached between the governor and the service employees
35 international union healthcare 775nw under the provisions of chapters
36 74.39A and 41.56 RCW for fiscal year 2023, as provided in section 937
37 of this act.

38 (5) (i) \$1,941,000 of the general fund—state appropriation for
39 fiscal year 2022, \$6,439,000 of the general fund—state appropriation

1 for fiscal year 2023, and \$12,064,000 of the general fund—federal
2 appropriation are provided solely for the homecare agency parity
3 impacts of the agreement between the governor and the service
4 employees international union healthcare 775nw.

5 (ii) \$6,028,000 of the general fund—state appropriation for
6 fiscal year 2023 and \$7,669,000 of the general fund—federal
7 appropriation are provided solely for the homecare agency parity
8 impacts of the agreement between the governor and the service
9 employees international union healthcare 775nw.

10 (6) The department may authorize a one-time waiver of all or any
11 portion of the licensing and processing fees required under RCW
12 70.128.060 in any case in which the department determines that an
13 adult family home is being relicensed because of exceptional
14 circumstances, such as death or incapacity of a provider, and that to
15 require the full payment of the licensing and processing fees would
16 present a hardship to the applicant. In these situations the
17 department is also granted the authority to waive the required
18 residential administrator training for a period of 120 days if
19 necessary to ensure continuity of care during the relicensing
20 process.

21 (7) In accordance with RCW 18.390.030, the biennial registration
22 fee for continuing care retirement communities shall be \$900 for each
23 facility.

24 (8) Within amounts appropriated in this subsection, the
25 department shall assist the legislature to continue the work of the
26 joint legislative executive committee on planning for aging and
27 disability issues.

28 (a) A joint legislative executive committee on aging and
29 disability is continued, with members as provided in this subsection.

30 (i) Four members of the senate, with the leaders of the two
31 largest caucuses each appointing two members, and four members of the
32 house of representatives, with the leaders of the two largest
33 caucuses each appointing two members;

34 (ii) A member from the office of the governor, appointed by the
35 governor;

36 (iii) The secretary of the department of social and health
37 services or his or her designee;

38 (iv) The director of the health care authority or his or her
39 designee;

1 (v) A member from disability rights Washington and a member from
2 the office of long-term care ombuds;

3 (vi) The insurance commissioner or his or her designee, who shall
4 serve as an ex officio member; and

5 (vii) Other agency directors or designees as necessary.

6 (b) The committee must make recommendations and continue to
7 identify key strategic actions to prepare for the aging of the
8 population in Washington and to serve people with disabilities,
9 including state budget and policy options, and may conduct, but are
10 not limited to, the following tasks:

11 (i) Identify strategies to better serve the health care needs of
12 an aging population and people with disabilities to promote healthy
13 living and palliative care planning;

14 (ii) Identify strategies and policy options to create financing
15 mechanisms for long-term service and supports that allow individuals
16 and families to meet their needs for service;

17 (iii) Identify policies to promote financial security in
18 retirement, support people who wish to stay in the workplace longer,
19 and expand the availability of workplace retirement savings plans;

20 (iv) Identify ways to promote advance planning and advance care
21 directives and implementation strategies for the Bree collaborative
22 palliative care and related guidelines;

23 (v) Identify ways to meet the needs of the aging demographic
24 impacted by reduced federal support;

25 (vi) Identify ways to protect the rights of vulnerable adults
26 through assisted decision-making and guardianship and other relevant
27 vulnerable adult protections;

28 (vii) Identify options for promoting client safety through
29 residential care services and consider methods of protecting older
30 people and people with disabilities from physical abuse and financial
31 exploitation; and

32 (viii) Identify other policy options and recommendations to help
33 communities adapt to the aging demographic in planning for housing,
34 land use, and transportation.

35 (c) Staff support for the committee shall be provided by the
36 office of program research, senate committee services, the office of
37 financial management, and the department of social and health
38 services.

39 (d) Within existing appropriations, the cost of meetings must be
40 paid jointly by the senate, house of representatives, and the office

1 of financial management. Joint committee expenditures and meetings
2 are subject to approval by the senate facilities and operations
3 committee and the house of representatives executive rules committee,
4 or their successor committees. Meetings of the task force must be
5 scheduled and conducted in accordance with the rules of both the
6 senate and the house of representatives. The joint committee members
7 may be reimbursed for travel expenses as authorized under RCW
8 43.03.050 and 43.03.060, and chapter 44.04 RCW as appropriate.
9 Advisory committee members may not receive compensation or
10 reimbursement for travel and expenses.

11 (9) Appropriations in this section are sufficient to fund
12 discharge case managers stationed at the state psychiatric hospitals.
13 Discharge case managers will transition clients ready for hospital
14 discharge into less restrictive alternative community placements. The
15 transition of clients ready for discharge will free up bed capacity
16 at the state psychiatric hospitals.

17 (10) Appropriations in this section are sufficient to fund
18 financial service specialists stationed at the state psychiatric
19 hospitals. Financial service specialists will help to transition
20 clients ready for hospital discharge into alternative community
21 placements. The transition of clients ready for discharge will free
22 up bed capacity at the state hospitals.

23 (11) The department shall continue to administer initiative 2 of
24 the medicaid transformation waiver that provides tailored support for
25 older adults and medicaid alternative care described in initiative 2
26 of the medicaid transformation demonstration waiver under healthier
27 Washington. This initiative will be funded by the health care
28 authority with the medicaid quality improvement program. The
29 secretary in collaboration with the director of the health care
30 authority shall report to the office of financial management all of
31 the expenditures of this subsection and shall provide such fiscal
32 data in the time, manner, and form requested. The department shall
33 not increase general fund—state expenditures on this initiative.

34 (12)(i) \$3,378,000 of the general fund—state appropriation for
35 fiscal year 2022, \$5,561,000 of the general fund—state appropriation
36 for fiscal year 2023, and \$11,980,000 of the general fund—federal
37 appropriation are provided solely for the implementation of an
38 agreement reached between the governor and the adult family home

council under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal biennium, as provided in section 948 of this act.

(ii) \$8,922,000 of the general fund—state appropriation for fiscal year 2023 and \$8,212,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the adult family home council under the provisions of chapter 41.56 RCW for fiscal year 2023, as provided in section 939 of this act.

(13) \$1,761,000 of the general fund—state appropriation for fiscal year 2022, \$1,761,000 of the general fund—state appropriation for fiscal year 2023, and \$4,162,000 of the general fund—federal appropriation are provided solely for case managers at the area agencies on aging to coordinate care for medicaid clients with mental illness who are living in their own homes. Work shall be accomplished within existing standards for case management and no requirements will be added or modified unless by mutual agreement between the department of social and health services and area agencies on aging.

(14) Appropriations provided in this section are sufficient for the department to contract with an organization to provide educational materials, legal services, and attorney training to support persons with dementia. The funding provided in this subsection must be used for:

(a) An advance care and legal planning toolkit for persons and families living with dementia, designed and made available online and in print. The toolkit should include educational topics including, but not limited to:

(i) The importance of early advance care, legal, and financial planning;

(ii) The purpose and application of various advance care, legal, and financial documents;

(iii) Dementia and capacity;

(iv) Long-term care financing considerations;

(v) Elder and vulnerable adult abuse and exploitation;

(vi) Checklists such as "legal tips for caregivers," "meeting with an attorney," and "life and death planning;"

(vii) Standardized forms such as general durable power of attorney forms and advance health care directives; and

(viii) A selected list of additional resources.

1 (b) Webinars about the dementia legal and advance care planning
2 toolkit and related issues and topics with subject area experts. The
3 subject area expert presenters must provide their services in-kind,
4 on a volunteer basis.

5 (c) Continuing legal education programs for attorneys to advise
6 and assist persons with dementia. The continuing education programs
7 must be offered at no cost to attorneys who make a commitment to
8 participate in the pro bono program.

9 (d) Administrative support costs to develop intake forms and
10 protocols, perform client intake, match participating attorneys with
11 eligible clients statewide, maintain records and data, and produce
12 reports as needed.

13 (15) Appropriations provided in this section are sufficient to
14 continue community alternative placement beds that prioritize the
15 transition of clients who are ready for discharge from the state
16 psychiatric hospitals, but who have additional long-term care or
17 developmental disability needs.

18 (a) Community alternative placement beds include enhanced service
19 facility beds, adult family home beds, skilled nursing facility beds,
20 shared supportive housing beds, state operated living alternative
21 beds, assisted living facility beds, adult residential care beds, and
22 specialized dementia beds.

23 (b) Each client must receive an individualized assessment prior
24 to leaving one of the state psychiatric hospitals. The individualized
25 assessment must identify and authorize personal care, nursing care,
26 behavioral health stabilization, physical therapy, or other necessary
27 services to meet the unique needs of each client. It is the
28 expectation that, in most cases, staffing ratios in all community
29 alternative placement options described in (a) of this subsection
30 will need to increase to meet the needs of clients leaving the state
31 psychiatric hospitals. If specialized training is necessary to meet
32 the needs of a client before he or she enters a community placement,
33 then the person centered service plan must also identify and
34 authorize this training.

35 (c) When reviewing placement options, the department must
36 consider the safety of other residents, as well as the safety of
37 staff, in a facility. An initial evaluation of each placement,
38 including any documented safety concerns, must occur within thirty
39 days of a client leaving one of the state psychiatric hospitals and
40 entering one of the community placement options described in (a) of

1 this subsection. At a minimum, the department must perform two
2 additional evaluations of each placement during the first year that a
3 client has lived in the facility.

4 (d) In developing bed capacity, the department shall consider the
5 complex needs of individuals waiting for discharge from the state
6 psychiatric hospitals.

7 (16) No later than December 31, 2021, the department of social
8 and health services and the health care authority shall submit a
9 waiver request to the federal department of health and human services
10 to authorize presumptive medicaid eligibility determinations for
11 clients preparing for acute care hospital discharge who may need
12 long-term services and supports. The department and the authority
13 shall hold stakeholder discussions, including opportunities for
14 public review and comment, during development of the waiver request.
15 Upon submission of the waiver request, the department and the
16 authority shall submit a report to the governor and the appropriate
17 legislative committees that describes the request and identifies any
18 statutory changes that may be necessary if the federal government
19 approves the request.

20 (17) The annual certification renewal fee for community
21 residential service businesses is \$859 per client in fiscal year 2022
22 and \$859 per client in fiscal year 2023. The annual certification
23 renewal fee may not exceed the department's annual licensing and
24 oversight activity costs.

25 (18) The appropriations in this section include sufficient
26 funding to implement chapter 220, Laws of 2020 (adult family homes/8
27 beds). A nonrefundable fee of \$485 shall be charged for each
28 application to increase bed capacity at an adult family home to seven
29 or eight beds.

30 (19) \$261,000 of the general fund—state appropriation for fiscal
31 year 2022, \$320,000 of the general fund—state appropriation for
32 fiscal year 2023, and \$861,000 of the general fund—federal
33 appropriation are provided solely to increase the administrative rate
34 for home care agencies by five cents per hour effective July 1, 2021.

35 (20) The department of social and health services must claim the
36 enhanced federal medical assistance participation rate for home and
37 community-based services offered under section 9817 of the American
38 rescue plan act of 2021 (ARPA). Appropriations made that constitute

1 supplementation of home and community-based services as defined in
2 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

3 (21) \$1,458,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$1,646,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the
6 department to provide personal care services for up to 20 clients who
7 are not United States citizens and who are ineligible for medicaid
8 upon their discharge from an acute care hospital. The department must
9 prioritize the funding provided in this subsection for such clients
10 in acute care hospitals who are also on the department's wait list
11 for services.

12 (22) \$750,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$750,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for community-based dementia
15 education and support activities in two areas of the state, including
16 dementia resource catalyst staff and direct services for people with
17 dementia and their caregivers.

18 (23) \$237,000 of the general fund—state appropriation for fiscal
19 year 2022, \$226,000 of the general fund—state appropriation for
20 fiscal year 2023, and \$572,000 of the general fund—federal
21 appropriation are provided solely to implement Substitute House Bill
22 No. 1218 (long-term care residents). ~~((If the bill is not enacted by~~
23 ~~June 30, 2021, the amounts provided in this subsection shall lapse.))~~

24 ~~((24) ((\$345,000 of the general fund state appropriation for~~
25 ~~fiscal year 2022, \$50,000 of the general fund state appropriation for~~
26 ~~fiscal year 2023, and \$336,000 of the general fund federal~~
27 ~~appropriation are provided solely to implement Second Substitute~~
28 ~~House Bill No. 1127 (COVID-19 health data privacy). If the bill is~~
29 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
30 ~~shall lapse.~~

31 ~~(25))~~ \$4,329,000 of the general fund—state appropriation for
32 fiscal year 2022 and \$4,329,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for services
34 and support to individuals who are deaf, hard of hearing, or deaf-
35 blind.

36 ~~((26) \$41,117,000))~~ (25) \$85,981,000 of the general fund—state
37 appropriation for fiscal year 2022, \$71,618,000 of the general fund—
38 state appropriation for fiscal year 2023, and ~~(((\$101,715,000))~~
39 \$306,823,000 of the general fund—federal appropriation are provided

solely to continue providing rate add-ons for contracted service providers to address the increased costs associated with serving clients during the COVID-19 pandemic (~~((through the end of calendar year 2021))~~).

~~((+27))~~ (26) \$11,609,000 of the general fund—state appropriation for fiscal year 2023 and \$11,609,000 of the general fund—federal appropriation are provided solely to increase the fixed rate paid for skilled nursing facility medicaid direct care to one hundred and five percent of statewide case mix neutral median costs.

~~((+28))~~ (27) Within the amounts provided in this section, the department of social and health services must develop a statewide agency emergency preparedness plan with which to respond to future public health emergencies.

~~((+29))~~ (28) The traumatic brain injury council shall collaborate with other state agencies in their efforts to address traumatic brain injuries to ensure that efforts are complimentary and continue to support the state's broader efforts to address this issue.

~~((+30))~~ (29) \$1,858,000 of the general fund—state appropriation for fiscal year 2022 and \$1,857,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for operation of the volunteer services program. Funding must be prioritized towards serving populations traditionally served by long-term care services to include senior citizens and persons with disabilities.

~~((+31))~~ (30) \$479,000 of the general fund—state appropriation for fiscal year 2022 and \$479,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the kinship navigator program in the Colville Indian reservation, Yakama Nation, and other tribal areas.

~~((+32))~~ (31) Within available funds, the aging and long term support administration must maintain a unit within adult protective services that specializes in the investigation of financial abuse allegations and self-neglect allegations.

~~((+33))~~ (32) \$1,344,000 of the general fund—state appropriation for fiscal year 2022 and \$1,344,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the kinship care support program.

~~((+34))~~ (33) \$10,797,000 of the general fund—state appropriation for fiscal year 2022, \$11,477,000 of the general fund—state

1 appropriation for fiscal year 2023, and \$23,946,000 of the general
2 fund—federal appropriation are provided solely for nursing home
3 services and emergent building costs at the transitional care center
4 of Seattle. No later than December 1, 2022, the department must
5 submit to the appropriate fiscal committees of the legislature a
6 report that includes, but is not limited to:

7 (a) An itemization of the costs associated with providing direct
8 care services to residents and managing and caring for the facility;
9 and

10 (b) An examination of the impacts of this facility on clients and
11 providers of the long-term care and medical care sectors of the state
12 that includes, but is not limited to:

13 (i) An analysis of areas that have realized cost containment or
14 savings as a result of this facility;

15 (ii) A comparison of individuals transitioned from hospitals to
16 this facility compared to other skilled nursing facilities over the
17 same period of time; and

18 (iii) Impacts of this facility on lengths of stay in acute care
19 hospitals, other skilled nursing facility, and transitions to home
20 and community-based settings.

21 ~~((+35))~~ (34) \$58,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$90,000 of the general fund—federal
23 appropriation are provided solely for implementation of Engrossed
24 Substitute Senate Bill No. 5229 (health equity continuing education).
25 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
26 ~~in this subsection shall lapse.~~

27 ~~+36))~~ (35) \$50,000 of the general fund—state appropriation for
28 fiscal year 2022 is provided solely for fall prevention training. The
29 department of social and health services will provide one-time grant
30 funding to an association representing long-term care facilities to
31 develop and provide fall prevention training for long-term care
32 facilities. The training must include information about environmental
33 modifications to help reduce falls, tools to assess an individual's
34 risk for falling, and evidence-based interventions for reducing falls
35 amongst individuals with dementia or cognitive impairments. The
36 training must be offered at no cost and made available online for the
37 general public to access at any time. The recipient of the grant
38 funds must work with the department of social and health services and
39 the department of health on developing and promoting the training.

1 ~~((+37))~~ (36) \$4,504,000 of the general fund—state appropriation
2 for fiscal year 2022, \$9,072,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$452,000 of the general fund—
4 federal appropriation are provided solely for behavioral health
5 personal care services for individuals with exceptional care needs
6 due to their psychiatric diagnosis as determined through the
7 department's CARE assessment and for three full-time positions to
8 coordinate with the health care authority and medicaid managed care
9 organizations for the care of these individuals. Future caseload and
10 per capita changes for behavioral health personal care services will
11 be incorporated into the department's medicaid forecast. The
12 department shall coordinate with the authority for purposes of
13 developing and submitting to the centers for medicare and medicaid, a
14 1915(i) state plan.

15 ~~((+38))~~ (37) Within existing appropriations, and no later than
16 December 31, 2021, the department of social and health services must
17 work with stakeholders to consider modifications to current practices
18 that address the current challenges adult family homes are facing
19 with acquiring and maintaining liability insurance coverage. In
20 consultation with stakeholders, the department of social and health
21 services must:

22 (a) Transition language contained in citation and enforcement
23 actions to plain talk language that helps insurers and consumers
24 understand the nature of the regulatory citations; and

25 (b) Display the severity and resolution of citation and
26 enforcement actions in plain talk language for consumers and insurers
27 to better understand the nature of the situation.

28 ~~((+39))~~ (38) \$435,000 of the general fund—state appropriation
29 for fiscal year 2022 and \$435,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely to continue
31 the current pilot project in Pierce county to provide personal care
32 services to homeless seniors and people with disabilities from the
33 time the person presents at a shelter to the time they become
34 eligible for medicaid and to establish two new pilot project sites in
35 King county, one site in Clark county, and one site in Spokane
36 county. The department of social and health services shall submit a
37 report by December 1, 2022, to the governor and appropriate
38 legislative committees that addresses the following for each site:

39 (a) The number of people served in the pilot;

1 (b) The number of people served in the pilot who transitioned to
2 medicaid personal care;

3 (c) The number of people served in the pilot who found stable
4 housing; and

5 (d) Any additional information or data deemed relevant by the
6 contractors or the department of social and health services.

7 ~~((40))~~ (39) \$3,063,000 of the general fund—state appropriation
8 for fiscal year 2022 and \$4,517,000 of the general fund—federal
9 appropriation is provided solely to offset COVID-19 related cost
10 impacts on the in-home medicaid long-term care case management
11 program operated by area agencies on aging.

12 ~~((41))~~ (40) Appropriations provided in this section are
13 sufficient to implement Substitute Senate Bill No. 5258 (consumer
14 directed employers).

15 ~~((42))~~ (41) \$69,000 of the general fund—state appropriation for
16 fiscal year 2022, \$65,000 of the general fund—state appropriation for
17 fiscal year 2023, and \$98,000 of the general fund—federal
18 appropriation are provided solely to implement Engrossed Second
19 Substitute Senate Bill No. 5163 (conditionally released sexually
20 violent predators). ~~((If the bill is not enacted by June 30, 2021,~~
21 ~~the amounts provided in this subsection shall lapse.~~

22 ~~(43))~~ (42) \$75,000 of the general fund—state appropriation for
23 fiscal year 2022, \$54,000 of the general fund—state appropriation for
24 fiscal year 2023, and \$130,000 of the general fund—federal
25 appropriation are provided solely to implement Substitute House Bill
26 No. 1411 (health care workforce). ~~((If the bill is not enacted by~~
27 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~

28 ~~(44))~~ (43) \$15,000 of the general fund—state appropriation for
29 fiscal year 2022, \$51,000 of the general fund—state appropriation for
30 fiscal year 2023, and \$32,000 of the general fund—federal
31 appropriation are provided solely for a cost of living adjustment to
32 the personal needs allowance pursuant to RCW 74.09.340.

33 (44) \$15,435,000 of the general fund—state appropriation for
34 fiscal year 2023 and \$15,435,000 of the general fund—federal
35 appropriation are provided solely to adjust the minimum occupancy
36 assumption used to calculate the indirect care median to 70 percent.

37 (45) \$36,048,000 of the general fund—state appropriation for
38 fiscal year 2023 and \$45,845,000 of the general fund—federal
39 appropriation are provided solely for the purposes of settling all

claims in the two related cases *Liang et al v. Washington DSHS et al*,
Thurston county superior court case no. 20-2-02506-34 and *SEIU 775 v.*
Washington DSHS et al, Thurston county superior court case no.
18-2-05584-34, Washington supreme court case no. 99658-8. The
expenditure of these amounts is contingent upon the release of all
claims in both cited cases, and total settlement costs shall not
exceed the amounts provided in this subsection and section 203(1)(y)
of this act. If the settlement agreement is not fully executed and
approved by the Thurston county superior court by June 30, 2023, the
amounts provided in this subsection shall lapse.

Sec. 205. 2021 c 334 s 205 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ECONOMIC SERVICES
PROGRAM**

| | |
|--|----------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$414,105,000)) |
| | <u>\$408,434,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$420,792,000)) |
| | <u>\$464,758,000</u> |
| General Fund—Federal Appropriation. | ((\$1,528,996,000)) |
| | <u>\$1,594,693,000</u> |
| General Fund—Private/Local Appropriation. | \$5,274,000 |
| Domestic Violence Prevention Account—State Appropriation. | \$2,404,000 |
| Coronavirus State Fiscal Recovery Fund—Federal Appropriation. | ((\$345,399,000)) |
| | <u>\$345,494,000</u> |
| TOTAL APPROPRIATION. | ((\$2,716,970,000)) |
| | <u>\$2,821,057,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) ((~~\$118,168,000~~)) \$96,897,000 of the general fund—state appropriation for fiscal year 2022, ((~~\$119,846,000~~)) \$98,626,000 of the general fund—state appropriation for fiscal year 2023, and ((~~\$859,678,000~~)) \$860,134,000 of the general fund—federal appropriation are provided solely for all components of the WorkFirst program. Within the amounts provided for the WorkFirst program, the department may provide assistance using state-only funds for families eligible for temporary assistance for needy families. The department

1 must create a WorkFirst budget structure that allows for transparent
2 tracking of budget units and subunits of expenditures where these
3 units and subunits are mutually exclusive from other department
4 budget units. The budget structure must include budget units for the
5 following: Cash assistance, child care, WorkFirst activities, and
6 administration of the program. Within these budget units, the
7 department must develop program index codes for specific activities
8 and develop allotments and track expenditures using these codes. The
9 department shall report to the office of financial management and the
10 relevant fiscal and policy committees of the legislature prior to
11 adopting a structure change.

12 (b) (~~(\$386,329,000)~~) \$339,373,000 of the amounts in (a) of this
13 subsection is for assistance to clients, including grants, diversion
14 cash assistance, and additional diversion emergency assistance
15 including but not limited to assistance authorized under RCW
16 74.08A.210. The department may use state funds to provide support to
17 working families that are eligible for temporary assistance for needy
18 families but otherwise not receiving cash assistance. Of the amounts
19 provided in this subsection (1)(b):

20 (i) \$10,914,000 of the general fund—state appropriation for
21 fiscal year 2022, \$14,104,000 of the general fund—state appropriation
22 for fiscal year 2023, and \$27,226,000 of the general fund—federal
23 appropriation are provided solely for the department to increase the
24 temporary assistance for needy family grant standard by 15 percent,
25 effective July 1, 2021.

26 (ii) \$10,744,000 of the general fund—federal appropriation of the
27 amounts in (a) of this subsection are provided solely for the
28 department to provide cash assistance to households who have exceeded
29 the 60 month time limit in the temporary assistance for needy
30 families program, pursuant to RCW 74.08A.010(5), through June 30,
31 2022. Because funding for this specific purpose is provided only
32 through fiscal year 2022, pursuant to section 4 of Second Substitute
33 Senate Bill No. 5214, the bill takes effect 90 days after final
34 adjournment of the legislative session in which it is enacted.

35 (iii) \$3,420,000 of the general fund—state appropriation for
36 fiscal year 2023 and \$2,126,000 of the general fund—federal
37 appropriation are provided solely for the cost of benefits associated
38 with the implementation of Second Substitute Senate Bill No. 5214
39 (economic assistance programs). (~~(If the bill is not enacted by June~~

30, 2021, the amount provided in this subsection shall lapse.)) The department is directed to provide the high-unemployment time-limit extension approved under the bill upon the expiration of the 60-month time limit extension pursuant to (b)(ii) of this subsection.

(iv) \$217,000 of the general fund—state appropriation for fiscal year 2022 and \$863,000 of the general fund—federal appropriation are provided solely for costs in state fiscal year 2022 that are associated with the temporary suspension of the mid-certification review and extension of the eligibility review between November 2020 and June 2021 for the temporary assistance for needy families program.

(v) \$50,000 of the general fund—federal appropriation is provided solely to increase the monthly payment standard for households with nine or more assistance unit members that are receiving temporary assistance for needy families or state family assistance benefits, effective July 1, 2022.

(vi) \$404,000 of the general fund—federal appropriation is provided solely for the cost of benefits associated with the implementation of House/Senate Bill No. . . . (Z-. . ./22) (eliminating temporary assistance for needy families time limits for ineligible parents). If the bill is not enacted by June 30, 2022, the amount provided in this subsection shall lapse.

(c) \$172,917,000 of the amounts in (a) of this subsection is for WorkFirst job search, education and training activities, barrier removal services, limited English proficiency services, and tribal assistance under RCW 74.08A.040. The department must allocate this funding based on client outcomes and cost effectiveness measures. Within amounts provided in this subsection (1)(c), the department shall implement the working family support program.

(i) \$5,952,000 of the general fund—state appropriation for fiscal year 2022 and \$157,000 of the general fund—federal appropriation of the amounts in (a) of this subsection are provided solely for the WorkFirst services costs associated with the expansion of the 60 month time limit in the temporary assistance for needy families program for households described in RCW 74.08A.010(5).

(ii) \$2,474,000 of the amounts provided in this subsection (1)(c) is for enhanced transportation assistance. The department must prioritize the use of these funds for the recipients most in need of financial assistance to facilitate their return to work. The

1 department must not utilize these funds to supplant repayment
2 arrangements that are currently in place to facilitate the
3 reinstatement of drivers' licenses.

4 (iii) \$378,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$568,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for WorkFirst services costs
7 associated with the implementation of chapter 320, Laws of 2020
8 (revising economic assistance programs).

9 (iv) \$748,000 of the general fund—state appropriation for fiscal
10 year 2022, \$760,000 of the general fund—state appropriation for
11 fiscal year 2023, and \$1,706,000 of the general fund—federal
12 appropriation are provided solely for WorkFirst services costs
13 associated with the implementation of chapter 338, Laws of 2020
14 (improving access to temporary assistance for needy families).

15 (v) \$3,701,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for the WorkFirst costs associated with
17 the implementation of Second Substitute Senate Bill No. 5214
18 (economic assistance programs). (~~(If the bill is not enacted by June~~
19 ~~30, 2021, the amount provided in this section shall lapse.))~~

20 (d) Of the amounts in (a) of this subsection, \$353,402,000 of the
21 general fund—federal appropriation is for the working connections
22 child care program under RCW 43.216.020 within the department of
23 children, youth, and families. The department is the lead agency for
24 and recipient of the federal temporary assistance for needy families
25 grant. A portion of this grant must be used to fund child care
26 subsidies expenditures at the department of children, youth, and
27 families.

28 (i) The department of social and health services shall work in
29 collaboration with the department of children, youth, and families to
30 determine the appropriate amount of state expenditures for the
31 working connections child care program to claim towards the state's
32 maintenance of effort for the temporary assistance for needy families
33 program. The departments will also collaborate to track the average
34 monthly child care subsidy caseload and expenditures by fund type,
35 including child care development fund, general fund—state
36 appropriation, and temporary assistance for needy families for the
37 purpose of estimating the annual temporary assistance for needy
38 families reimbursement from the department of social and health
39 services to the department of children, youth, and families.

(ii) Effective September 30, 2022, and annually thereafter, the department of children, youth, and families must report to the governor and the appropriate fiscal and policy committees of the legislature the total state contribution for the working connections child care program claimed the previous fiscal year towards the state's maintenance of effort for the temporary assistance for needy families program and the total temporary assistance for needy families reimbursement from the department of social and health services for the previous fiscal year.

(e) Of the amounts in (a) of this subsection, \$68,496,000 of the general fund—federal appropriation is for child welfare services within the department of children, youth, and families.

(f) Of the amounts in (a) of this subsection, ~~((\$116,195,000))~~ \$121,115,000 is for WorkFirst administration and overhead. Of the amounts provided in this subsection (1)(f):

(i) \$399,000 of the general fund—state appropriation for fiscal year 2022 of the amounts in (a) of this subsection is provided solely for administrative and overhead costs associated with the expansion of the 60 month time limit in the temporary assistance for needy families program for households described in RCW 74.08A.010(5).

(ii) \$43,000 of the general fund—state appropriation in fiscal year 2022 and \$43,000 of the general fund—state appropriation in fiscal year 2023 are provided solely for administrative and overhead costs associated with the implementation of chapter 320, Laws of 2020 (revising economic assistance programs).

(iii) \$1,215,000 of the general fund—federal appropriation is provided solely for administrative and overhead costs associated with the implementation of chapter 338, Laws of 2020 (improving access to temporary assistance for needy families).

(iv) \$512,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for administrative and overhead costs associated with the implementation of Second Substitute Senate Bill No. 5214 (economic assistance programs). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))~~ The department is directed to use the funding provided in this subsection to make information technology changes necessary to provide the high-unemployment time-limit extension approved under the bill beginning July 1, 2022.

1 (v) \$20,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for administrative and overhead costs
3 associated with the implementation of House/Senate Bill No. . . .
4 (Z-. . ./22) (eliminating temporary assistance for needy families
5 time limits for ineligible parents). If the bill is not enacted by
6 June 30, 2022, the amount provided in this subsection shall lapse.

7 (g) (i) The department shall submit quarterly expenditure reports
8 to the governor, the fiscal committees of the legislature, and the
9 legislative WorkFirst poverty reduction oversight task force under
10 RCW 74.08A.341. In addition to these requirements, the department
11 must detail any fund transfers across budget units identified in (a)
12 through (e) of this subsection. The department shall not initiate any
13 services that require expenditure of state general fund moneys that
14 are not consistent with policies established by the legislature.

15 (ii) The department may transfer up to ten percent of funding
16 between budget units identified in (b) through (f) of this
17 subsection. The department shall provide notification prior to any
18 transfer to the office of financial management and to the appropriate
19 legislative committees and the legislative-executive WorkFirst
20 poverty reduction oversight task force. The approval of the director
21 of financial management is required prior to any transfer under this
22 subsection.

23 (h) Each calendar quarter, the department shall provide a
24 maintenance of effort and participation rate tracking report for
25 temporary assistance for needy families to the office of financial
26 management, the appropriate policy and fiscal committees of the
27 legislature, and the legislative-executive WorkFirst poverty
28 reduction oversight task force. The report must detail the following
29 information for temporary assistance for needy families:

30 (i) An overview of federal rules related to maintenance of
31 effort, excess maintenance of effort, participation rates for
32 temporary assistance for needy families, and the child care
33 development fund as it pertains to maintenance of effort and
34 participation rates;

35 (ii) Countable maintenance of effort and excess maintenance of
36 effort, by source, provided for the previous federal fiscal year;

37 (iii) Countable maintenance of effort and excess maintenance of
38 effort, by source, for the current fiscal year, including changes in
39 countable maintenance of effort from the previous year;

1 (iv) The status of reportable federal participation rate
2 requirements, including any impact of excess maintenance of effort on
3 participation targets;

4 (v) Potential new sources of maintenance of effort and progress
5 to obtain additional maintenance of effort;

6 (vi) A two-year projection for meeting federal block grant and
7 contingency fund maintenance of effort, participation targets, and
8 future reportable federal participation rate requirements; and

9 (vii) Proposed and enacted federal law changes affecting
10 maintenance of effort or the participation rate, what impact these
11 changes have on Washington's temporary assistance for needy families
12 program, and the department's plan to comply with these changes.

13 (i) In the 2021-2023 fiscal biennium, it is the intent of the
14 legislature to provide appropriations from the state general fund for
15 the purposes of (a) of this subsection if the department does not
16 receive additional federal temporary assistance for needy families
17 contingency funds in each fiscal year as assumed in the budget
18 outlook.

19 (2) \$2,545,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$2,546,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for naturalization services.

22 (3) \$2,366,000 of the general fund—state appropriation for fiscal
23 year 2022 is provided solely for employment services for refugees and
24 immigrants, of which \$1,774,000 is provided solely for the department
25 to pass through to statewide refugee and immigrant assistance
26 organizations for limited English proficiency pathway services; and
27 \$2,366,000 of the general fund—state appropriation for fiscal year
28 2023 is provided solely for employment services for refugees and
29 immigrants, of which \$1,774,000 is provided solely for the department
30 to pass through to statewide refugee and immigrant assistance
31 organizations for limited English proficiency pathway services.

32 (4) On January 1, 2022, and January 1, 2023, the department must
33 report to the governor and the legislature on all sources of funding
34 available for both refugee and immigrant services and naturalization
35 services during the current fiscal year and the amounts expended to
36 date by service type and funding source. The report must also include
37 the number of clients served and outcome data for the clients.

38 (5) To ensure expenditures remain within available funds
39 appropriated in this section, the legislature establishes the benefit

1 under the state food assistance program, pursuant to RCW 74.08A.120,
2 to be one hundred percent of the federal supplemental nutrition
3 assistance program benefit amount.

4 (6) The department shall review clients receiving services
5 through the aged, blind, or disabled assistance program, to determine
6 whether they would benefit from assistance in becoming naturalized
7 citizens, and thus be eligible to receive federal supplemental
8 security income benefits. Those cases shall be given high priority
9 for naturalization funding through the department.

10 (7) The department shall continue the interagency agreement with
11 the department of veterans' affairs to establish a process for
12 referral of veterans who may be eligible for veterans' services. This
13 agreement must include out-stationing department of veterans' affairs
14 staff in selected community service office locations in King and
15 Pierce counties to facilitate applications for veterans' services.

16 (8) \$1,500,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$1,500,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for operational support of the
19 Washington information network 211 organization.

20 (9) \$609,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$380,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the implementation of
23 section 2, chapter 9, Laws of 2021 (SHB 1151) (public assistance), a
24 state-funded cash benefit program and transitional food assistance
25 program for households with children that are recipients of the
26 supplemental nutrition assistance program of the food assistance
27 program but are not recipients of the temporary assistance for needy
28 families program.

29 (10) \$377,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$377,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the consolidated emergency
32 assistance program.

33 (11) \$77,000 of the general fund—state appropriation for fiscal
34 year 2022 is provided solely for the department to conduct a study,
35 jointly with the poverty reduction work group, on the feasibility of
36 implementing a universal basic income pilot program. The study must
37 include research of other universal basic income programs,
38 recommendations for a pilot in Washington, a cost-benefit analysis,
39 operational costs, and an implementation plan that includes a

1 strategy to ensure pilot participants who voluntarily quit a public
2 assistance program to enroll in the universal basic income pilot will
3 not experience gaps in service upon completion of the pilot. The
4 department shall submit recommendations required by this section to
5 the governor and appropriate legislative committees no later than
6 June 1, 2022.

7 (12) \$251,000 of the general fund—state appropriation for fiscal
8 year 2022 is provided solely for costs in state fiscal year 2022 that
9 are associated with the temporary suspension of mid-certification
10 reviews and extension of the eligibility review between November 2020
11 and June 2021 for the aged, blind, or disabled program.

12 (13) \$388,000 of the general fund—state appropriation for fiscal
13 year 2022 is provided solely for costs in fiscal year 2022 that are
14 associated with the temporary suspension of mid-certification reviews
15 and extension of the eligibility review between November 2020 and
16 June 2021 for the food assistance program.

17 (14) \$5,399,000 of the coronavirus state fiscal recovery account—
18 federal appropriation is provided solely for the department to
19 increase benefits for the food assistance program to maintain parity
20 with benefits provided under the supplemental nutrition assistance
21 program, for the period of July 1, 2021, through ~~((September 30))~~
22 December 31, 2021.

23 (15) \$340,000,000 of the coronavirus state fiscal recovery fund—
24 federal appropriation is provided solely for the Washington immigrant
25 relief fund, a disaster assistance program to provide grants to
26 eligible persons. Administrative costs may not exceed 10 percent of
27 the funding in this subsection.

28 (a) A person is eligible for a grant who:

29 (i) Lives in Washington state;

30 (ii) Is at least 18 years of age;

31 (iii) After January 1, 2021, and before June 30, 2023, has been
32 significantly affected by the coronavirus pandemic, such as loss of
33 employment or significant reduction in work hours, contracting the
34 coronavirus, having to self-quarantine as a result of exposure to the
35 coronavirus, caring for a family member who contracted the
36 coronavirus, or being unable to access childcare for children
37 impacted by school or childcare closures; and

1 (iv) Is not eligible to receive federal economic impact
2 (stimulus) payments or unemployment insurance benefits due to the
3 person's immigration status.

4 (b) The department may not deny a grant to a person on the basis
5 that another adult in the household is eligible for federal economic
6 impact (stimulus) payments or unemployment insurance benefits or that
7 the person previously received a grant under the program. However, a
8 person may not receive more than three grants.

9 (c) The department's duty to provide grants is subject to the
10 availability of the amounts specified in this subsection, and the
11 department must prioritize grants to persons who are most in need of
12 financial assistance using factors that include, but are not limited
13 to: (i) Having an income at or below 250 percent of the federal
14 poverty level; (ii) being the primary or sole income earner of
15 household; (iii) experiencing housing instability; and (iv) having
16 contracted or being at high risk of contracting the coronavirus.

17 (d) The department may contract with one or more entities to
18 administer the program. If the department engages in a competitive
19 contracting process for administration of the program, experience in
20 administering similar programs must be given weight in the selection
21 process to expedite the delivery of benefits to eligible applicants.

22 (16) \$204,000 of the general fund—state appropriation for fiscal
23 year 2022 and (~~(\$22,635,000)~~) \$22,766,000 of the general fund—federal
24 appropriation (ARPA) are provided solely for the department to
25 provide a one-time or short-term cash benefit to families eligible
26 for pandemic emergency assistance under section 9201 of the American
27 rescue plan act of 2021, P.L. 117-2, and to offer an equivalent
28 benefit to eligible state family assistance or food assistance
29 program recipients.

30 (17) \$88,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$89,000 of the general fund—federal appropriation are
32 provided solely for the implementation of chapter 90, Laws of 2021
33 (SSB 5068) (postpartum period/Medicaid).

34 (18) \$41,000 of the general fund—state appropriation for fiscal
35 year 2022, \$81,000 of the general fund—state appropriation for fiscal
36 year 2023, and \$237,000 of the general fund—federal appropriation are
37 provided solely for implementation of Substitute House Bill No. 1416
38 (insurers/child support coll.). (~~((If the bill is not enacted by June~~
39 ~~30, 2021, the amounts provided in this subsection shall lapse.))~~)

1 (19) \$9,670,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$11,777,000 of the general fund—federal
3 appropriation are provided solely to cover the variance in total
4 child support arrears collected in fiscal year 2022 compared to the
5 total arrears collected in fiscal year 2021.

6 (20) \$36,621,000 of the general fund—state appropriation for
7 fiscal year 2023 is provided solely to increase the grant standard
8 for the aged, blind, or disabled program to a maximum of \$417 per
9 month for a one-person grant and \$528 for a two-person grant
10 effective September 1, 2022.

11 (21) \$510,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely to eliminate the mid-certification
13 review for blind or disabled participants in the aged, blind, or
14 disabled program, effective July 1, 2022.

15 (22) \$195,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely to expand the aged, blind, or disabled
17 program's clothing, personal maintenance, and necessary incidentals
18 grant to individuals between the ages of 21 and 64 who are residing
19 in a public mental institution, effective September 1, 2022.

20 (23) \$207,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely to implement House/Senate Bill No. . . .
22 (Z-. . . /22) (concerning aged, blind, or disabled program
23 eligibility for victims of human trafficking). If the bill is not
24 enacted by June 30, 2022, the amount provided in this subsection
25 shall lapse.

26 (24) \$560,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely to implement a state-funded employment
28 and training program for recipients of the state's food assistance
29 program, effective July 1, 2022.

30 (25) \$524,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely to implement House/Senate Bill No. . . .
32 (Z-. . . /22) (concerning transitional food assistance). If the bill
33 is not enacted by June 30, 2022, the amount provided in this
34 subsection shall lapse.

35 (26) \$157,000 of the general fund—state appropriation for fiscal
36 year 2022, \$4,604,000 of the general fund—state appropriation for
37 fiscal year 2023, and \$11,035,000 of the general fund—federal
38 appropriation are provided solely for the integrated eligibility and
39 enrollment modernization project to create a comprehensive

application and benefit status tracker for multiple programs and to establish a foundational platform. Funding is subject to the conditions, limitations, and review requirements of section 701 of this act.

(27) \$95,000 of the general fund—state appropriation for fiscal year 2023 and \$61,000 of the general fund—federal appropriation are provided solely to remove the asset limit test for the medicare savings plan program in collaboration with the health care authority, effective January 1, 2023.

(28) \$126,000 of the general fund—state appropriation for fiscal year 2023 and \$81,000 of the general fund—federal appropriation are provided solely for system upgrades necessary for the anticipated program to expand health care coverage to undocumented immigrant adults in collaboration with the health care authority.

Sec. 206. 2021 c 334 s 206 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL REHABILITATION PROGRAM

| | |
|---|--------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$16,231,000)) |
| | <u>\$17,363,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$16,456,000)) |
| | <u>\$19,347,000</u> |
| General Fund—Federal Appropriation. | \$109,595,000 |
| <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |
| <u>Appropriation.</u> | <u>\$13,000</u> |
| TOTAL APPROPRIATION. | ((\$142,282,000)) |
| | <u>\$146,318,000</u> |

The appropriations in this section are subject to the following conditions and limitations: \$40,000 of the general fund—state appropriation for fiscal year 2022 and \$40,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Second Substitute House Bill No. 1061 (child welfare/dev disability). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

Sec. 207. 2021 c 334 s 207 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—SPECIAL COMMITMENT PROGRAM

| | |
|---|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$63,650,000)) |
| | <u>\$66,948,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$61,748,000)) |
| | <u>\$67,965,000</u> |
| <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |
| Appropriation | \$404,000 |
| TOTAL APPROPRIATION | ((\$125,398,000)) |
| | <u>\$135,317,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) The appropriations in this section are provided based on the intent of closing the special commitment center on McNeil Island and moving it to an alternate location, not on the island, which serves the same purpose as the special commitment center.

(2) The special commitment center may use funds appropriated in this subsection to purchase goods and supplies through hospital group purchasing organizations when it is cost-effective to do so.

~~((+2))~~ (3) \$1,204,000 of the general fund—state appropriation for fiscal year 2022 and \$1,079,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for specialized equipment and additional medical staff to provide more capacity to deliver care to individuals housed at the total confinement facility. No later than November 1, 2023, the department shall report to the legislature on the number of individuals treated on the island that previously would have been transported off the island for treatment.

~~((+3))~~ (4) \$16,000 of the general fund—state appropriation for fiscal year 2022 and \$15,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the increased costs for personal computers leased through the department of enterprise services.

~~((+4))~~ (5) \$6,768,000 of the general fund—state appropriation for fiscal year 2022 and \$4,496,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5163 (conditionally released SVPs). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(6) \$250,000 of the general fund—state appropriation in fiscal year 2023 is provided solely for an expert level analysis and strategic partner to identify potential sites on the mainland, taking into account location selection factors such as available workforce, community interest, local police presence, and operational costs. The department must prepare a report on these findings to the appropriate committees of the legislature and the office of financial management by June 30, 2023.

Sec. 208. 2021 c 334 s 208 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND SUPPORTING SERVICES PROGRAM

| | |
|---|--------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$39,381,000)) |
| | <u>\$41,158,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$39,035,000)) |
| | <u>\$49,659,000</u> |
| General Fund—Federal Appropriation. | ((\$51,371,000)) |
| | <u>\$54,654,000</u> |
| <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |
| <u>Appropriation.</u> | <u>\$132,000</u> |
| TOTAL APPROPRIATION. | ((\$129,787,000)) |
| | <u>\$145,603,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) Within amounts appropriated in this section, the department shall provide to the department of health, where available, the following data for all nutrition assistance programs funded by the United States department of agriculture and administered by the department. The department must provide the report for the preceding federal fiscal year by February 1, 2022, and February 1, 2023. The report must provide:

(a) The number of people in Washington who are eligible for the program;

(b) The number of people in Washington who participated in the program;

(c) The average annual participation rate in the program;

(d) Participation rates by geographic distribution; and

(e) The annual federal funding of the program in Washington.

1 (2) (a) \$3,000 of the general fund—state appropriation for fiscal
2 year 2022, \$5,000 of the general fund—state appropriation for fiscal
3 year 2023, and \$8,000 of the general fund—federal appropriation are
4 provided solely for the implementation of an agreement reached
5 between the governor and the Washington federation of state employees
6 for the language access providers under the provisions of chapter
7 41.56 RCW for the 2021-2023 fiscal biennium.

8 (b) \$25,000 of the general fund—state appropriation for fiscal
9 year 2023 and \$8,000 of the general fund—federal appropriation are
10 provided solely for the implementation of an agreement reached
11 between the governor and the Washington federation of state employees
12 for the language access providers under the provisions of chapter
13 41.56 RCW for fiscal year 2023 as provided in section 936 of this
14 act.

15 (3) By October 1, 2021, the department must submit a report to
16 the fiscal committees of the legislature detailing shortcomings of
17 the previously funded electronic health records system and contract,
18 the clinical validity of existing software, approaches to mitigate
19 the shortcomings of previously funded system, and a recommended
20 approach to establishing a comprehensive electronic health records
21 system at state facilities in the future.

22 (4) \$39,000 of the general fund—state appropriation for fiscal
23 year 2022 is provided solely to implement Substitute House Bill No.
24 1411 (health care workforce). ~~((If the bill is not enacted by June~~
25 ~~30, 2021, the amount provided in this subsection shall lapse.))~~

26 (5) \$3,640,000 of the general fund—state appropriation for fiscal
27 year 2023 and \$910,000 of the general fund—federal appropriation are
28 provided solely to create cross-agency collaboration teams to
29 coordinate services at the state, regional, and local level for those
30 living on public right-of-way encampment sites across the state of
31 Washington. A centralized data analysis team will also be created and
32 charged with the data infrastructure development necessary to track
33 the location of encampments, monitor progress, and assist with annual
34 outcome reporting.

35 (6) \$364,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for the creation of a program director
37 and project manager tasked with ensuring an enterprise-wide approach
38 to poverty reduction across Washington. These positions will convene
39 and facilitate the poverty reduction subcabinet, track agency

progress on poverty reduction efforts to build a stronger continuum of care, coordinate budget and policy proposals, and ensure that recommendations incorporate data prepared by the poverty reduction technical advisory group.

(7) \$461,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to create a poverty reduction technical advisory group that is tasked with developing a statewide measurement and data framework that can help inform future budget and policy decisions. This group must also track the state's progress towards creating a just and equitable future. This group must collaborate with communities experiencing poverty to ensure their input is factored into the analysis of data.

Sec. 209. 2021 c 334 s 209 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PAYMENTS TO OTHER AGENCIES PROGRAM

| | |
|---|--------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$65,743,000)) |
| | <u>\$68,334,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$56,529,000)) |
| | <u>\$80,371,000</u> |
| General Fund—Federal Appropriation. | ((\$53,229,000)) |
| | <u>\$56,361,000</u> |
| TOTAL APPROPRIATION. | ((\$175,501,000)) |
| | <u>\$205,066,000</u> |

The appropriations in this section are subject to the following conditions and limitations: Within the amounts appropriated in this section, the department must extend master property insurance to all buildings owned by the department valued over \$250,000 and to all locations leased by the department with contents valued over \$250,000.

Sec. 210. 2021 c 334 s 210 (uncodified) is amended to read as follows:

FOR THE STATE HEALTH CARE AUTHORITY

(1)(a) During the 2021-2023 fiscal biennium, the health care authority shall provide support and data as required by the office of the state actuary in providing the legislature with health care actuarial analysis, including providing any information in the

1 possession of the health care authority or available to the health
2 care authority through contracts with providers, plans, insurers,
3 consultants, or any other entities contracting with the health care
4 authority.

5 (b) Information technology projects or investments and proposed
6 projects or investments impacting time capture, payroll and payment
7 processes and systems, eligibility, case management, and
8 authorization systems within the health care authority are subject to
9 technical oversight by the office of the chief information officer.

10 (2) The health care authority shall not initiate any services
11 that require expenditure of state general fund moneys unless
12 expressly authorized in this act or other law. The health care
13 authority may seek, receive, and spend, under RCW 43.79.260 through
14 43.79.282, federal moneys not anticipated in this act as long as the
15 federal funding does not require expenditure of state moneys for the
16 program in excess of amounts anticipated in this act. If the health
17 care authority receives unanticipated unrestricted federal moneys,
18 those moneys shall be spent for services authorized in this act or in
19 any other legislation providing appropriation authority, and an equal
20 amount of appropriated state general fund moneys shall lapse. Upon
21 the lapsing of any moneys under this subsection, the office of
22 financial management shall notify the legislative fiscal committees.
23 As used in this subsection, "unrestricted federal moneys" includes
24 block grants and other funds that federal law does not require to be
25 spent on specifically defined projects or matched on a formula basis
26 by state funds.

27 (3)(a) The health care authority, the health benefit exchange,
28 the department of social and health services, the department of
29 health, and the department of children, youth, and families shall
30 work together within existing resources to establish the health and
31 human services enterprise coalition (the coalition). The coalition,
32 led by the health care authority, must be a multi-organization
33 collaborative that provides strategic direction and federal funding
34 guidance for projects that have cross-organizational or enterprise
35 impact, including information technology projects that affect
36 organizations within the coalition. The office of the chief
37 information officer shall maintain a statewide perspective when
38 collaborating with the coalition to ensure that projects are planned
39 for in a manner that ensures the efficient use of state resources,
40 supports the adoption of a cohesive technology and data architecture,

1 and maximizes federal financial participation. (~~The work of the~~
2 ~~coalition and any project identified as a coalition project is~~
3 ~~subject to the conditions, limitations, and review provided in~~
4 ~~section 701 of this act.~~))

5 (b) The health care authority must submit a report on November 1,
6 2021, and annually thereafter, to the fiscal committees of the
7 legislature. The report must include, at a minimum:

8 (i) A list of active coalition projects as of July 1st of the
9 fiscal year. This must include all current and ongoing coalition
10 projects, which coalition agencies are involved in these projects,
11 and the funding being expended on each project, including in-kind
12 funding. For each project, the report must include which federal
13 requirements each coalition project is working to satisfy, and when
14 each project is anticipated to satisfy those requirements; and

15 (ii) A list of coalition projects that are planned in the current
16 and following fiscal year. This must include which coalition agencies
17 are involved in these projects, including the anticipated in-kind
18 funding by agency, and if a budget request will be submitted for
19 funding. This must reflect all funding required by fiscal year and by
20 fund source and include the budget outlook period.

21 (4) The appropriations to the health care authority in this act
22 shall be expended for the programs and in the amounts specified in
23 this act. However, after May 1, 2022, unless prohibited by this act,
24 the authority may transfer general fund—state appropriations for
25 fiscal year 2022 among programs after approval by the director of the
26 office of financial management. To the extent that appropriations in
27 sections 211 through 215 of this act are insufficient to fund actual
28 expenditures in excess of caseload forecast and utilization
29 assumptions or for expenses in response to the COVID-19 pandemic, the
30 authority may transfer general fund—state appropriations for fiscal
31 year 2022 that are provided solely for a specified purpose. The
32 authority may not transfer funds, and the director of the office of
33 financial management shall not approve the transfer, unless the
34 transfer is consistent with the objective of conserving, to the
35 maximum extent possible, the expenditure of state funds. The director
36 of the office of financial management shall notify the appropriate
37 fiscal committees of the legislature in writing seven days prior to
38 approving any allotment modifications or transfers under this
39 section. The written notification must include a narrative
40 explanation and justification of changes, along with expenditures and

allotments by budget unit and appropriation, both before and after
any allotment modifications and transfers.

Sec. 211. 2021 c 334 s 211 (uncodified) is amended to read as follows:

FOR THE STATE HEALTH CARE AUTHORITY—MEDICAL ASSISTANCE

| | |
|--|-----------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$2,516,277,000)) |
| | <u>\$2,419,387,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$2,439,933,000)) |
| | <u>\$2,620,369,000</u> |
| General Fund—Federal Appropriation. | ((\$13,199,214,000)) |
| | <u>\$13,756,377,000</u> |
| General Fund—Private/Local Appropriation. | ((\$355,726,000)) |
| | <u>\$418,686,000</u> |
| Emergency Medical Services and Trauma Care Systems | |
| Trust Account—State Appropriation. | \$15,086,000 |
| Hospital Safety Net Assessment Account—State | |
| Appropriation. | ((\$723,238,000)) |
| | <u>\$701,475,000</u> |
| Dedicated Marijuana Account—State Appropriation | |
| (FY 2022). | ((\$24,511,000)) |
| | <u>\$26,022,000</u> |
| Dedicated Marijuana Account—State Appropriation | |
| (FY 2023). | ((\$25,182,000)) |
| | <u>\$19,512,000</u> |
| Medical Aid Account—State Appropriation. | \$540,000 |
| Telebehavioral Health Access Account—State | |
| Appropriation. | \$7,714,000 |
| Coronavirus State Fiscal Recovery Fund—Federal | |
| Appropriation. | ((\$35,000,000)) |
| | <u>\$35,840,000</u> |
| <u>Ambulance Transport Fund—State Appropriation.</u> | <u>\$12,620,000</u> |
| TOTAL APPROPRIATION. | ((\$19,342,421,000)) |
| | <u>\$20,033,628,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) The authority shall not accept or expend any federal funds received under a medicaid transformation waiver under healthier Washington except as described in subsections (2), (3), and (4) of

1 this section until specifically approved and appropriated by the
2 legislature. To ensure compliance with legislative directive budget
3 requirements and terms and conditions of the waiver, the authority
4 shall implement the waiver and reporting requirements with oversight
5 from the office of financial management. The legislature finds that
6 appropriate management of the innovation waiver requires better
7 analytic capability, transparency, consistency, timeliness, accuracy,
8 and lack of redundancy with other established measures and that the
9 patient must be considered first and foremost in the implementation
10 and execution of the demonstration waiver. In order to effectuate
11 these goals, the authority shall: (a) Require the Dr. Robert Bree
12 collaborative and the health technology assessment program to reduce
13 the administrative burden upon providers by only requiring
14 performance measures that are nonduplicative of other nationally
15 established measures. The joint select committee on health care
16 oversight will evaluate the measures chosen by the collaborative and
17 the health technology assessment program for effectiveness and
18 appropriateness; (b) develop a patient satisfaction survey with the
19 goal to gather information about whether it was beneficial for the
20 patient to use the center of excellence location in exchange for
21 additional out-of-pocket savings; (c) ensure patients and health care
22 providers have significant input into the implementation of the
23 demonstration waiver, in order to ensure improved patient health
24 outcomes; and (d) in cooperation with the department of social and
25 health services, consult with and provide notification of work on
26 applications for federal waivers, including details on waiver
27 duration, financial implications, and potential future impacts on the
28 state budget, to the joint select committee on health care oversight
29 prior to submitting waivers for federal approval. The authority shall
30 submit an application to the centers for medicaid and medicare
31 services to extend the duration of the medicaid transformation waiver
32 under healthier Washington as described in subsections (2), (3), and
33 (4) of this section by one year. If not extended, by federal
34 standard, the medicaid transformation demonstration waiver shall not
35 exceed the duration originally granted by the centers for medicare
36 and medicaid services and any programs created or funded by this
37 waiver do not create an entitlement.

38 (2) (a) No more than (~~(\$63,052,000)~~) \$74,780,000 of the general
39 fund—federal appropriation and no more than (~~(\$50,840,000)~~)
40 \$74,846,000 of the general fund—local appropriation may be expended

1 for transformation through accountable communities of health
2 described in initiative 1 of the medicaid transformation
3 demonstration wavier under healthier Washington, including preventing
4 youth drug use, opioid prevention and treatment, and physical and
5 behavioral health integration. Under this initiative, the authority
6 shall take into account local input regarding community needs. In
7 order to ensure transparency to the appropriate fiscal committees of
8 the legislature, the authority shall provide fiscal staff of the
9 legislature query ability into any database of the fiscal
10 intermediary that authority staff would be authorized to access. The
11 authority shall not increase general fund—state expenditures under
12 this initiative. The director shall also report to the fiscal
13 committees of the legislature all of the expenditures under this
14 subsection and shall provide such fiscal data in the time, manner,
15 and form requested by the legislative fiscal committees.

16 (b) No more than (~~(\$243,047,000)~~) \$309,687,000 of the general
17 fund—federal appropriation and no more than (~~(\$99,274,000)~~)
18 \$126,493,000 of the general fund—private/local appropriation may be
19 expended for the medicaid quality improvement program. Under federal
20 regulations, the medicaid quality improvement program is authorized
21 and allows states to design quality improvement programs for the
22 medicaid population in ways that support the state's quality goals.
23 Medicaid quality improvement program payments will not count against
24 the medicaid transformation demonstration waiver spending limits and
25 are excluded from the waiver's budget neutrality calculation. Apple
26 health managed care organizations and their partnering providers will
27 receive medicaid quality improvement program payments as they meet
28 designated milestones. Partnering providers and apple health managed
29 care organizations will work together to achieve medicaid quality
30 improvement program goals according to the performance period
31 timelines and reporting deadlines as set forth by the authority. The
32 authority shall only utilize the medicaid quality improvement program
33 to support the transformation waiver and shall not pursue its use for
34 other purposes. Any programs created or funded by the medicaid
35 quality improvement program does not create an entitlement. The
36 authority shall not increase general fund—state, federal, or private/
37 local expenditures under this program. The director shall report to
38 the joint select committee on health care oversight not less than
39 quarterly on financial and health outcomes. The director shall report

1 to the fiscal committees of the legislature all of the expenditures
2 under this subsection and shall provide such fiscal data in the time,
3 manner, and form requested by the legislative fiscal committees.

4 (3) No more than (~~(\$26,837,000)~~) \$46,739,000 of the general fund—
5 federal appropriation and (~~(\$26,839,000)~~) \$46,742,000 of the general
6 fund—local appropriation may be expended for tailored support for
7 older adults and medicaid alternative care described in initiative 2
8 of the medicaid transformation demonstration waiver under healthier
9 Washington as well as administrative expenses for initiative 3. The
10 authority shall contract and provide funding to the department of
11 social and health services to administer initiative 2. The director
12 in cooperation with the secretary of the department of social and
13 health services shall report to the office of financial management
14 all of the expenditures of this section and shall provide such fiscal
15 data in the time, manner, and form requested. The authority shall not
16 increase general fund—state expenditures on this initiative.

17 (4) No more than (~~(\$50,389,000)~~) \$14,435,000 of the general fund—
18 federal appropriation and no more than (~~(\$22,862,000)~~) \$18,590,000 of
19 the general fund—local appropriation may be expended for supported
20 housing and employment services described in initiative 3a and 3b of
21 the medicaid transformation demonstration waiver under healthier
22 Washington. Under this initiative, the authority and the department
23 of social and health services shall ensure that allowable and
24 necessary services are provided to eligible clients as identified by
25 the department or its third party administrator. The authority shall
26 not increase general fund—state expenditures under this initiative.
27 The director shall report to the joint select committee on health
28 care oversight no less than quarterly on financial and health
29 outcomes. The director shall also report to the fiscal committees of
30 the legislature all of the expenditures of this subsection and shall
31 provide such fiscal data in the time, manner, and form requested by
32 the legislative fiscal committees.

33 (5) \$7,807,000 of the general fund—state appropriation for fiscal
34 year 2023 and \$7,819,000 of the general fund—federal appropriation
35 are provided to offer continuous eligibility for apple health to
36 children ages zero to six with income at or below 215 percent of the
37 federal poverty line. The centers for medicare and medicaid services
38 must approve the use of federal match for this program through an
39 1115 demonstrations waiver prior to the implementation of this

1 policy. The authority is authorized to include medical assistance
2 eligibility for justice involved individuals up to 30 days prior to
3 release consistent with RCW 74.09.670 and to seek federal match for
4 undocumented postpartum individuals as directed by RCW 74.09.830 in
5 its 1115 demonstration waiver application.

6 (6) The authority shall submit a plan to preserve the waiver that
7 allows for the full cost of stays in institutions for mental diseases
8 to be included in managed care rates by November 1, 2021, to the
9 appropriate committees of the legislature.

10 ~~((+6))~~ (7) The authority shall submit a plan to preserve the
11 waiver allowing for full federal financial participation for medical
12 clients in mental health facilities classified as institutions for
13 mental diseases by November 1, 2021, to the appropriate committees of
14 the legislature.

15 ~~((+7))~~ (8) Sufficient amounts are appropriated in this
16 subsection to implement the medicaid expansion as defined in the
17 social security act, section 1902(a)(10)(A)(i)(VIII).

18 ~~((+8))~~ (9) The legislature finds that medicaid payment rates, as
19 calculated by the health care authority pursuant to the
20 appropriations in this act, bear a reasonable relationship to the
21 costs incurred by efficiently and economically operated facilities
22 for providing quality services and will be sufficient to enlist
23 enough providers so that care and services are available to the
24 extent that such care and services are available to the general
25 population in the geographic area. The legislature finds that the
26 cost reports, payment data from the federal government, historical
27 utilization, economic data, and clinical input constitute reliable
28 data upon which to determine the payment rates.

29 ~~((+9))~~ (10) Based on quarterly expenditure reports and caseload
30 forecasts, if the health care authority estimates that expenditures
31 for the medical assistance program will exceed the appropriations,
32 the health care authority shall take steps including but not limited
33 to reduction of rates or elimination of optional services to reduce
34 expenditures so that total program costs do not exceed the annual
35 appropriation authority.

36 ~~((+10))~~ (11) In determining financial eligibility for medicaid-
37 funded services, the health care authority is authorized to disregard
38 recoveries by Holocaust survivors of insurance proceeds or other
39 assets, as defined in RCW 48.104.030.

1 (~~((11))~~) (12) When a person is ineligible for medicaid solely by
2 reason of residence in an institution for mental diseases, the health
3 care authority shall provide the person with the same benefits as he
4 or she would receive if eligible for medicaid, using state-only funds
5 to the extent necessary.

6 (~~((12))~~) (13) \$3,997,000 of the general fund—state appropriation
7 for fiscal year 2022, \$4,261,000 of the general fund—state
8 appropriation for fiscal year 2023, and \$8,786,000 of the general
9 fund—federal appropriation are provided solely for low-income
10 disproportionate share hospital payments.

11 (~~((13))~~) (14) Within the amounts appropriated in this section,
12 the health care authority shall provide disproportionate share
13 hospital payments to hospitals that provide services to children in
14 the children's health program who are not eligible for services under
15 Title XIX or XXI of the federal social security act due to their
16 citizenship status.

17 (~~((14))~~) (15) \$7,000,000 of the general fund—federal
18 appropriation is provided solely for supplemental payments to nursing
19 homes operated by public hospital districts. The public hospital
20 district shall be responsible for providing the required nonfederal
21 match for the supplemental payment, and the payments shall not exceed
22 the maximum allowable under federal rules. It is the legislature's
23 intent that the payments shall be supplemental to and shall not in
24 any way offset or reduce the payments calculated and provided in
25 accordance with part E of chapter 74.46 RCW. It is the legislature's
26 further intent that costs otherwise allowable for rate-setting and
27 settlement against payments under chapter 74.46 RCW shall not be
28 disallowed solely because such costs have been paid by revenues
29 retained by the nursing home from these supplemental payments. The
30 supplemental payments are subject to retrospective interim and final
31 cost settlements based on the nursing homes' as-filed and final
32 medicare cost reports. The timing of the interim and final cost
33 settlements shall be at the health care authority's discretion.
34 During either the interim cost settlement or the final cost
35 settlement, the health care authority shall recoup from the public
36 hospital districts the supplemental payments that exceed the medicaid
37 cost limit and/or the medicare upper payment limit. The health care
38 authority shall apply federal rules for identifying the eligible
39 incurred medicaid costs and the medicare upper payment limit.

~~((15))~~ (16) The health care authority shall continue the inpatient hospital certified public expenditures program for the 2021-2023 fiscal biennium. The program shall apply to all public hospitals, including those owned or operated by the state, except those classified as critical access hospitals or state psychiatric institutions. The health care authority shall submit reports to the governor and legislature by November 1, 2021, and by November 1, 2022, that evaluate whether savings continue to exceed costs for this program. If the certified public expenditures (CPE) program in its current form is no longer cost-effective to maintain, the health care authority shall submit a report to the governor and legislature detailing cost-effective alternative uses of local, state, and federal resources as a replacement for this program. During fiscal year 2022 and fiscal year 2023, hospitals in the program shall be paid and shall retain one hundred percent of the federal portion of the allowable hospital cost for each medicaid inpatient fee-for-service claim payable by medical assistance and one hundred percent of the federal portion of the maximum disproportionate share hospital payment allowable under federal regulations. Inpatient medicaid payments shall be established using an allowable methodology that approximates the cost of claims submitted by the hospitals. Payments made to each hospital in the program in each fiscal year of the biennium shall be compared to a baseline amount. The baseline amount will be determined by the total of (a) the inpatient claim payment amounts that would have been paid during the fiscal year had the hospital not been in the CPE program based on the reimbursement rates developed, implemented, and consistent with policies approved in the 2021-2023 biennial operating appropriations act and in effect on July 1, 2015, (b) one-half of the indigent assistance disproportionate share hospital payment amounts paid to and retained by each hospital during fiscal year 2005, and (c) all of the other disproportionate share hospital payment amounts paid to and retained by each hospital during fiscal year 2005 to the extent the same disproportionate share hospital programs exist in the 2019-2021 fiscal biennium. If payments during the fiscal year exceed the hospital's baseline amount, no additional payments will be made to the hospital except the federal portion of allowable disproportionate share hospital payments for which the hospital can certify allowable match. If payments during the fiscal year are less than the baseline amount, the hospital will be paid a state grant equal to the difference between payments during

1 the fiscal year and the applicable baseline amount. Payment of the
2 state grant shall be made in the applicable fiscal year and
3 distributed in monthly payments. The grants will be recalculated and
4 redistributed as the baseline is updated during the fiscal year. The
5 grant payments are subject to an interim settlement within eleven
6 months after the end of the fiscal year. A final settlement shall be
7 performed. To the extent that either settlement determines that a
8 hospital has received funds in excess of what it would have received
9 as described in this subsection, the hospital must repay the excess
10 amounts to the state when requested. (~~(\$702,000)~~) \$423,000 of the
11 general fund—state appropriation for fiscal year 2022 and
12 (~~(\$649,000)~~) \$381,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for state grants for the
14 participating hospitals.

15 (~~((16))~~) (17) The health care authority shall seek public-private
16 partnerships and federal funds that are or may become available to
17 provide on-going support for outreach and education efforts under the
18 federal children's health insurance program reauthorization act of
19 2009.

20 (~~((17))~~) (18) The health care authority shall target funding for
21 maternity support services towards pregnant women with factors that
22 lead to higher rates of poor birth outcomes, including hypertension,
23 a preterm or low birth weight birth in the most recent previous
24 birth, a cognitive deficit or developmental disability, substance
25 abuse, severe mental illness, unhealthy weight or failure to gain
26 weight, tobacco use, or African American or Native American race. The
27 health care authority shall prioritize evidence-based practices for
28 delivery of maternity support services. To the extent practicable,
29 the health care authority shall develop a mechanism to increase
30 federal funding for maternity support services by leveraging local
31 public funding for those services.

32 (~~((18))~~) (19) The authority shall submit reports to the governor
33 and the legislature by September 15, 2021, and no later than
34 September 15, 2022, that delineate the number of individuals in
35 medicaid managed care, by carrier, age, gender, and eligibility
36 category, receiving preventative services and vaccinations. The
37 reports should include baseline and benchmark information from the
38 previous two fiscal years and should be inclusive of, but not limited
39 to, services recommended under the United States preventative
40 services task force, advisory committee on immunization practices,

1 early and periodic screening, diagnostic, and treatment (EPSDT)
2 guidelines, and other relevant preventative and vaccination medicaid
3 guidelines and requirements.

4 ~~((19))~~ (20) Managed care contracts must incorporate
5 accountability measures that monitor patient health and improved
6 health outcomes, and shall include an expectation that each patient
7 receive a wellness examination that documents the baseline health
8 status and allows for monitoring of health improvements and outcome
9 measures.

10 ~~((20))~~ (21) Sufficient amounts are appropriated in this section
11 for the authority to provide an adult dental benefit.

12 ~~((21))~~ (22) The health care authority shall coordinate with the
13 department of social and health services to provide referrals to the
14 Washington health benefit exchange for clients that will be
15 ineligible for medicaid.

16 ~~((22))~~ (23) To facilitate a single point of entry across public
17 and medical assistance programs, and to maximize the use of federal
18 funding, the health care authority, the department of social and
19 health services, and the health benefit exchange will coordinate
20 efforts to expand HealthPlanfinder access to public assistance and
21 medical eligibility staff. The health care authority shall complete
22 medicaid applications in the HealthPlanfinder for households
23 receiving or applying for medical assistance benefits.

24 ~~((23))~~ (24) \$90,000 of the general fund—state appropriation for
25 fiscal year 2022, \$90,000 of the general fund—state appropriation for
26 fiscal year 2023, and \$180,000 of the general fund—federal
27 appropriation are provided solely to continue operation by a
28 nonprofit organization of a toll-free hotline that assists families
29 to learn about and enroll in the apple health for kids program. By
30 November 15, 2022, the authority shall submit a report to the
31 appropriate committees to the legislature that provides, at a
32 minimum, information about the number of calls received by the
33 nonprofit organization in the previous year, the amount of time spent
34 on each call, comparisons to previous years, where available, and
35 information about what data is collected related to this service.

36 ~~((24))~~ (25) Within the amounts appropriated in this section,
37 the authority shall reimburse for primary care services provided by
38 naturopathic physicians.

1 ~~((25))~~ (26) Within the amounts appropriated in this section,
2 the authority shall continue to provide coverage for pregnant teens
3 that qualify under existing pregnancy medical programs, but whose
4 eligibility for pregnancy related services would otherwise end due to
5 the application of the new modified adjusted gross income eligibility
6 standard.

7 ~~((26))~~ (27) Sufficient amounts are appropriated in this section
8 to remove the mental health visit limit and to provide the shingles
9 vaccine and screening, brief intervention, and referral to treatment
10 benefits that are available in the medicaid alternative benefit plan
11 in the classic medicaid benefit plan.

12 ~~((27))~~ (28) The authority shall use revenue appropriated from
13 the dedicated marijuana fund for contracts with community health
14 centers under RCW 69.50.540 in lieu of general fund—state payments to
15 community health centers for services provided to medical assistance
16 clients, and it is the intent of the legislature that this policy
17 will be continued in subsequent fiscal biennia.

18 ~~((28))~~ (29) Beginning no later than January 1, 2018, for any
19 service eligible under the medicaid state plan for encounter
20 payments, managed care organizations at the request of a rural health
21 clinic shall pay the full published encounter rate directly to the
22 clinic. At no time will a managed care organization be at risk for or
23 have any right to the supplemental portion of the claim. Payments
24 will be reconciled on at least an annual basis between the managed
25 care organization and the authority, with final review and approval
26 by the authority.

27 ~~((29))~~ (30) Sufficient amounts are appropriated in this section
28 for the authority to provide a medicaid equivalent adult dental
29 benefit to clients enrolled in the medical care service program.

30 ~~((30))~~ (31) During the 2021-2023 fiscal biennium, sufficient
31 amounts are provided in this section for the authority to provide
32 services identical to those services covered by the Washington state
33 family planning waiver program as of August 2018 to individuals who:

- 34 (a) Are over nineteen years of age;
35 (b) Are at or below two hundred and sixty percent of the federal
36 poverty level as established in WAC 182-505-0100;
37 (c) Are not covered by other public or private insurance; and
38 (d) Need family planning services and are not currently covered
39 by or eligible for another medical assistance program for family
40 planning.

1 (~~((31))~~) (32) Sufficient amounts are appropriated within this
2 section for the authority to incorporate the expected outcomes and
3 criteria to measure the performance of service coordination
4 organizations as provided in chapter 70.320 RCW into contracts with
5 managed care organizations that provide services to clients. The
6 authority is directed to:

7 (a) Contract with an external quality improvement organization to
8 annually analyze the performance of managed care organizations
9 providing services to clients under this chapter based on seven
10 performance measures. The analysis required under this subsection
11 must:

12 (i) Measure managed care performance in four common measures
13 across each managed care organization, including:

14 (A) At least one common measure must be weighted towards having
15 the potential to impact managed care costs; and

16 (B) At least one common measure must be weighted towards
17 population health management, as defined by the measure; and

18 (ii) Measure managed care performance in an additional three
19 quality focus performance measures specific to a managed care
20 organization. Quality focus performance measures chosen by the
21 authority must:

22 (A) Be chosen from the statewide common measure set;

23 (B) Reflect specific measures where a managed care organization
24 has poor performance; and

25 (C) Be substantive and clinically meaningful in promoting health
26 status.

27 (b) The authority shall set the four common measures to be
28 analyzed across all managed care organizations.

29 (c) The authority shall set three quality focus performance
30 measures specific to each managed care organization. The authority
31 must determine performance measures for each managed care
32 organization based on the criteria established in (a)(ii) of this
33 subsection.

34 (d) By September 15, 2021, and annually thereafter, the authority
35 shall notify each managed care organization of the performance
36 measures for the organization for the subsequent plan year.

37 (e) Two percent of the total plan year funding appropriated to
38 each managed care organization that provides services to clients
39 under chapter 70.320 RCW shall be withheld. At least seventy-five
40 percent of the withhold shall be held contingent on each managed care

1 organization's performance on the seven performance measures
2 identified in this section. Each managed care organization may earn
3 back the annual withhold if the external quality improvement
4 organization finds that the managed care organization:

5 (i) Made statistically significant improvement in the seven
6 performance measures as compared to the preceding plan year; or

7 (ii) Scored in the top national medicaid quartile of the
8 performance measures.

9 (f) The amount of withhold annually paid to each managed care
10 organization shall be proportional to findings of statistically
11 significant improvement or top national medicaid quartile scoring by
12 a managed care organization.

13 (g) For no more than two of the four quality focus performance
14 measures, the authority may use an alternate methodology to
15 approximate top national medicaid quartile performance where top
16 quartile performance data is unavailable.

17 (h) For the purposes of this subsection, "external quality
18 improvement organization" means an organization that meets the
19 competence and independence requirements under 42 C.F.R. Sec.
20 438.354, as it existed on the effective date of this section.

21 ~~((+32+))~~ (33)(a) The authority shall ensure that appropriate
22 resources are dedicated to implementing the recommendations of the
23 centers for medicare and medicaid services center for program
24 integrity as provided to the authority in the January 2019 Washington
25 focused program integrity review final report. Additionally, the
26 authority shall:

27 (i) Work to ensure the efficient operations of the managed care
28 plans, including but not limited to, a deconflicting process for
29 audits with and among the managed care plans and the medicaid fraud
30 division at the attorney general's office, to ensure the authority
31 staff perform central audits of cases that appear across multiple
32 managed care plans, versus the audits performed by the individual
33 managed care plans or the fraud division; and

34 (ii) Remain accountable for operating in an effective and
35 efficient manner, including performing program integrity activities
36 that ensure high value in the medical assistance program in general
37 and in medicaid managed care specifically;

38 (A) Work with its contracted actuary and the medicaid forecast
39 work group to develop methods and metrics related to managed care

1 program integrity activity that shall be incorporated into annual
2 rate setting; and

3 (B) Work with the medicaid forecast work group to ensure the
4 results of program integrity activity are incorporated into the rate
5 setting process in a transparent, timely, measurable, quantifiable
6 manner.

7 (b) The authority shall submit a report to the governor and
8 appropriate committees of the legislature by October 1, 2021, that
9 includes, but is not limited to:

10 (i) Specific, quantified actions that have been taken, to date,
11 related to the recommendations of the centers for medicare and
12 medicaid services center for program integrity as provided to the
13 authority in the January 2019 Washington focused program integrity
14 review final report; and

15 (ii) Specific, quantified information regarding the steps taken
16 toward (a) (i), (iii), and (iv) of this subsection.

17 (~~((+33+))~~) (34) No later than December 31, 2021, the health care
18 authority, in partnership with the department of social and health
19 services as described in section 204(16) of this act, shall submit a
20 waiver request to the federal department of health and human services
21 to authorize presumptive medicaid eligibility determinations for
22 clients preparing for acute care hospital discharge who may need
23 long-term services and supports. The department and the authority
24 shall hold stakeholder discussions, including opportunities for
25 public review and comment, during development of the waiver request.
26 Upon submission of the waiver request, the department and the
27 authority shall submit a report to the governor and the appropriate
28 legislative committees that describes the request and identifies any
29 statutory changes that may be necessary if the federal government
30 approves the request.

31 (~~((+34+))~~) (35) \$2,786,000 of the general fund—state appropriation
32 for fiscal year 2022, \$3,714,000 of the general fund—state
33 appropriation for fiscal year 2023, and \$11,009,000 of the general
34 fund—federal appropriation are provided solely to maintain and
35 increase access for behavioral health services through increased
36 provider rates. The rate increases are effective October 1, 2021, and
37 must be applied to the following codes for children and adults
38 enrolled in the medicaid program: 90832, 90833, 90834, 90837, H0004,
39 H0036, H2015, H2021, H0023, 90836, 90838, 96156, 96158, 96159, 96164,

96165, 96167, 96168, 96170, 96171, 90845, 90846, 90847, 90849, 90853, 90785, and 90791. The authority may use a substitute code in the event that any of the codes identified in this subsection are discontinued and replaced with an updated code covering the same service. Within the amounts provided in this subsection the authority must:

(a) Implement this rate increase in accordance with the process established in chapter 285, Laws of 2020 (EHB 2584) (behavioral health rates);

(b) Raise the state fee-for-service rates for these codes by up to 15 percent, except that the state medicaid rate may not exceed the published medicare rate or an equivalent relative value unit rate if a published medicare rate is not available;

(c) Require in contracts with managed care organizations that, beginning October 2021, managed care organizations pay no lower than the fee-for-service rate for these codes, and adjust managed care capitation rates accordingly; and

(d) Not duplicate rate increases provided in subsections ~~((35) and (36))~~ (36) and (37) of this section.

~~((35))~~ (36) \$19,664,000 of the general fund—state appropriation for fiscal year 2022, \$26,218,000 of the general fund—state appropriation for fiscal year 2023, and \$77,996,000 of the general fund—federal appropriation are provided solely to maintain and increase access for primary care services for medicaid-enrolled patients through increased provider rates beginning October 1, 2021. Within the amounts provided in this subsection the authority must:

(a) Increase the medical assistance rates for adult primary care services that are reimbursed solely at the existing medical assistance rates on a fee-for-service basis, as well as through managed care plans, by at least 15 percent above medical assistance rates in effect on January 1, 2019;

(b) Increase the medical assistance rates for pediatric primary care services that are reimbursed solely at the existing medical assistance rates on a fee-for-service basis, as well as through managed care plans, by at least 21 percent above medical assistance rates in effect on January 1, 2019;

(c) Increase the medical assistance rates for pediatric critical care, neonatal critical care, and neonatal intensive care services that are reimbursed solely at the existing medical assistance rates

on a fee-for-service basis, as well as through managed care plans, by at least 21 percent above medical assistance rates in effect on January 1, 2019;

(d) Apply reimbursement rates required under this subsection to payment codes in a manner consistent with the temporary increase in medicaid reimbursement rates under federal rules and guidance in effect on January 1, 2014, implementing the patient protection and affordable care act, except that the authority may not require provider attestations;

(e) Pursue state plan amendments to require medicaid managed care organizations to increase rates under this subsection through adoption of a uniform percentage increase for network providers pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on January 1, 2019; and

(f) Not duplicate rate increases provided in subsections ~~((34) and (36))~~ (35) and (37) of this section.

~~((36))~~ (37) \$2,233,000 of the general fund—state appropriation for fiscal year 2022, \$2,977,000 of the general fund—state appropriation for fiscal year 2023, and \$10,871,000 of the general fund—federal appropriation are provided solely to increase provider rates to maintain and increase access for family planning services for patients seeking services through department of health sexual and reproductive health program family planning providers. The rate increases are effective October 1, 2021, and must be applied to the following codes for eligible apple health and family planning only clients seeking services through department of health sexual and reproductive health program providers: 36415, 36416, 55250, 57170, 58340, 58600, 58605, 58611, 58615, 58670, 58671, 59840, 59841, 59850, 59851, 59852, 59855, 59856, 59857, 76817, 81025, 84702, 84703, 86631, 86632, 86901, 87110, 87270, 87320, 87490, 87491, 87590, 87591, 87624, 87625, 87800, 87810, 88141, 88142, 88143, 88147, 88148, 88150, 88152, 88153, 88164, 88165, 88166, 88167, 88174, 88175, 96372, 99071, 99201, 99202, 99203, 99204, 99211, 99212, 99213, 99214, 99384, 99385, 99386, 99394, 99395, 99396, 99401, and S0199. The authority may use a substitute code if any of the codes identified in this subsection are discontinued and replaced with an updated code covering the same service. Within the amounts provided in this subsection the authority must:

1 (a) Increase the family planning rates for services that are
2 included on and reimbursed solely at the existing family planning fee
3 schedule on a fee-for-service basis, as well as through managed care
4 plans, by at least 162 percent above family planning fee schedule
5 rates in effect on January 1, 2021;

6 (b) Pursue state plan amendments to require medicaid managed care
7 organizations to increase rates under this subsection through
8 adoption of a uniform percentage increase for network providers
9 pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on
10 January 1, 2021; and

11 (c) Not duplicate rate increases provided in subsections (~~((34)~~
12 ~~and (35))~~) (35) and (36) of this section.

13 (~~((37))~~) (38) (a) Beginning with fiscal year 2020, and for each
14 subsequent year thereafter, the authority shall reconcile on an
15 annual basis with rural health clinics.

16 (b) Beginning with fiscal year 2020, and for each subsequent year
17 thereafter, the authority shall properly accrue for any anticipated
18 reconciliations with rural health clinics during the fiscal year
19 close process following generally accepted accounting practices.

20 (~~((38))~~) (39) (a) The authority in collaboration with the office
21 of financial management and representatives from fiscal committees of
22 the legislature shall conduct an evaluation of the APM4 model to
23 determine its cost effectiveness and impact on patient outcomes and
24 report its findings and recommendations to the appropriate committees
25 of the legislature by November 15, 2022.

26 (b) The authority shall not enter into any future value-based
27 arrangements with federally qualified health centers or rural health
28 clinics prior to receiving approval from the office of financial
29 management and the appropriate committees of the legislature.

30 (c) The authority shall not modify the reconciliation process or
31 the APM4 program with federally qualified health centers or rural
32 health clinics without notification to and the opportunity to comment
33 from the office of financial management.

34 (d) The authority shall require all managed care organizations to
35 provide information to the authority to account for all payments to
36 federally qualified health centers to include how payments are made,
37 including any additional payments and whether there is a sub-
38 capitation arrangement or value-based purchasing arrangement.

1 (e) Beginning with fiscal year 2021 and for each subsequent year
2 thereafter, the authority shall reconcile on an annual basis with
3 federally qualified health centers contracting under APM4.

4 (f) Beginning with fiscal year 2021 and for each subsequent year
5 thereafter, the authority shall properly accrue for any anticipated
6 reconciliations with federally qualified health centers contracting
7 under APM4 during the fiscal year close process following generally
8 accepted accounting practices.

9 ~~((+39+))~~ (40) Within the amounts appropriated in this section,
10 the authority is to include allergen control bed and pillow covers as
11 part of the durable medical equipment benefit for children with an
12 asthma diagnosis enrolled in medical assistance programs.

13 ~~((+40+))~~ (41) Within the amounts appropriated in this section,
14 the authority shall reimburse for maternity services provided by
15 doulas.

16 ~~((+41+))~~ (42) \$60,000 of the general fund—state appropriation for
17 fiscal year 2022 and \$60,000 of the general fund—federal
18 appropriation are provided solely for evaluation of the Washington
19 rural health access preservation pilot program.

20 ~~((+42+))~~ (43) \$160,000 of the general fund—state appropriation
21 for fiscal year 2022 and \$1,440,000 of the general fund—federal
22 appropriation are provided solely for health care interoperability
23 costs and are subject to the conditions, limitations, and review
24 provided in section 701 of this act.

25 ~~((+43+))~~ (44) \$275,000 of the general fund—state appropriation
26 for fiscal year 2022, \$160,000 of the general fund—state
27 appropriation for fiscal year 2023, and \$3,913,000 of the general
28 fund—federal appropriation are provided solely for modular
29 replacement costs of the ProviderOne pharmacy point of sale system
30 and are subject to the conditions, limitations, and review provided
31 in section 701 of this act.

32 ~~((+44+))~~ (45) \$484,000 of the general fund—state appropriation
33 for fiscal year 2022 and \$466,000 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely to implement
35 Engrossed Second Substitute Senate Bill No. 5399 (universal health
36 care commission). ~~((If the bill is not enacted by June 30, 2021, the
37 amounts provided in this subsection shall lapse.~~

38 ~~(+45+))~~ (46) \$654,000 of the general fund—state appropriation for
39 fiscal year 2022, \$655,000 of the general fund—state appropriation

1 for fiscal year 2023, and \$2,154,000 of the general fund—federal
2 appropriation are provided solely for the authority to increase the
3 nonemergency medical transportation broker administrative rate to
4 ensure access to health care services for medicaid patients.

5 ~~((46))~~ (47) \$1,715,000 of the general fund—state appropriation
6 for fiscal year 2022, \$1,804,000 of the general fund—state
7 appropriation for fiscal year 2023, and \$6,647,000 of the general
8 fund—federal appropriation are provided solely to increase the rates
9 paid to rural hospitals that meet the criteria in (a) through (d) of
10 this subsection. Payments for state and federal medical assistance
11 programs for services provided by such a hospital, regardless of the
12 beneficiary's managed care enrollment status, must be increased to
13 150 percent of the hospital's fee-for-service rates. The authority
14 must discontinue this rate increase after June 30, 2023, and return
15 to the payment levels and methodology for these hospitals that were
16 in place as of January 1, 2018. Hospitals participating in the
17 certified public expenditures program may not receive increased
18 reimbursement for inpatient services. Hospitals qualifying for this
19 rate increase must:

20 (a) Be certified by the centers for medicare and medicaid
21 services as sole community hospitals as of January 1, 2013;

22 (b) Have had less than 150 acute care licensed beds in fiscal
23 year 2011;

24 (c) Have a level III adult trauma service designation from the
25 department of health as of January 1, 2014;

26 (d) Be owned and operated by the state or a political
27 subdivision; and

28 (e) Accept single bed certification patients pursuant to RCW
29 71.05.745.

30 ~~((47))~~ (48) \$100,000 of the general fund—state appropriation
31 for fiscal year 2022, \$100,000 of the general fund—state
32 appropriation for fiscal year 2023, and \$200,000 of the general fund—
33 federal appropriation are provided solely for pass through funding
34 for a citizens of the compact of free association (COFA) community
35 member led organization through a Washington state based organization
36 contract as outlined in RCW 43.71A.030 to provide additional supports
37 to COFA community members statewide who are seeking access to health
38 coverage and health care services. The amounts provided in this
39 subsection for fiscal year 2022 must be distributed no later than

October 1, 2021. The amounts provided in this subsection for fiscal year 2023 must be distributed no later than October 1, 2022.

~~((48))~~ (49) The authority shall collaborate with the Washington state LGBTQ commission, the department of health, advocates for people living with HIV in Washington, consumers, and medical professionals with expertise in serving the medicaid population living with HIV, to consider and develop recommendations regarding:

(a) Access to HIV antiretroviral drugs on the medicaid drug formulary, including short- and long-term fiscal implications of eliminating current prior authorization and fail-first requirements;

(b) Impact of drug access on public health and the statewide goal of reducing HIV transmissions; and

(c) Maximizing pharmaceutical drug rebates for HIV antiretroviral drugs.

~~((49))~~ (50) \$22,000 of the general fund—state appropriation for fiscal year 2022, \$22,000 of the general fund—state appropriation for fiscal year 2023, and \$134,000 of the general fund—federal appropriation are provided solely to implement Substitute Senate Bill No. 5157 (behavioral disorders/justice). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~

~~(50))~~ (51) Within the amounts appropriated in this section, the authority shall extend the oral health connections pilot project in Spokane, Thurston, and Cowlitz counties. The authority shall continue to work in collaboration with a state-based oral health foundation to jointly develop and implement the program. The purpose of the pilot is to test the effect that enhanced dental benefits for medicaid clients with diabetes and pregnant clients have on access to dental care, health outcomes, and medical care costs. The pilot program must continue to include enhanced reimbursement rates for participating dental providers, including denturists licensed under chapter 18.30 RCW, and an increase in the allowable number of periodontal treatments to up to four per calendar year. The authority has the option of extending pilot program eligibility to dually eligible medicaid clients who are diabetic or pregnant and to pregnant medicaid clients under the age of 20. The authority has the option of adjusting the pilot program benefit design and fee schedule based on previous findings, within amounts appropriated in this section. Diabetic or pregnant medicaid clients who are receiving dental care

1 within the pilot regions, regardless of location of the service
2 within the pilot regions, are eligible for the increased number of
3 periodontal treatments. The state-based oral health foundation shall
4 continue to partner with the authority and provide wraparound
5 services to link patients to care. The authority and foundation shall
6 provide a joint report to the appropriate committees of the
7 legislature on October 1, 2021, outlining the findings of the
8 original three-year pilot program, and on December 1, 2022, outlining
9 the progress of the extended pilot program.

10 ~~((+51+))~~ (52)(a) \$200,000 of the general fund—state appropriation
11 for fiscal year 2022 and \$200,000 of the general fund—federal
12 appropriation are provided solely for contracting with the office of
13 equity to implement chapter 293, Laws of 2020 (baby, child dentistry
14 access). By November 15, 2021, the authority shall submit a report to
15 the appropriate committees to the legislature describing its progress
16 implementing chapter 293, Laws of 2020 (baby, child dentistry access)
17 and chapter 242, Laws of 2020 (access to baby and child dentistry for
18 children with disabilities).

19 (b) \$15,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$15,000 of the general fund—federal appropriation are
21 provided solely to reimburse the office of equity for contract
22 consultation and training for the access to baby and child dentistry
23 providers and champions.

24 ~~((+52+))~~ (53) \$75,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$75,000 of the general fund—federal
26 appropriation are provided solely for contracting by the health care
27 authority to further the development and implementation of its
28 Washington primary care transformation initiative, intended
29 to increase team-based primary care and the percentage of overall
30 health care spending in the state devoted to primary care. By October
31 1, 2021, the authority must update the legislature on the status of
32 the initiative, including any fiscal impacts of this initiative,
33 potential implementation barriers, and needed legislation.

34 ~~((+53+))~~ (54) Sufficient funds are provided to continue
35 reimbursing dental health aid therapists for services performed in
36 tribal facilities for medicaid clients. The authority must leverage
37 any federal funding that may become available as a result of appeal
38 decisions from the centers for medicare and medicaid services or the
39 United States court of appeals for the ninth circuit.

1 ~~((54))~~ (55) \$149,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$140,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely to implement
4 Engrossed Second Substitute Senate Bill No. 5377 (standardized health
5 plans). ~~((If the bill is not enacted by June 30, 2021, the amounts
6 provided in this subsection shall lapse.~~

7 ~~(55))~~ (56) Within the amount appropriated within this section,
8 the authority shall implement the requirements of Substitute Senate
9 Bill No. 5068 (postpartum period/medicaid) and the American rescue
10 plan act of 2021, P.L. 117-2, in extending health care coverage
11 during the postpartum period. The authority shall make every effort
12 to expedite and complete eligibility determinations for individuals
13 who are likely eligible to receive health care coverage under Title
14 XIX or Title XXI of the federal social security act to ensure the
15 state is receiving maximum federal match. This includes, but is not
16 limited to, working with managed care organizations to provide
17 continuous outreach in various modalities until the individual's
18 eligibility determination is completed. Beginning June 1, 2022, the
19 authority must submit quarterly reports to the caseload forecast work
20 group on the number of individuals who are likely eligible to receive
21 health care coverage under Title XIX or Title XXI of the federal
22 social security act but are waiting for the authority to complete
23 eligibility determination, the number of individuals who were likely
24 eligible but are now receiving health care coverage with the maximum
25 federal match under Title XIX or Title XXI of the federal social
26 security act, and outreach activities including the work with managed
27 care organizations.

28 ~~((56))~~ (57) \$10,695,000 of the general fund—state appropriation
29 for fiscal year 2022, \$10,695,000 of the general fund—state
30 appropriation for fiscal year 2023, and \$54,656,000 of the general
31 fund—federal appropriation are provided solely to maintain and
32 increase access for adult dental services for medicaid enrolled
33 patients through increased provider rates beginning July 1, 2021.
34 Within the amounts provided in this subsection, the authority must
35 increase the medical assistance rates for adult dental services that
36 are reimbursed solely at the existing medical assistance rates on a
37 fee-for-service basis up to 100 percent above medical assistance
38 rates in effect on January 1, 2019.

1 ~~((+57+))~~ (58) \$551,000 of the general fund—state appropriation
2 for fiscal year 2022, \$770,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$3,288,000 of the general
4 fund—federal appropriation are provided solely for the implementation
5 of Second Substitute Senate Bill No. 5195 (opioid overdose
6 medication). ~~((If the bill is not enacted by June 30, 2021, the~~
7 ~~amounts provided in this subsection shall lapse.~~

8 ~~(+58+))~~ (59) The authority must claim the enhanced federal medical
9 assistance participation rate for home and community-based services
10 offered under section 9817 of the American rescue plan act of 2021
11 (ARPA). Appropriations made that constitute supplementation of home
12 and community-based services as defined in section 9817 of ARPA are
13 listed in the LEAP omnibus document HCBS-2021.

14 ~~((+59+))~~ (60) \$250,000 of the general fund—state appropriation
15 for fiscal year 2022 and \$250,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for the
17 authority to continue a public-private partnership with a state-based
18 oral health foundation to connect medicaid patients to dental
19 services and reduce barriers to accessing care. The authority shall
20 submit a progress report to the appropriate committees of the
21 legislature by June 30, 2022.

22 ~~((+60+))~~ (61)(a) \$35,000,000 of the coronavirus state fiscal
23 recovery account—federal appropriation is provided solely for the
24 authority to distribute grants for the provision of health care
25 services for uninsured and underinsured individuals, regardless of
26 immigration status. Grants provided under this subsection must be
27 used for the direct care of uninsured and underinsured individuals
28 under 200 percent of the federal poverty level, including on-site
29 care as well as referrals to and payment for services provided off-
30 site, for:

31 (i) The testing, assessment, or treatment of the severe acute
32 respiratory syndrome coronavirus 2 (COVID-19), including facility and
33 provider fees;

34 (ii) Primary and preventive care;

35 (iii) Behavioral health services;

36 (iv) Oral health care;

37 (v) Assessment, treatment, and management of acute or chronic
38 conditions, including but not limited to the cost of laboratory,

1 prescription medications, specialty care, therapies, radiology, and
2 other diagnostics; and

3 (vi) Outreach and education needed to inform patients and
4 prospective patients that care is available free of charge.

5 (b) To be eligible for a grant under this subsection, a federally
6 qualified health center, rural health clinic, free clinic, public
7 hospital district, behavioral health provider or facility, behavioral
8 health administrative service organization, or community-based
9 organization must apply for a grant and agree to not:

10 (i) Bill individuals for any portion of the services provided
11 that involve the use of amounts appropriated in this section; or

12 (ii) Use the amounts provided in this subsection for services for
13 which other funds are available, such as federal funds from the
14 families first coronavirus response act and the American rescue plan
15 act.

16 (c) Grants provided under this subsection may be used to provide
17 on-site care, care delivered via telehealth, and referrals to and
18 payments for services provided off-site. Recipients may use funds
19 distributed in this subsection to reimburse other providers or
20 facilities for the cost of care. Only free clinics may use grants
21 provided under this subsection to cover general operating costs,
22 including staffing, supplies, and equipment purchases.

23 (d) The agency shall employ fund allocation approaches that
24 engage community residents, organizations, and leaders in identifying
25 priorities and implementing projects and initiatives that reflect
26 community values and priorities. At a minimum, this must include
27 consultation with community health boards and organizations that
28 advocate for access to health care for uninsured state residents.

29 (e) Recipients of the amounts provided in this subsection must
30 submit reports to the authority on the use of grant funds, including
31 data about utilization of services. The authority shall prepare and
32 post on its website an annual report detailing the amount of funds
33 disbursed and aggregating information submitted by recipients.

34 (f) The authority may retain no more than three percent of the
35 amounts provided in this subsection for administrative costs.

36 (g) As used in this subsection, "free clinics" mean private,
37 nonprofit, community, or faith-based organizations that provide
38 medical, dental, and mental health services at little or no cost to
39 uninsured and underinsured people through the use of volunteer health

1 professionals, community volunteers, and partnerships with other
2 health providers.

3 ~~((+61+))~~ (62) \$123,000 of the general fund—state appropriation
4 for fiscal year 2022, \$46,000 of the general fund—state appropriation
5 for fiscal year 2023, and \$743,000 of the general fund—federal
6 appropriation are provided solely for the implementation of
7 Substitute House Bill No. 1348 (incarcerated persons/medical). ~~((If~~
8 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
9 ~~this subsection shall lapse.~~

10 ~~(+62+))~~ (63) \$1,350,000 of the general fund—state appropriation
11 for fiscal year 2023 and \$2,570,000 of the general fund—federal
12 appropriation are provided solely for the implementation of House
13 Bill No. 1096 (nonmedicare plans). ~~((If the bill is not enacted by~~
14 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~

15 ~~(+63+))~~ (64) Within the amounts provided in this section,
16 sufficient funding is provided for the authority to implement Second
17 Substitute House Bill No. 1325 (behavioral health/youth).

18 ~~((+64+))~~ (65) \$184,000 of the general fund—state appropriation
19 for fiscal year 2022 and \$175,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely for the
21 implementation of Engrossed Substitute House Bill No. 1196 (audio-
22 only telemedicine). ~~((If the bill is not enacted by June 30, 2021,~~
23 ~~the amounts provided in this subsection shall lapse.~~

24 ~~(+65+))~~ (66) \$232,000 of the general fund—state appropriation for
25 fiscal year 2022, \$300,000 of the general fund—state appropriation
26 for fiscal year 2023, and \$599,000 of the general fund—federal
27 appropriation are provided solely for reimbursement for a social
28 worker as part of the medical assistance home health benefit.

29 ~~((+66+))~~ (67) \$1,303,000 of the general fund—state appropriation
30 for fiscal year 2022 and \$285,000 of the general fund—state
31 appropriation for fiscal year 2023 are provided solely for the
32 implementation of Engrossed Substitute Senate Bill No. 5203 (generic
33 prescription drugs). ~~((If the bill is not enacted by June 30, 2021,~~
34 ~~the amounts provided in this subsection shall lapse.~~

35 ~~(+67+))~~ (68) \$18,669,000 from the Indian health improvement
36 reinvestment account is provided solely for Indian health improvement
37 advisory plan projects, programs, and activities authorized by RCW
38 43.71B.030.

1 ~~((+68+))~~ (69) \$434,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$489,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the
4 authority to partner with the department of social and health
5 services to create surge capacity in acute care hospitals by
6 supporting non-citizens who are both in acute care hospitals awaiting
7 discharge and on the department of social and health services
8 waitlist for services. The amounts provided in this subsection are
9 for the authority to cover the cost of medical assistance for 20 new
10 non-citizen clients.

11 ~~((+69+))~~ (70) \$25,000 of the general fund—state appropriation for
12 fiscal year 2022 and \$25,000 of the general fund—federal
13 appropriation are provided solely for the authority to develop an
14 implementation plan to incorporate medical and psychiatric respite
15 care as statewide medicaid benefits. The plan must include an
16 analysis of the cost effectiveness of providing medical and
17 psychiatric respite care benefits for medicaid enrollees. In
18 developing the plan, the authority shall consult with interested
19 stakeholders, including medicaid managed care organizations,
20 community health centers, organizations providing respite care, and
21 hospitals. Amounts provided in this subsection may be used for staff
22 support and one-time contracting. No later than January 15, 2022, the
23 authority shall report its findings to the relevant committees of the
24 legislature, the office of the governor, and the office of financial
25 management.

26 ~~((+70+))~~ (71) \$281,000 of the general fund—state appropriation
27 for fiscal year 2022, \$192,000 of the general fund—state
28 appropriation for fiscal year 2023, and \$803,000 of the general fund—
29 federal appropriation are provided solely for the implementation of
30 Engrossed Second Substitute Senate Bill No. 5304 (reentry services).
31 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
32 ~~in this subsection shall lapse.~~

33 ~~(+71+))~~ (72) The authority shall assess the feasibility and fiscal
34 impacts of an 1115 medicaid waiver to extend continuous eligibility
35 for apple health covered children ages zero through five as a
36 component of school readiness. The authority may seek support for the
37 analysis. Prior to submitting the waiver application, the authority
38 shall provide a status update no later than September 30, 2021, to
39 the governor and fiscal committees of the legislature.

1 (73) \$500,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the health care authority to support
3 a perinatal support hotline that provides peer support, therapy, and
4 resources to new parents.

5 (74) \$1,213,000 of the general fund—state appropriation for
6 fiscal year 2023 and \$1,202,000 of the general fund—federal
7 appropriation are provided for the health care authority to work with
8 the department of social and health services to eliminate the asset
9 test eligibility factor for the medicare savings program no later
10 than January 1, 2023.

11 (75) \$77,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$286,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the health care authority to
14 establish the total cost of insulin work group.

15 (76)(a) \$200,000 of the general fund—state appropriation for
16 fiscal year 2023 is provided solely for a service utilization, cost,
17 and implementation analysis of requiring coverage for fertility
18 treatment as described in the department of health sunrise review—
19 mandated benefit review: infertility treatment, or as otherwise
20 specified by the health care authority, after having consulted with
21 the office of the insurance commissioner.

22 (b) The authority must contract with one or more consultants to:

23 (i) Obtain projected utilization and cost data from the state to
24 provide an estimate of aggregate utilization and cost impacts of
25 fertility treatment coverage for medicaid recipients, expressed as
26 total annual cost and as a per member per month cost; and

27 (ii) Obtain projected utilization and cost data from public
28 employees benefits board and school employees benefits board
29 programs, to provide an estimate of aggregate utilization and cost
30 impacts of fertility treatment coverage, expressed as total annual
31 cost and as a per member per month cost.

32 (c) The analysis must include, but is not limited to, a
33 utilization and cost analysis of each of the following services and
34 others, if any, specified by the authority:

35 (i) Diagnosis of infertility;

36 (ii) Coverage of fertility medications;

37 (iii) Intrauterine insemination (IUI);

38 (iv) In vitro fertilization (IVF); and

39 (v) Egg freezing.

1 (d) The authority must report the findings of the analysis to the
2 appropriate committees of the legislature by June 30, 2023.

3 (77) (a) \$300,000 of the general fund—state appropriation for
4 fiscal year 2022 is provided solely for the authority, in
5 consultation with the health and human services enterprise coalition
6 (coalition), to develop a report on the next steps required for a
7 community information exchange solution that will exchange and
8 receive information from other state exchanges and integrate with the
9 department of health's community information exchange. The coalition
10 must be given the opportunity to comment on the report prior to its
11 submission to the office of financial management and appropriate
12 committees of the legislature. This report is due by November 15,
13 2022.

14 (b) Once the report is submitted and upon receipt of a letter
15 from the office of financial management accepting the authority's
16 plan and authorizing the implementation of that plan, \$1,910,000 of
17 the general fund—state appropriation for fiscal year 2023 and
18 \$262,000 of the general fund—federal appropriation are provided
19 solely for community information exchange. These amounts are subject
20 to the conditions, limitations, and review provided in section 701 of
21 this act.

22 (78) \$130,000 of the general fund—state appropriation for fiscal
23 year 2023 and \$11,000 of the general fund—federal appropriation are
24 provided solely to eliminate the mid-certification review for blind
25 or disabled participants in the aged, blind, or disabled program.

26 (79) \$808,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$2,272,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for electronic consent
29 management and are subject to the conditions, limitations, and review
30 requirements of section 701 of this act.

31 (80) \$9,971,000 of the general fund—state appropriation for
32 fiscal year 2022, \$12,155,000 of the general fund—state appropriation
33 for fiscal year 2023, and \$5,461,000 of the general fund—federal
34 appropriation are provided solely for electronic health record
35 expansion and are subject to the conditions, limitations, and review
36 requirements of section 701 of this act.

37 (81) \$3,000,000 of the general fund—state appropriation for
38 fiscal year 2023 is provided solely for the health care authority to
39 make information technology system and provider network upgrades

necessary for the anticipated expansion of health care coverage for undocumented immigrant adults in collaboration with the department of social and health services. The anticipated program start date is January 2024.

(82) \$211,000 of the general fund—state appropriation for fiscal year 2023 and \$291,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the Washington federation of state employees for the language access providers under the provisions of chapter 41.56 RCW for fiscal year 2023 as provided in section 936 of this act.

Sec. 212. 2021 c 334 s 212 (uncodified) is amended to read as follows:

FOR THE STATE HEALTH CARE AUTHORITY—PUBLIC EMPLOYEES' BENEFITS BOARD AND EMPLOYEE BENEFITS PROGRAM

State Health Care Authority Administrative Account—

| | |
|------------------------------|---------------------|
| State Appropriation. | ((\$37,403,000)) |
| | <u>\$39,213,000</u> |

School Employees' Insurance Administrative Account—

| | |
|-------------------------------------|---------------------|
| <u>State Appropriation.</u> | <u>\$604,000</u> |
| TOTAL APPROPRIATION. | ((\$37,403,000)) |
| | <u>\$39,817,000</u> |

The appropriation in this section is subject to the following conditions and limitations:

(1) Any savings from reduced claims costs must be reserved for funding employee benefits during the 2023-2025 fiscal biennium and may not be used for administrative expenses. The health care authority shall deposit any moneys received on behalf of the uniform medical plan resulting from rebates on prescription drugs, audits of hospitals, subrogation payments, or any other moneys received as a result of prior uniform medical plan claims payments, in the public employees' and retirees' insurance account to be used for insurance benefits.

(2) Any changes to benefits must be approved by the public employees' benefits board. The board shall not make any changes to benefits without considering a comprehensive analysis of the cost of those changes, and shall not increase benefits unless offsetting cost reductions from other benefit revisions are sufficient to fund the

1 changes. The board shall not make any change in retiree eligibility
2 criteria that reestablishes eligibility for enrollment in PEBB
3 benefits.

4 (3) Except as may be provided in a health care bargaining
5 agreement, to provide benefits within the level of funding provided
6 in part IX of this bill, the public employees' benefits board shall
7 require or make any or all of the following: Employee premium
8 copayments, increases increase in point-of-service cost sharing, the
9 implementation of managed competition, or make other changes to
10 benefits consistent with RCW 41.05.065.

11 (4) The board shall collect a surcharge payment of not less than
12 twenty-five dollars per month from members who use tobacco products,
13 and a surcharge payment of not less than fifty dollars per month from
14 members who cover a spouse or domestic partner where the spouse or
15 domestic partner has chosen not to enroll in another employer-based
16 group health insurance that has benefits and premiums with an
17 actuarial value of not less than ninety-five percent of the actuarial
18 value of the public employees' benefits board plan with the largest
19 enrollment. The surcharge payments shall be collected in addition to
20 the member premium payment.

21 (5) The health care authority shall analyze and report on the
22 potential impacts of providing a one-time enrollment window for
23 retirees to reestablish eligibility for enrollment in retiree
24 benefits under the public employees' benefit board program. The
25 authority shall submit the report to the appropriate committees of
26 the legislature by January 1, 2022. At a minimum the report must
27 include an estimate of the employer cost and a description of the
28 assumptions used.

29 (6) \$285,000 of the state health care authority administrative
30 account—state appropriation is provided solely for a customer service
31 scheduling tool, and is subject to the conditions, limitations, and
32 review requirements of section 701 of this act.

33 **Sec. 213.** 2021 c 334 s 213 (uncodified) is amended to read as
34 follows:

35 **FOR THE STATE HEALTH CARE AUTHORITY—SCHOOL EMPLOYEES' BENEFITS BOARD**

36 School Employees' Insurance Administrative Account—

37 State Appropriation. ((\$25,771,000))

38 \$27,468,000

TOTAL APPROPRIATION. ((~~\$25,771,000~~))
\$27,468,000

The appropriation in this section is subject to the following conditions and limitations: \$15,000 of the school employees' insurance administrative account—state appropriation is provided solely for a customer service scheduling tool, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

Sec. 214. 2021 c 334 s 214 (uncodified) is amended to read as follows:

FOR THE STATE HEALTH CARE AUTHORITY—HEALTH BENEFIT EXCHANGE

General Fund—State Appropriation (FY 2022). \$4,831,000
General Fund—State Appropriation (FY 2023). ((~~\$4,543,000~~))
\$5,263,000
General Fund—Federal Appropriation. ((~~\$83,017,000~~))
\$80,017,000
Health Benefit Exchange Account—State Appropriation. ((~~\$77,710,000~~))
\$80,710,000
State Health Care Affordability Account—State
Appropriation. \$50,000,000
TOTAL APPROPRIATION. ((~~\$220,101,000~~))
\$220,821,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The receipt and use of medicaid funds provided to the health benefit exchange from the health care authority are subject to compliance with state and federal regulations and policies governing the Washington apple health programs, including timely and proper application, eligibility, and enrollment procedures.

(2)(a) By July 15th and January 15th of each year, the authority shall make a payment of one-half the general fund—state appropriation, one-half the health benefit exchange account—state appropriation, and one-half the health care affordability account—state appropriation to the exchange. By July 15, 2021, the authority shall make the payments of the general fund—federal appropriation (CRRSA) and the general fund—federal appropriation (ARPA) to the exchange.

(b) The exchange shall monitor actual to projected revenues and make necessary adjustments in expenditures or carrier assessments to ensure expenditures do not exceed actual revenues.

(c) Payments made from general fund—state appropriation and health benefit exchange account—state appropriation shall be available for expenditure for no longer than the period of the appropriation from which it was made. When the actual cost of materials and services have been fully determined, and in no event later than the lapsing of the appropriation, any unexpended balance of the payment shall be returned to the authority for credit to the fund or account from which it was made, and under no condition shall expenditures exceed actual revenue.

(3)(a) \$146,000 of the general fund—state appropriation for fiscal year 2022 and \$554,000 of the general fund—federal appropriation are provided solely for the exchange, in close consultation with the health and human services enterprise coalition (coalition), to develop a report on the next steps required for information technology solutions for an integrated health and human services eligibility solution. The report must include, but is not limited to a:

(i) Technical approach and architecture;

(ii) Roadmap and implementation plan for modernizing and integrating the information technology eligibility and enrollment system for including, but not limited to, medicaid, basic food, child care assistance, cash assistance, and other health and human service program benefits, beginning with classic medicaid; and

(iii) Discussion of how an integrated health and human services solution would:

(A) Comply with federal requirements;

(B) Maximize efficient use of staff time;

(C) Support accurate and secure client eligibility information;

(D) Improve the client enrollment experience; and

(E) Provide other notable coalition agency impacts.

(b) The exchange, in coordination with the coalition, must submit the report to the governor and appropriate committees of the legislature by January 15, 2022.

(4) \$1,634,000 of the health benefit exchange account—state appropriation and \$592,000 of the general fund—federal appropriation are provided solely for healthplanfinder enhancement activities.

1 These amounts are subject to the conditions, limitations, and review
2 provided in section 701 of this act.

3 (5) \$1,324,000 of the health benefit exchange account—state
4 appropriation and \$2,740,000 of the general fund—federal
5 appropriation are provided solely for the modernizing
6 healthplanfinder project. These amounts are subject to the
7 conditions, limitations, and review provided in section 701 of this
8 act.

9 (6) \$250,000 of the general fund—federal appropriation (CRRSA)
10 and \$150,000 of the general fund—federal appropriation (ARPA) are
11 provided solely for pass-through funding to one or more lead
12 navigator organizations to promote access to health services through
13 outreach and insurance plan enrollment assistance for employees
14 working in a licensed child care facility.

15 (7)(a) \$25,171,000 of the general fund—federal appropriation
16 (CRRSA) and \$5,095,000 of the general fund—federal appropriation
17 (ARPA) are provided solely for the exchange to implement a health
18 care insurance premium assistance program for employees who work in
19 licensed child care facilities. The general fund—federal
20 appropriation (CRRSA) must be expended by September 30, 2022.

21 (b) An individual is eligible for the child care premium
22 assistance program for the remainder of the plan year if the
23 individual:

24 (i) Is an employee working in a licensed child care facility;

25 (ii) Enrolls in a silver standardized health plan under RCW
26 43.71.095;

27 (iii) Prior to January 1, 2023, has income that is less than 300
28 percent of the federal poverty level;

29 (iv) Applies for and accepts all federal advance premium tax
30 credits for which he or she may be eligible before receiving any
31 state premium assistance;

32 (v) Is ineligible for minimum essential coverage through
33 medicare, a federal or state medical assistance program administered
34 by the health care authority under chapter 74.09 RCW, or for premium
35 assistance under RCW 43.71A.020; and

36 (vi) Meets other eligibility criteria as established by the
37 exchange.

38 (c) Subject to the availability of amounts provided in this
39 subsection, the exchange shall pay the premium cost for a qualified

1 health plan for an individual who is eligible for the child care
2 premium assistance program under (b) of this subsection.

3 (d) The exchange may disqualify a participant from the program if
4 the participant:

5 (i) No longer meets the eligibility criteria in (b) of this
6 subsection;

7 (ii) Fails, without good cause, to comply with procedural or
8 documentation requirements established by the exchange in accordance
9 with (e) of this subsection;

10 (iii) Fails, without good cause, to notify the exchange of a
11 change of address in a timely manner;

12 (iv) Voluntarily withdraws from the program; or

13 (v) Performs an act, practice, or omission that constitutes
14 fraud, and, as a result, an insurer rescinds the participant's policy
15 for the qualified health plan.

16 (e) The exchange shall establish:

17 (i) Procedural requirements for eligibility and continued
18 participation in any premium assistance program under this section,
19 including participant documentation requirements that are necessary
20 to administer the program; and

21 (ii) Procedural requirements for facilitating payments to and
22 from carriers.

23 (f) The program must be implemented no later than November 1,
24 2021.

25 (g) No later than October 1, 2022, the exchange shall submit a
26 report to the governor and appropriate committees of the legislature
27 on the implementation of the child care premium assistance program
28 including, but not limited to:

29 (i) The number of individuals participating in the program to
30 date; and

31 (ii) The actual costs of the program to date, including agency
32 administrative costs.

33 (8) \$136,000 of the general fund—state appropriation for fiscal
34 year 2022, \$136,000 of the general fund—state appropriation for
35 fiscal year 2023, \$254,000 of the health benefit exchange account—
36 state appropriation, and \$274,000 of the general fund—federal
37 appropriation are provided solely for pass through funding in the
38 annual amount of \$100,000 for the lead navigator organization in the
39 four regions with the highest concentration of COFA citizens to:

1 (a) Support a staff position for someone from the COFA community
2 to provide enrollment assistance to the COFA community beyond the
3 scope of the current COFA program; and

4 (b) Support COFA community led outreach and enrollment activities
5 that help COFA citizens obtain and access health and dental coverage.

6 (9) \$142,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$538,000 of the general fund—federal appropriation are
8 provided solely for the implementation of Substitute Senate Bill No.
9 5068 (postpartum period/medicaid) and section 9812 of the American
10 rescue plan act of 2021.

11 (10) \$8,012,000 of the health benefit exchange account—state
12 appropriation is provided solely to implement Engrossed Second
13 Substitute Senate Bill No. 5377 (standardized health plans). (~~If the~~
14 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
15 ~~subsection shall lapse.~~)

16 (11) \$50,000,000 of the health care affordability account—state
17 appropriation is provided solely for the exchange to administer a
18 premium assistance program, beginning for plan year 2023, as
19 established in Engrossed Second Substitute Senate Bill No. 5377
20 (standardized health plans), and this is the maximum amount the
21 exchange may expend for this purpose. An individual is eligible for
22 the premium assistance provided if the individual: (a) Has income up
23 to 250 percent of the federal poverty level; and (b) meets other
24 eligibility criteria as established in section 1(4)(a) of Engrossed
25 Second Substitute Senate Bill No. 5377 (standardized health plans).

26 (12)(a) Within amounts appropriated in this section, the
27 exchange, in close consultation with the authority and the office of
28 the insurance commissioner, shall explore opportunities to facilitate
29 enrollment of Washington residents who do not qualify for non-
30 emergency medicaid or federal affordability programs in a state-
31 funded program no later than plan year 2024.

32 (b) If an opportunity to apply to the secretary of health and
33 human services under 42 U.S.C. Sec. 18052 for a waiver is identified
34 or other federal flexibilities are available, the exchange, in
35 collaboration with the office of the insurance commissioner and the
36 authority may develop an application to be submitted by the
37 authority. If an application is submitted, the authority must notify
38 the chairs and ranking minority members of the appropriate policy and
39 fiscal committees of the legislature.

(c) Any application submitted under this subsection must meet all federal public notice and comment requirements under 42 U.S.C. Sec. 18052(a)(4)(B), including public hearings to ensure a meaningful level of public input.

(13) \$720,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for system upgrades necessary for the anticipated program to expand health care coverage to undocumented immigrant adults in collaboration with the health care authority.

Sec. 215. 2021 c 334 s 215 (uncodified) is amended to read as follows:

FOR THE STATE HEALTH CARE AUTHORITY—COMMUNITY BEHAVIORAL HEALTH PROGRAM

| | |
|--|----------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$667,948,000)) |
| | <u>\$713,832,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$733,456,000)) |
| | <u>\$962,041,000</u> |
| General Fund—Federal Appropriation. | ((\$2,593,457,000)) |
| | <u>\$2,962,964,000</u> |
| General Fund—Private/Local Appropriation. | ((\$37,325,000)) |
| | <u>\$37,675,000</u> |
| Criminal Justice Treatment Account—State Appropriation. | \$21,988,000 |
| Problem Gambling Account—State Appropriation. | ((\$1,963,000)) |
| | <u>\$2,113,000</u> |
| Dedicated Marijuana Account—State Appropriation (FY 2022) | \$28,493,000 |
| Dedicated Marijuana Account—State Appropriation (FY 2023) | \$28,493,000 |
| Coronavirus State Fiscal Recovery Fund—Federal Appropriation. | \$31,000,000 |
| TOTAL APPROPRIATION. | ((\$4,144,123,000)) |
| | <u>\$4,788,599,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) For the purposes of this section, "behavioral health entities" means managed care organizations and behavioral health administrative services organizations that reimburse providers for behavioral health services.

1 (2) Within the amounts appropriated in this section, funding is
2 provided for implementation of the settlement agreement under
3 *Trueblood, et al. v. Department of Social and Health Services, et*
4 *al.*, United States District Court for the Western District of
5 Washington, Cause No. 14-cv-01178-MJP. In addition to amounts
6 provided solely for implementation of the settlement agreement, class
7 members must have access to supports and services funded throughout
8 this section for which they meet eligibility and medical necessity
9 requirements. The authority must include language in contracts that
10 requires regional behavioral health entities to develop and implement
11 plans for improving access to timely and appropriate treatment for
12 individuals with behavioral health needs and current or prior
13 criminal justice involvement who are eligible for services under
14 these contracts.

15 (3) \$22,643,000 of the general fund—state appropriation for
16 fiscal year 2022, \$27,143,000 of the general fund—state appropriation
17 for fiscal year 2023, and \$9,073,000 of the general fund—federal
18 appropriation are provided solely to continue the phase-in of the
19 settlement agreement under *Trueblood, et al. v. Department of Social*
20 *and Health Services, et al.*, United States District Court for the
21 Western District of Washington, Cause No. 14-cv-01178-MJP. The
22 authority, in collaboration with the department of social and health
23 services and the criminal justice training commission, must implement
24 the provisions of the settlement agreement pursuant to the timeline
25 and implementation plan provided for under the settlement agreement.
26 This includes implementing provisions related to competency
27 evaluations, competency restoration, crisis diversion and supports,
28 education and training, and workforce development.

29 (4) \$10,424,000 of the general fund—state appropriation for
30 fiscal year 2022, \$10,424,000 of the general fund—state appropriation
31 for fiscal year 2023, and \$23,444,000 of the general fund—federal
32 appropriation are provided solely for the authority and behavioral
33 health entities to continue to contract for implementation of high-
34 intensity programs for assertive community treatment (PACT) teams. In
35 determining the proportion of medicaid and nonmedicaid funding
36 provided to behavioral health entities with PACT teams, the authority
37 shall consider the differences between behavioral health entities in
38 the percentages of services and other costs associated with the teams
39 that are not reimbursable under medicaid. The authority may allow

behavioral health entities which have nonmedicaid reimbursable costs that are higher than the nonmedicaid allocation they receive under this section to supplement these funds with local dollars or funds received under subsection (6) of this section. The authority and behavioral health entities shall maintain consistency with all essential elements of the PACT evidence-based practice model in programs funded under this section.

(5) \$3,520,000 of the general fund—federal appropriation is provided solely for the authority to maintain a pilot project to incorporate peer bridging staff into behavioral health regional teams that provide transitional services to individuals returning to their communities.

(6) \$95,066,000 of the general fund—state appropriation for fiscal year 2022 and \$95,066,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for persons and services not covered by the medicaid program. To the extent possible, levels of behavioral health entity spending must be maintained in the following priority order: Crisis and commitment services; community inpatient services; and residential care services, including personal care and emergency housing assistance. These amounts must be distributed to behavioral health entities as follows:

(a) \$72,275,000 of the general fund—state appropriation for fiscal year 2022 and \$72,275,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the authority to contract with behavioral health administrative service organizations for behavioral health treatment services not covered under the medicaid program. Within these amounts, behavioral health administrative service organizations must provide a two percent rate increase to providers receiving state funds for nonmedicaid services under this section effective July 1, 2021.

(b) \$22,791,000 of the general fund—state appropriation for fiscal year 2022 and \$22,791,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the authority to contract with medicaid managed care organizations for wraparound services to medicaid enrolled individuals that are not covered under the medicaid program and for the state share of costs for exceptional medicaid behavioral health personal care services. Within the amounts provided in this subsection:

1 (i) Medicaid managed care organizations must provide a two
2 percent rate increase to providers receiving state funding for
3 nonmedicaid services under this section effective July 1, 2021.

4 (ii) The authority shall assure that managed care organizations
5 reimburse the department of social and health services aging and long
6 term support administration for the general fund—state cost of
7 exceptional behavioral health personal care services for medicaid
8 enrolled individuals who require these because of a psychiatric
9 disability. Funding for the federal share of these services is
10 separately appropriated to the department of social and health
11 services.

12 (c) The authority shall coordinate with the department of social
13 and health services to develop and submit to the centers for medicare
14 and medicaid services an application to provide a 1915(i) state plan
15 home and community-based services benefit. The application shall be
16 developed to allow for the delivery of wraparound supportive
17 behavioral health services for individuals with mental illnesses who
18 also have a personal care need. The waiver shall be developed to
19 standardize coverage and administration, improve the current benefit
20 design, and clarify roles in administration of the behavioral health
21 personal care services benefit. By December 1, 2021, the authority,
22 in coordination with the department of social and health services,
23 must submit a report to the office of financial management and the
24 appropriate committees of the legislature which provides the
25 following:

26 (i) A description of the new benefit design developed for the
27 waiver, including a description of the services to be provided and
28 the responsibility for payment under the waiver;

29 (ii) Estimates of the number of individuals to be served annually
30 under the new waiver and the estimated state and federal fiscal costs
31 for the managed care organizations and the department of social and
32 health services;

33 (iii) A comparison estimate of the number of individuals to
34 receive behavioral health personal care services annually under the
35 current benefit structure and the estimated state and federal fiscal
36 costs for the managed care organizations and the department of social
37 and health services; and

38 (iv) A status update on the development and submission of the
39 waiver with an estimated timeline for approval and implementation of
40 the new wraparound services benefit.

1 (7) The authority is authorized to continue to contract directly,
2 rather than through contracts with behavioral health entities for
3 children's long-term inpatient facility services.

4 (8) \$1,204,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$1,204,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely to reimburse Pierce and Spokane
7 counties for the cost of conducting one hundred eighty-day commitment
8 hearings at the state psychiatric hospitals.

9 (9) Behavioral health entities may use local funds to earn
10 additional federal medicaid match, provided the locally matched rate
11 does not exceed the upper-bound of their federally allowable rate
12 range, and provided that the enhanced funding is used only to provide
13 medicaid state plan or waiver services to medicaid clients.
14 Additionally, behavioral health entities may use a portion of the
15 state funds allocated in accordance with subsection (6) of this
16 section to earn additional medicaid match, but only to the extent
17 that the application of such funds to medicaid services does not
18 diminish the level of crisis and commitment, community inpatient,
19 residential care, and outpatient services presently available to
20 persons not eligible for medicaid.

21 (10) \$2,291,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$2,291,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely for mental
24 health services for mentally ill offenders while confined in a county
25 or city jail and for facilitating access to programs that offer
26 mental health services upon release from confinement. The authority
27 must collect information from the behavioral health entities on their
28 plan for using these funds, the numbers of individuals served, and
29 the types of services provided and submit a report to the office of
30 financial management and the appropriate fiscal committees of the
31 legislature by December 1st of each year of the biennium.

32 (11) Within the amounts appropriated in this section, funding is
33 provided for the authority to develop and phase in intensive mental
34 health services for high needs youth consistent with the settlement
35 agreement in *T.R. v. Dreyfus and Porter*.

36 (12) The authority must establish minimum and maximum funding
37 levels for all reserves allowed under behavioral health
38 administrative service organization contracts and include contract
39 language that clearly states the requirements and limitations. The

1 authority must monitor and ensure that behavioral health
2 administrative service organization reserves do not exceed maximum
3 levels. The authority must monitor revenue and expenditure reports
4 and must require a behavioral health administrative service
5 organization to submit a corrective action plan on how it will spend
6 its excess reserves within a reasonable period of time, when its
7 reported reserves exceed maximum levels established under the
8 contract. The authority must review and approve such plans and
9 monitor to ensure compliance. If the authority determines that a
10 behavioral health administrative service organization has failed to
11 provide an adequate excess reserve corrective action plan or is not
12 complying with an approved plan, the authority must reduce payments
13 to the entity in accordance with remedial actions provisions included
14 in the contract. These reductions in payments must continue until the
15 authority determines that the entity has come into substantial
16 compliance with an approved excess reserve corrective action plan.

17 (13) During the 2021-2023 fiscal biennium, any amounts provided
18 in this section that are used for case management services for
19 pregnant and parenting women must be contracted directly between the
20 authority and pregnant and parenting women case management providers.

21 (14) Within the amounts appropriated in this section, the
22 authority may contract with the University of Washington and
23 community-based providers for the provision of the parent-child
24 assistance program or other specialized chemical dependency case
25 management providers for pregnant, post-partum, and parenting women.
26 For all contractors: (a) Service and other outcome data must be
27 provided to the authority by request; and (b) indirect charges for
28 administering the program must not exceed ten percent of the total
29 contract amount.

30 (15) \$3,500,000 of the general fund—federal appropriation is
31 provided solely for the continued funding of existing county drug and
32 alcohol use prevention programs.

33 (16) Within the amounts provided in this section, behavioral
34 health entities must provide outpatient chemical dependency treatment
35 for offenders enrolled in the medicaid program who are supervised by
36 the department of corrections pursuant to a term of community
37 supervision. Contracts with behavioral health entities must require
38 that behavioral health entities include in their provider network
39 specialized expertise in the provision of manualized, evidence-based
40 chemical dependency treatment services for offenders. The department

1 of corrections and the authority must develop a memorandum of
2 understanding for department of corrections offenders on active
3 supervision who are medicaid eligible and meet medical necessity for
4 outpatient substance use disorder treatment. The agreement will
5 ensure that treatment services provided are coordinated, do not
6 result in duplication of services, and maintain access and quality of
7 care for the individuals being served. The authority must provide all
8 necessary data, access, and reports to the department of corrections
9 for all department of corrections offenders that receive medicaid
10 paid services.

11 (17) The criminal justice treatment account—state appropriation
12 is provided solely for treatment and treatment support services for
13 offenders with a substance use disorder pursuant to RCW 71.24.580.
14 The authority must offer counties the option to administer their
15 share of the distributions provided for under RCW 71.24.580(5)(a). If
16 a county is not interested in administering the funds, the authority
17 shall contract with behavioral health entities to administer these
18 funds consistent with the plans approved by local panels pursuant to
19 RCW 71.24.580(5)(b). Funding from the criminal justice treatment
20 account may be used to provide treatment and support services through
21 the conclusion of an individual's treatment plan to individuals
22 participating in a drug court program as of February 24, 2021, if
23 that individual wishes to continue treatment following dismissal of
24 charges they were facing under RCW 69.50.4013(1). Such participation
25 is voluntary and contingent upon substantial compliance with drug
26 court program requirements. The authority must provide a report to
27 the office of financial management and the appropriate committees of
28 the legislature which identifies the distribution of criminal justice
29 treatment account funds by September 30, 2021.

30 (18) \$6,858,000 of the general fund—state appropriation for
31 fiscal year 2022, \$6,858,000 of the general fund—state appropriation
32 for fiscal year 2023, and \$8,046,000 of the general fund—federal
33 appropriation are provided solely to maintain crisis triage or
34 stabilization centers that were originally funded in the 2017-2019
35 fiscal biennium. Services in these facilities may include crisis
36 stabilization and intervention, individual counseling, peer support,
37 medication management, education, and referral assistance. The
38 authority shall monitor each center's effectiveness at lowering the
39 rate of state psychiatric hospital admissions.

(19) \$9,795,000 of the general fund—state appropriation for fiscal year 2022, \$10,015,000 of the general fund—state appropriation for fiscal year 2023, and \$15,025,000 of the general fund—federal appropriation are provided solely for the operation of secure withdrawal management and stabilization facilities. The authority may not use any of these amounts for services in facilities that are subject to federal funding restrictions that apply to institutions for mental diseases, unless they have received a waiver that allows for full federal participation in these facilities. Within these amounts, funding is provided to increase the fee for service rate for these facilities up to \$650 per day. The authority must require in contracts with behavioral health entities that, beginning in calendar year 2020, they pay no lower than the fee for service rate. The authority must coordinate with regional behavioral health entities to identify and implement purchasing strategies or regulatory changes that increase access to services for individuals with complex behavioral health needs at secure withdrawal management and stabilization facilities.

(20) \$23,090,000 of the general fund—state appropriation for fiscal year 2022, \$23,090,000 of the general fund—state appropriation for fiscal year 2023, and \$92,444,000 of the general fund—federal appropriation are provided solely to maintain the enhancement of community-based behavioral health services that was initially funded in fiscal year 2019. Twenty percent of the general fund—state appropriation amounts for each regional service area must be contracted to the behavioral health administrative services organizations and used to increase their nonmedicaid funding allocations and the remainder must be provided to the medicaid managed care organizations providing apple health integrated managed care. The medicaid funding is intended to maintain increased rates for behavioral health services provided by licensed and certified community behavioral health agencies as defined by the department of health. For the behavioral health administrative services organizations, this funding must be allocated to each region based upon the population of the region. For managed care organizations, this funding must be provided through the behavioral health portion of the medicaid integrated managed care capitation rates. The authority must require the managed care organizations to provide a report that details the methodology the managed care organization

1 used to distribute this funding to their contracted behavioral health
2 providers. The report submitted by behavioral health administrative
3 service organizations and managed care organizations must identify
4 mechanisms employed to disperse the funding as well as estimated
5 impacts to behavioral health providers in the community. The
6 authority must submit a report to the legislature by December 1st of
7 each year of the biennium, summarizing the information regarding the
8 distribution of the funding provided under this subsection.

9 (21) \$1,401,000 of the general fund—state appropriation for
10 fiscal year 2022, \$1,401,000 of the general fund—state appropriation
11 for fiscal year 2023, and \$3,210,000 of the general fund—federal
12 appropriation are provided solely for the implementation of intensive
13 behavioral health treatment facilities within the community
14 behavioral health service system pursuant to chapter 324, Laws of
15 2019 (2SHB 1394).

16 (22)(a) \$12,878,000 of the dedicated marijuana account—state
17 appropriation for fiscal year 2022 and \$12,878,000 of the dedicated
18 marijuana account—state appropriation for fiscal year 2023 are
19 provided for:

20 (i) A memorandum of understanding with the department of
21 children, youth, and families to provide substance abuse treatment
22 programs;

23 (ii) A contract with the Washington state institute for public
24 policy to conduct a cost-benefit evaluation of the implementations of
25 chapter 3, Laws of 2013 (Initiative Measure No. 502);

26 (iii) Designing and administering the Washington state healthy
27 youth survey and the Washington state young adult behavioral health
28 survey;

29 (iv) Maintaining increased services to pregnant and parenting
30 women provided through the parent child assistance program;

31 (v) Grants to the office of the superintendent of public
32 instruction for life skills training to children and youth;

33 (vi) Maintaining increased prevention and treatment service
34 provided by tribes and federally recognized American Indian
35 organization to children and youth;

36 (vii) Maintaining increased residential treatment services for
37 children and youth;

1 (viii) Training and technical assistance for the implementation
2 of evidence-based, research based, and promising programs which
3 prevent or reduce substance use disorder;

4 (ix) Expenditures into the home visiting services account; and

5 (x) Grants to community-based programs that provide prevention
6 services or activities to youth.

7 (b) The authority must allocate the amounts provided in (a) of
8 this subsection amongst the specific activities proportionate to the
9 fiscal year 2021 allocation.

10 (23)(a) \$1,125,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$1,125,000 of the general fund—state
12 appropriation for fiscal year 2023 is provided solely for Spokane
13 behavioral health entities to implement services to reduce
14 utilization and the census at eastern state hospital. Such services
15 must include:

16 (i) High intensity treatment team for persons who are high
17 utilizers of psychiatric inpatient services, including those with co-
18 occurring disorders and other special needs;

19 (ii) Crisis outreach and diversion services to stabilize in the
20 community individuals in crisis who are at risk of requiring
21 inpatient care or jail services;

22 (iii) Mental health services provided in nursing facilities to
23 individuals with dementia, and consultation to facility staff
24 treating those individuals; and

25 (iv) Services at the sixteen-bed evaluation and treatment
26 facility.

27 (b) At least annually, the Spokane county behavioral health
28 entities shall assess the effectiveness of these services in reducing
29 utilization at eastern state hospital, identify services that are not
30 optimally effective, and modify those services to improve their
31 effectiveness.

32 (24) \$1,850,000 of the general fund—state appropriation for
33 fiscal year 2022, \$1,850,000 of the general fund—state appropriation
34 for fiscal year 2023, and \$13,312,000 of the general fund—federal
35 appropriation are provided solely for substance use disorder peer
36 support services included in behavioral health capitation rates in
37 accordance with section 213(5)(ss), chapter 299, Laws of 2018. The
38 authority shall require managed care organizations to provide access
39 to peer support services for individuals with substance use disorders

1 transitioning from emergency departments, inpatient facilities, or
2 receiving treatment as part of hub and spoke networks.

3 (25) \$1,256,000 of the general fund—state appropriation for
4 fiscal year 2022, \$1,256,000 of the general fund—state appropriation
5 for fiscal year 2023, and \$2,942,000 of the general fund—federal
6 appropriation are provided solely for the authority to maintain an
7 increase in the number of residential beds for pregnant and parenting
8 women originally funded in the 2019-2021 fiscal biennium.

9 (26) \$1,423,000 of the general fund—state appropriation for
10 fiscal year 2022, \$1,423,000 of the general fund—state appropriation
11 for fiscal year 2023, and \$5,908,000 of the general fund—federal
12 appropriation are provided solely for the authority to continue to
13 implement discharge wraparound services for individuals with complex
14 behavioral health conditions transitioning or being diverted from
15 admission to psychiatric inpatient programs. The authority must
16 coordinate with the department of social and health services in
17 establishing the standards for these programs.

18 (27) \$350,000 of the general fund—federal appropriation is
19 provided solely to contract with a nationally recognized recovery
20 residence organization and to provide technical assistance to
21 operators of recovery residences seeking certification in accordance
22 with chapter 264, Laws of 2019 (2SHB 1528).

23 (28) \$500,000 of the general fund—state appropriation for fiscal
24 year 2022, \$500,000 of the general fund—state appropriation for
25 fiscal year 2023, and \$1,000,000 of the general fund—federal
26 appropriation are provided solely for the authority to maintain a
27 memorandum of understanding with the criminal justice training
28 commission to provide funding for community grants pursuant to
29 chapter 378, Laws of 2019 (2SHB 1767).

30 (29) \$3,396,000 of the general fund—state appropriation for
31 fiscal year 2022, \$3,396,000 of the general fund—state appropriation
32 for fiscal year 2023, and \$16,200,000 of the general fund—federal
33 appropriation are provided solely for support of and to continue to
34 increase clubhouse ((facilities)) programs across the state. The
35 authority shall work with the centers for medicare and medicaid
36 services to review opportunities to include clubhouse services as an
37 optional "in lieu of" service in managed care organization contracts
38 in order to maximize federal participation. The authority must
39 provide a report to the office of financial management and the

1 appropriate committees of the legislature on the status of efforts to
2 implement clubhouse programs and receive federal approval for
3 including these services in managed care organization contracts as an
4 optional "in lieu of" service by December 1, 2022.

5 (30) \$947,000 of the general fund—state appropriation for fiscal
6 year 2022, \$947,000 of the general fund—state appropriation for
7 fiscal year 2023, and \$1,896,000 of the general fund—federal
8 appropriation are provided solely for the authority to implement a
9 statewide plan to implement evidence-based coordinated specialty care
10 programs that provide early identification and intervention for
11 psychosis in behavioral health agencies in accordance with chapter
12 360, Laws of 2019 (2SSB 5903).

13 (31) \$708,000 of the general fund—state appropriation for fiscal
14 year 2022, \$708,000 of the general fund—state appropriation for
15 fiscal year 2023, and \$1,598,000 of the general fund—federal
16 appropriation are provided solely for implementing mental health peer
17 respite centers and a pilot project to implement a mental health
18 drop-in center in accordance with chapter 324, Laws of 2019 (2SHB
19 1394).

20 (32) \$800,000 of the general fund—state appropriation for fiscal
21 year 2022, \$800,000 of the general fund—state appropriation for
22 fiscal year 2023, and \$1,452,000 of the general fund—federal
23 appropriation are provided solely for the authority to implement the
24 recommendations of the state action alliance for suicide prevention,
25 to include suicide assessments, treatment, and grant management.

26 (33) \$446,000 of the general fund—state appropriation for fiscal
27 year 2022, \$446,000 of the general fund—state appropriation for
28 fiscal year 2023, and \$178,000 of the general fund—federal
29 appropriation are provided solely for the University of Washington's
30 evidence-based practice institute which supports the identification,
31 evaluation, and implementation of evidence-based or promising
32 practices. The institute must work with the authority to develop a
33 plan to seek private, federal, or other grant funding in order to
34 reduce the need for state general funds. The authority must collect
35 information from the institute on the use of these funds and submit a
36 report to the office of financial management and the appropriate
37 fiscal committees of the legislature by December 1st of each year of
38 the biennium.

1 (34) As an element of contractual network adequacy requirements
2 and reporting, the authority shall direct managed care organizations
3 to make all reasonable efforts to develop or maintain contracts with
4 provider networks that leverage local, federal, or philanthropic
5 funding to enhance effectiveness of medicaid-funded integrated care
6 services. These networks must promote medicaid clients' access to a
7 system of services that addresses additional social support services
8 and social determinants of health as defined in RCW 43.20.025 in a
9 manner that is integrated with the delivery of behavioral health and
10 medical treatment services.

11 (35) \$500,000 of the problem gambling account—state appropriation
12 is provided solely for the authority to contract for a problem
13 gambling adult prevalence study. The prevalence study must review
14 both statewide and regional results about beliefs and attitudes
15 toward gambling, gambling behavior and preferences, and awareness of
16 treatment services. The study should also estimate the level of risk
17 for problem gambling and examine correlations with broader behavioral
18 and mental health measures. The health care authority shall submit
19 results of the prevalence study to the problem gambling task force
20 and the legislature by June 30, 2022.

21 (36) \$9,000,000 of the criminal justice treatment account—state
22 appropriation is provided solely for the authority to maintain
23 funding for new therapeutic courts created or expanded during fiscal
24 year 2021, or to maintain the fiscal year 2021 expansion of services
25 being provided to an already existing therapeutic court that engages
26 in evidence-based practices, to include medication assisted treatment
27 in jail settings pursuant to RCW 71.24.580. Funding provided under
28 this subsection shall not supplant existing funds utilized for this
29 purpose.

30 (37) In establishing, re-basing, enhancing, or otherwise updating
31 medicaid rates for behavioral health services, the authority and
32 contracted actuaries shall use a transparent process that provides an
33 opportunity for medicaid managed care organizations, behavioral
34 health administrative service organizations, and behavioral health
35 provider agencies, and their representatives, to review and provide
36 data and feedback on proposed rate changes within their region or
37 regions of service operation. The authority and contracted actuaries
38 shall transparently incorporate the information gained from this
39 process and make adjustments allowable under federal law when
40 appropriate.

(38) The authority shall seek input from representatives of the managed care organizations (MCOs), licensed community behavioral health agencies, and behavioral health administrative service organizations to develop the format of a report which addresses revenues and expenditures for the community behavioral health programs. The report shall include, but not be limited to: (a) Revenues and expenditures for community behavioral health programs, including medicaid and nonmedicaid funding; (b) ~~((access to services, service denials, and))~~ medicaid utilization by state plan modality; (c) ~~((claims denials and record of timely payment to providers, (d)))~~; and client demographics~~((; and (e) social and recovery measures and managed care organization performance measures))~~. The authority shall submit the report for the preceding calendar year to the governor and appropriate committees of the legislature on or before ~~((July 1st))~~ December 30th of each year.

(39) \$3,377,000 of the general fund—state appropriation for fiscal year 2022 and \$5,177,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the authority to implement two pilot programs for intensive outpatient services and partial hospitalization services for certain children and adolescents.

(a) The effective date of the pilot sites is January 1, 2021.

(b) The two pilots must be contracted with a hospital that provides psychiatric inpatient services to children and adolescents in a city with the largest population east of the crest of the Cascade mountains and a hospital that provides psychiatric inpatient services to children and adolescents in a city with the largest population west of the crest of the Cascade mountains.

(c) The authority must establish minimum standards, eligibility criteria, authorization and utilization review processes, and payment methodologies for the pilot programs in contract.

(d) Eligibility for the pilot sites is limited pursuant to the following:

(i) Children and adolescents discharged from an inpatient hospital treatment program who require the level of services offered by the pilot programs in lieu of continued inpatient treatment;

(ii) Children and adolescents who require the level of services offered by the pilot programs in order to avoid inpatient hospitalization; and

(iii) Services may not be offered if there are less costly alternative community based services that can effectively meet the needs of an individual referred to the program.

(e) The authority must collect data on the pilot sites and work with the actuaries responsible for establishing managed care rates for medicaid enrollees to develop and submit a report to the office of financial management and the appropriate committees of the legislature. A preliminary report must be submitted by December 1, 2021, and a final report must be submitted by December 1, 2022. The reports must include the following information:

(i) A narrative description of the services provided at each pilot site and identification of any specific gaps the sites were able to fill in the current continuum of care;

(ii) Clinical outcomes and estimated reductions in psychiatric inpatient costs associated with each of the pilot sites;

(iii) Recommendations for whether either or both of the pilot models should be expanded statewide; whether modifications should be made to the models to better address gaps in the continuum identified through the pilot sites, whether the models could be expanded to community behavioral health providers, and whether statewide implementation should be achieved through a state plan amendment or some other mechanism for leveraging federal medicaid match; and

(iv) Actuarial projections on the statewide need for services related to the pilot sites and estimated costs of adding each of the services to the medicaid behavioral health benefit for children and adolescents and adults.

(40)(a) \$100,000 of the general fund—federal appropriation is provided solely for the authority to convene a task force to examine impacts and changes proposed to the use of criminal background checks in employment in behavioral health settings, with the goal of reducing barriers to developing and retaining a robust behavioral health workforce, while maintaining patient safety measures. The task force membership must include representatives from:

(i) The office of the attorney general;

(ii) The department of health;

(iii) The department of social and health services;

(iv) The office of the governor; and

(v) Others appointed by the authority, including behavioral health employers and those with lived experience.

(b) The task force shall consider any relevant information and recommendations made available by the work group created under Substitute House Bill No. 1411 (health care workforce).

(c) By December 1, 2021, the authority must submit a report of the task force's recommendations to the governor and the appropriate committees of the legislature.

(41) \$6,042,000 of the general fund—state appropriation for fiscal year 2022, \$561,000 of the general fund—state appropriation for fiscal year 2023, and \$35,415,000 of the general fund—federal appropriation (CRSSA) are provided solely to promote the recovery of individuals with substance use disorders through expansion of substance use disorder services. The authority shall implement this funding to promote integrated, whole-person care to individuals with opioid use disorders, stimulant use disorders, and other substance use disorders. The authority shall use this funding to support evidence-based and promising practices as follows:

(a) \$11,170,000 of the general fund—federal appropriation (CRSSA) is provided solely for treatment services to low-income individuals with substance use disorders who are not eligible for services under the medicaid program and for treatment services that are not covered under the medicaid program. A minimum of \$9,070,000 of this amount must be contracted through behavioral health administrative services organizations. The amounts in this subsection may be used for services including, but not limited to, outpatient treatment, residential treatment, mobile opioid use disorder treatment programs, law enforcement assisted diversion programs, contingency management interventions, modified assertive community treatment, trauma informed care, crisis respite, and for reimbursement of one-time start-up operating costs for opening new beds in withdrawal management treatment programs.

(b) \$2,407,000 of the general fund state—appropriation for fiscal year 2022, \$561,000 of the general fund—state appropriation for fiscal year 2023, and \$3,245,000 of the general fund—federal appropriation (CRSSA) are provided solely for outreach programs that link individuals with substance use disorders to treatment options to include medication for opioid use disorder. The authority must contract for these services with programs that use interdisciplinary teams, which include peer specialists, to engage and facilitate linkage to treatment for individuals in community settings such as

1 homeless encampments, shelters, emergency rooms, harm reduction
2 programs, churches, community service offices, food banks, libraries,
3 legal offices, and other settings where individuals with substance
4 use disorders may be engaged. The services must be coordinated with
5 emergency housing assistance and other services administered by the
6 authority to promote access to a full continuum of treatment and
7 recovery support options.

8 (c) \$1,535,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$10,417,000 of the general fund—federal appropriation
10 (CRSSA) are provided solely for substance use disorder recovery
11 support services not covered by the medicaid program including, but
12 not limited to, emergency housing, recovery housing vouchers,
13 supported employment, skills training, peer support, peer drop-in
14 centers, and other community supports.

15 (d) \$1,100,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$1,750,000 of the general fund—federal appropriation
17 (CRSSA) are provided solely for efforts to support the recovery of
18 American Indians and Alaska natives with substance use disorders.
19 This funding may be used for grants to urban Indian organizations,
20 tribal opioid prevention media campaigns, and support for government
21 to government communication, planning, and implementation of opioid
22 use disorder related projects.

23 (e) \$1,000,000 of the general fund—state appropriation for fiscal
24 year 2022 is provided solely for a public awareness campaign to
25 educate youth and young adults with opioid use disorders about harm
26 reduction, secondary prevention, overdose awareness, fentanyl, and
27 naloxone.

28 (f) \$7,083,000 of the general fund—federal appropriation (CRSSA)
29 is provided solely for community services grants that support the
30 implementation and evaluation of substance use disorder prevention
31 services.

32 (g) Up to \$1,750,000 of the general fund—federal appropriation
33 (CRSSA) may be used for the authority's administrative costs
34 associated with services funded in this subsection (41).

35 (42) \$3,109,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$3,109,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for short-term
38 rental subsidies for individuals with mental health or substance use
39 disorders. This funding may be used for individuals enrolled in the

1 foundational community support program while waiting for a longer
2 term resource for rental support or for individuals transitioning
3 from behavioral health treatment facilities or local jails.
4 Individuals who would otherwise be eligible for the foundational
5 community support program but are not eligible because of their
6 citizenship status may also be served. By December 1, 2021, and
7 December 1, 2022, the authority must submit a report identifying the
8 expenditures and number of individuals receiving short-term rental
9 supports through the agency budget during the prior fiscal year
10 broken out by region, treatment need, and the demographics of those
11 served, including but not limited to age, country of origin within
12 racial/ethnic categories, gender, and immigration status.

13 (43) Within the amounts provided in this section, sufficient
14 funding is provided for the authority to implement requirements to
15 provide up to five sessions of intake and assessment pursuant to
16 Second Substitute House Bill No. 1325 (behavioral health/youth).

17 (44) \$19,000,000 of the general fund—federal appropriation
18 (CRSSA) and \$1,600,000 of the general fund—federal appropriation
19 (ARPA) are provided solely to promote the recovery of individuals
20 with mental health disorders through expansion of mental health
21 services. The authority shall implement this funding to promote
22 integrated, whole-person care through evidence based and promising
23 practices as follows:

24 (a) \$7,303,000 of the general fund—federal appropriation (CRSSA)
25 is provided solely for treatment services to low-income individuals
26 with mental health disorders who are not eligible for services under
27 the medicaid program and for treatment services that are not covered
28 under the medicaid program. A minimum of \$6,150,000 of this amount
29 must be contracted through behavioral health administrative services
30 organizations. The amounts in this subsection may be used for
31 services including, but not limited to, outpatient treatment,
32 residential treatment, law enforcement assisted diversion programs,
33 modified assertive community treatment, and trauma informed care.

34 (b) \$6,344,000 of the general fund—federal appropriation (CRSSA)
35 is provided solely for mental health recovery support services not
36 covered by the medicaid program including, but not limited to,
37 supportive housing, emergency housing vouchers, supported employment,
38 skills training, peer support, peer drop-in centers, and other
39 community supports.

1 (c) \$961,000 of the general fund—federal appropriation (CRSSA) is
2 provided solely for efforts to support the recovery of American
3 Indians and Alaska natives with mental health disorders.

4 (d) \$1,346,000 of the general fund—federal appropriation (CRSSA)
5 is provided solely to enhance crisis services and may be used for
6 crisis respite care.

7 (e) \$2,307,000 of the general fund—federal appropriation (CRSSA)
8 is provided solely for the expansion of first episode psychosis
9 programs.

10 (f) Up to \$961,000 of the general fund—federal appropriation
11 (CRSSA) may be used for the authority's administrative costs
12 associated with services funded in this subsection.

13 (45) The authority must pursue opportunities for shifting state
14 costs to the state's unused allocation of federal institutions for
15 mental disease disproportionate share hospital funding. The authority
16 must submit a report to the office of financial management and the
17 appropriate committees of the legislature by December 1, 2021, which
18 identifies any activities the authority has implemented or identified
19 to shift state costs to the unused federal funds and an analysis of
20 the fiscal impacts for these activities and options.

21 (46) \$500,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$500,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the authority to implement
24 one-time behavioral health workforce pilot programs and training
25 support grants pursuant to Engrossed Second Substitute House Bill No.
26 1504 (workforce education development act). Of these amounts,
27 \$440,000 of the general fund—state appropriation for fiscal year 2022
28 and \$440,000 of the general fund—state appropriation for fiscal year
29 2023 are provided solely for the three behavioral health workforce
30 pilot programs and \$60,000 of the general fund—state appropriation
31 for fiscal year 2022 and \$60,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for training
33 support grants. (~~If the bill is not enacted by June 30, 2021, the~~
34 ~~amounts provided in this subsection shall lapse.~~)

35 (47) \$2,500,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$2,500,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for the
38 authority to expand efforts to provide opioid use disorder medication
39 in city, county, regional, and tribal jails. The authority must

1 submit a report to the office of financial management and the
2 appropriate committees of the legislature by December 1, 2021, on the
3 allocation of the fiscal year 2021 funding within this subsection.
4 The authority must provide a report to the office of financial
5 management and the appropriate committees of the legislature by
6 December 1, 2022, on the allocation of the fiscal year 2022 funding
7 and the expenditures and number of individuals served in fiscal year
8 2021 by location.

9 (48) \$500,000 of the general fund—federal appropriation is
10 provided solely to establish an emotional support network program for
11 individuals employed as peer specialists. The authority must contract
12 for these services which shall include, but not be limited to,
13 facilitating support groups for peer specialists, support for the
14 recovery journeys of the peer specialists themselves, and targeted
15 support for the secondary trauma inherent in peer work.

16 (49) \$1,800,000 of the general fund—federal appropriation is
17 provided solely for the authority to contract on a one-time basis
18 with the University of Washington behavioral health institute to
19 continue and enhance its efforts related to training and workforce
20 development. The behavioral health institute shall develop and
21 disseminate model programs and curricula to address the treatment
22 needs of individuals with substance use disorders and cooccurring
23 disorders. The behavioral health institute shall provide consultation
24 and training to behavioral health agencies in order to improve the
25 delivery of evidence-based and promising practices and overall
26 quality of care. Training for providers may include technical
27 assistance related to payment models, integration of peers, team-
28 based care, utilization reviews, care transitions, and the infusion
29 of recovery and resiliency into programming and culture.
30 Additionally, the behavioral health institute shall provide continued
31 access to telehealth training and support, including innovative
32 digital health content. The behavioral health institute shall
33 evaluate behavioral health inequities in Washington and create a
34 center of excellence to address behavioral health inequity, including
35 the need for a more diverse workforce. The behavioral health
36 institute shall offer an annual conference on race, equity, and
37 social justice and create a learning management system to provide
38 access to training for publicly funded behavioral health providers
39 across a range of topics. Specific curricula to be developed within
40 the amounts provided in this subsection must include:

1 (a) A training for law enforcement officers focused on
2 understanding substance use disorder and the recovery process and
3 options and procedures for diversion from the criminal legal system
4 for individuals with substance use disorder, to be developed in
5 consultation with the criminal justice training commission; and

6 (b) A curriculum for correctional officers and community
7 corrections officers focused on motivational interviewing, recovery
8 coaching, and trauma informed care, developed in consultation with
9 the department of corrections.

10 (50) \$300,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$300,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for a grant to the north sound
13 behavioral health administrative services organization to provide
14 trauma-informed counseling services to children and youth in Whatcom
15 county schools. The services must be provided by licensed behavioral
16 health professionals who have training in the provision of trauma-
17 informed care. The behavioral health administrative services
18 organization must request, from the office of the superintendent of
19 public instruction, a listing of the Whatcom county schools that are
20 eligible for high-poverty allocations from the learning assistance
21 program and prioritize services in these schools.

22 (51) \$200,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$200,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided on a one-time basis solely for the
25 authority to contract with the north sound behavioral health
26 administrative services organization to establish the Whatcom county
27 crisis stabilization center as a pilot project for diversion from the
28 criminal justice system to appropriate community based treatment. The
29 pilot shall allow for police officers to place involuntary holds for
30 up to 12 hours for persons placed at the facility in accordance with
31 RCW 10.31.110. The amounts provided must be used to pay for the cost
32 of services at the site not covered under the medicaid program. The
33 authority must submit a report to the office of financial management
34 and the appropriate committees of the legislature by December 1,
35 2022, including the following information:

36 (a) The total number of individuals served in the crisis
37 stabilization center broken out by those served on a voluntary basis
38 versus those served under involuntary treatment holds placed pursuant
39 to RCW 10.31.110;

(b) A summary of the outcomes for each of the groups identified in (a) of this subsection; and

(c) Identification of methods to incentivize or require managed care organizations to implement payment models for crisis stabilization providers that recognize the need for the facilities to operate at full staffing regardless of fluctuations in daily census.

(52) \$1,250,000 of the general fund—state appropriation for fiscal year 2022 and \$1,250,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the authority to contract with the King county behavioral health administrative services organization to maintain children's crisis outreach response system services that were previously funded through the department of children, youth, and families. The authority, in consultation with the behavioral health administrative services organization, medicaid managed care organizations, and the actuaries responsible for developing medicaid managed care rates, must work to maximize federal funding provided for the children's crisis outreach response system program and submit a report to the office of financial management and the appropriate committees of the legislature by December 1, 2021, on the status of these efforts and the associated savings in state funds.

(53) (~~(\$1,762,000)~~) \$881,000 of the general fund—(~~federal~~) state appropriation (~~(is)~~) for fiscal year 2022 and \$881,000 of the general fund—state for fiscal year 2023 are provided on a one-time basis solely for maintaining and increasing resources for peer support programs and for the authority to contract with an organization to assist with the recruitment of individuals to work as behavioral health peers with a specific focus on black, indigenous, and people of color communities. The authority must submit a preliminary report to the office of financial management and the appropriate committees of the legislature on the status of these efforts by December 1, 2021, and a final report including identification of the number and demographics of individuals recruited into behavioral health peer positions by December 1, 2022.

(54) \$250,000 of the general fund—federal appropriation is provided solely for the authority to provide crisis response training to behavioral health peer specialists. The authority must use these amounts to contract for the development of a specialized 40 hour crisis response training curriculum for behavioral health peer

specialists and to conduct a minimum of one statewide training session during fiscal year 2022 and one statewide training session during fiscal year 2023. The training shall focus on preparing behavioral health peer specialists to work with individuals in crisis, including providing peer services in emergency departments, as corresponders with law enforcement, and as part of mobile crisis teams. The training sessions must be offered free of charge to the participants and may be offered either virtually or in person as determined by the authority. By December 1, 2022, the authority must submit a report to the office of financial management and the appropriate committees of the legislature on the peer crisis response curriculum and the number of individuals that received training.

(55) \$500,000 of the general fund—federal appropriation is provided solely for the authority to contract on a one-time basis with the University of Washington alcohol and drug abuse institute to develop policy solutions in response to the public health challenges of high tetrahydrocannabinol potency cannabis. The institute must use this funding to: Conduct individual interviews with stakeholders and experts representing different perspectives, facilitate joint meetings with stakeholders to identify areas of common ground and consensus, and develop recommendations for state policies related to cannabis potency and mitigating detrimental health impacts. The authority must submit the following reports to the office of financial management and the appropriate committees of the legislature:

(a) An initial report must be submitted by December 31, 2021, and shall summarize progress made to date, preliminary policy recommendations, and next steps; and

(b) A final report must be submitted by December 31, 2022, and shall summarize the analysis conducted by the institute, the process and stakeholders involved, an inventory of relevant cannabis policies in other states, and recommendations for policy changes to reduce the negative impacts of high potency cannabis in Washington state.

(56) \$8,197,000 of the general fund—state appropriation for fiscal year 2022, \$8,819,000 of the general fund—state appropriation for fiscal year 2023, and \$38,025,000 of the general fund—federal appropriation are provided solely to continue in the 2021-2023 fiscal biennium the two percent increase to medicaid reimbursement for community behavioral health providers contracted through managed care

1 organizations that was provided in April 2021. The authority must
2 employ mechanisms such as directed payment or other options allowable
3 under federal medicaid law to assure the funding is used by the
4 managed care organizations for a two percent provider rate increase
5 as intended and verify this pursuant to the process established in
6 chapter 285, Laws of 2020 (EHB 2584). The rate increase shall be
7 implemented to all behavioral health inpatient, residential, and
8 outpatient providers receiving payment for services under this
9 section contracted through the medicaid managed care organizations.

10 (57) \$9,901,000 of the general fund—state appropriation for
11 fiscal year 2023 and \$18,052,000 of the general fund—federal
12 appropriation are provided solely to implement a 4.5 percent increase
13 to medicaid reimbursement for community behavioral health providers
14 contracted through managed care organizations to be effective January
15 1, 2023. The authority must employ mechanisms such as directed
16 payment or other options allowable under federal medicaid law to
17 assure the funding is used by the managed care organizations for a
18 4.5 percent provider rate increase as intended and verify this
19 pursuant to the process established in chapter 285, Laws of 2020 (EHB
20 2584). The rate increase shall be implemented to all behavioral
21 health inpatient, residential, and outpatient providers contracted
22 through the medicaid managed care organizations.

23 (58) \$114,000 of the general fund—state appropriation for fiscal
24 year 2022, \$114,000 of the general fund—state appropriation for
25 fiscal year 2023, and \$228,000 of the general fund—federal
26 appropriation are provided solely to increase rates for community
27 children's long-term inpatient program providers by two percent
28 effective July 1, 2021.

29 ((+58+)) (59) \$117,000 of the general fund—state appropriation
30 for fiscal year 2022, \$117,000 of the general fund—state
31 appropriation for fiscal year 2023, and \$168,000 of the general fund—
32 federal appropriation are provided solely to increase rates for
33 parent child assistance program providers by two percent effective
34 July 1, 2021.

35 ((+59+)) (60) \$200,000 of the general fund—state appropriation
36 for fiscal year 2022 and \$200,000 of the general fund—federal
37 appropriation are provided solely to support actuarial work required
38 for the authority to develop behavioral health comparison rates.

1 ~~((+60+))~~ (61) \$205,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$205,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the
4 authority to contract with the Washington state behavioral health
5 institute to engage consumers, the University of Washington evidence
6 based practice institute, and other stakeholders to review current
7 and emerging data and research and make recommendations regarding
8 best practices for virtual behavioral health services to children
9 from prenatal stages through age 25. This work shall focus on the
10 development of services and supports that deliver clinically-
11 effective outcomes for children and families and identify safeguards
12 for "in-person," "audio-video," and "audio only" modes. The review
13 conducted by the institute shall include the collection and analysis
14 of data about clinical efficacy of behavioral health services and
15 supports through virtual modes and methods for determining and
16 maximizing the health benefits of the different modes. The authority
17 shall submit data required for this research to the behavioral health
18 institute in accordance with federal and state laws regarding client
19 protected information. The department shall submit the following
20 reports to the office of financial management and the appropriate
21 committees of the legislature:

22 (a) A preliminary report on the 2022 workplan by December 31,
23 2021;

24 (b) An initial report with recommendations for standards of care
25 and best practices for behavioral health services by June 30, 2022;
26 and

27 (c) A final report with additional refined recommendations and a
28 research agenda and proposed budget for fiscal year 2024 and beyond
29 by December 31, 2022.

30 ~~((+61+))~~ (62) The authority must claim the enhanced federal
31 medical assistance participation rate for home and community-based
32 services offered under section 9817 of the American rescue plan act
33 of 2021 (ARPA). Appropriations made that constitute supplementation
34 of home and community-based services as defined in section 9817 of
35 ARPA are listed in LEAP omnibus document HCBS-2021.

36 ~~((+62+))~~ (63) \$150,000 of the general fund—federal appropriation
37 is provided solely for training of behavioral health consumer
38 advocates. Beginning in July 2022, the authority must enter into a
39 memorandum of understanding with the department of commerce to

1 provide support for training of behavioral health consumer advocates
2 pursuant to Engrossed Second Substitute House Bill No. 1086
3 (behavioral health consumers).

4 (~~((63))~~) (64) \$5,000,000 of the general fund—federal
5 appropriation is provided solely for the authority to maintain
6 funding for grants to law enforcement assisted diversion programs
7 outside of King county established pursuant to chapter 314, Laws of
8 2019 (SSB 5380). By December 1, 2023, the authority, in coordination
9 with the law enforcement assisted diversion national support bureau,
10 must collect information and submit a report to the office of
11 financial management and the appropriate committees of the
12 legislature on the grant program including a description of the
13 program model or models used and the number, demographic information,
14 and measurable outcomes of the individuals served with the funding
15 provided under this subsection.

16 (~~((64))~~) (65) \$250,000 of the general fund—state appropriation
17 for fiscal year 2022 and \$250,000 of the general fund—state
18 appropriation for fiscal year 2023 are provided solely for the
19 authority to contract with a statewide mental health nonprofit
20 organization that provides free community and school-based mental
21 health education and support programs for consumers and families. The
22 contractor must use this funding to provide access to programs
23 tailored to peers living with mental illness as well as family
24 members of people with mental illness and the community at large.
25 Services provided by the contracted program shall include education,
26 support, and assistance to reduce isolation and help consumers and
27 families understand the services available in their communities.

28 (~~((65))~~) (66) \$13,374,000 of the general fund—state appropriation
29 for fiscal year 2022, \$12,474,000 of the general fund—state
30 appropriation for fiscal year 2023, and \$12,731,000 of the general
31 fund—federal appropriation are provided solely for increasing local
32 behavioral health mobile crisis response team capacity and ensuring
33 each region has at least one adult and one children and youth mobile
34 crisis team that is able to respond to calls coming into the 988
35 crisis hotline.

36 (a) In prioritizing this funding, the health care authority shall
37 assure that a minimum of six new children and youth mobile crisis
38 teams are created and that there is one children and youth mobile
39 crisis team in each region by the end of fiscal year 2022.

(b) In implementing funding for adult and youth mobile crisis response teams, the authority must establish standards in contracts with managed care organizations and behavioral health administrative services organizations for the services provided by these teams.

~~((66) \$42,987,000))~~ (67) \$44,138,000 of the general fund—state appropriation for fiscal year 2022, ~~((57,253,000))~~ \$62,456,000 of the general fund—state appropriation for fiscal year 2023, and ~~((80,040,000))~~ \$61,934,000 of the general fund—federal appropriation are provided solely for the department to contract with community hospitals or freestanding evaluation and treatment centers to provide long-term inpatient care beds as defined in RCW 71.24.025. Within these amounts, the authority must meet the requirements for reimbursing counties for the judicial services for patients being served in these settings in accordance with RCW 71.05.730. The authority must coordinate with the department of social and health services in developing the contract requirements, selecting contractors, and establishing processes for identifying patients that will be admitted to these facilities. Of the amounts in this subsection, sufficient amounts are provided in fiscal year 2022 and fiscal year 2023 for the authority to reimburse community hospitals and nonhospital residential treatment centers serving clients in long-term inpatient care beds as defined in RCW 71.24.025 as follows:

(a) For a hospital licensed under chapter 70.41 RCW that requires a hospital specific medicaid inpatient psychiatric per diem payment rate for long-term civil commitment patients because the hospital has completed a medicare cost report, the authority shall analyze the most recent medicare cost report of the hospital after a minimum of 200 medicaid inpatient psychiatric days. The authority shall establish the inpatient psychiatric per diem payment rate for long-term civil commitment patients for the hospital at 100 percent of the allowable cost of care, based on the most recent medicare cost report of the hospital.

(b) For a hospital licensed under chapter 70.41 RCW that has not completed a medicare cost report with more than 200 medicaid inpatient psychiatric days, the authority shall establish the medicaid inpatient psychiatric per diem payment rate for long-term civil commitment patients for the hospital at the higher of the hospital's current medicaid inpatient psychiatric rate; or the annually updated statewide average of the medicaid inpatient

1 psychiatric per diem payment rate of all acute care hospitals
2 licensed under chapter 70.41 RCW providing long-term civil commitment
3 services.

4 (c) For a hospital licensed under chapter 71.12 RCW and currently
5 providing long-term civil commitment services, the authority shall
6 establish the medicaid inpatient psychiatric per diem payment rate at
7 \$940 plus adjustments that may be needed to capture costs associated
8 with long-term psychiatric patients that are not allowable on the
9 medicare cost report or reimbursed separately. The hospital may
10 provide the authority with supplemental data to be considered and
11 used to make appropriate adjustments to the medicaid inpatient
12 psychiatric per diem payment rate of the hospital. Adjustment of
13 costs may include:

14 (i) Costs associated with professional services and fees not
15 accounted for in the hospital's medicare cost report or reimbursed
16 separately;

17 (ii) Costs associated with the hospital providing the long-term
18 psychiatric patient access to involuntary treatment court services
19 that are not reimbursed separately; and

20 (iii) Other costs associated with caring for long-term
21 psychiatric patients that are not reimbursed separately.

22 (d) For a hospital licensed under chapter 71.12 RCW that requires
23 an initial medicaid inpatient psychiatric per diem payment rate for
24 long-term civil commitment services because it has not yet completed
25 a medicare cost report, the authority shall establish the medicaid
26 inpatient psychiatric per diem payment rate at the higher of:

27 (i) The hospital's current medicaid inpatient psychiatric rate;
28 or

29 (ii) The annually updated statewide average of the medicaid long-
30 term inpatient psychiatric per diem payment rate of all freestanding
31 psychiatric hospitals licensed under chapter 71.12 RCW providing
32 long-term civil commitment services.

33 (e) For nonhospital residential treatment centers certified to
34 provide long-term inpatient care beds as defined in RCW 71.24.025,
35 the authority shall increase the fiscal year 2021 rate by three
36 percent each year of the biennium.

37 (f) Beginning in fiscal year 2023, provider payments for vacant
38 bed days shall not exceed six percent of their annual contracted bed
39 days.

(g) The legislature intends to recognize the additional costs associated with student teaching related to long-term civil commitment patients to be provided in a new teaching hospital expected to open during the 2023-2025 fiscal biennium.

(h) The authority, in coordination with the department of social and health services, the office of the governor, the office of financial management, and representatives from medicaid managed care organizations, behavioral health administrative service organizations, and community providers, must develop and implement a plan to continue the expansion of civil community long-term inpatient capacity. The plan shall identify gaps and barriers in the current array of community long-term inpatient beds in serving higher need individuals including those committed to a state hospital pursuant to the dismissal of criminal charges and a civil evaluation ordered under RCW 10.77.086 or 10.77.088. The plan shall identify strategies to overcome these barriers including, but not limited to, potential rate enhancements for high needs clients. The authority must submit its implementation plan to the office of financial management and the appropriate fiscal committees of the legislature by December 1, 2021, and submit a status update on the implementation plan by October 15, 2022.

~~((+67))~~ (68) (a) \$31,000,000 of the ~~((general fund federal appropriation (CSFRF) is))~~ coronavirus state fiscal recovery fund—federal appropriation and \$50,000,000 of the general fund—state appropriation for fiscal year 2023 are provided on a one-time basis solely for the authority to provide assistance payments to behavioral health providers serving medicaid and state-funded clients. In prioritizing the allocation of this funding, the authority must take the following into account:

(i) The differential impact the pandemic has had on different types of providers;

(ii) Other state and federal relief funds providers have received or are eligible to apply for; and

(iii) Equitable distribution of assistance including consideration of geographic location and providers serving members of historically disadvantaged communities.

(b) To be eligible for assistance, the behavioral health providers must:

(i) Have experienced lost revenue or increased expenses that are a result of the COVID-19 public health emergency;

(ii) Self-attest that the lost revenue or expenses are not funded by any other government or private entity;

(iii) Agree to operate in accordance with the requirements of applicable federal, state, and local public health guidance and directives; and

(iv) Agree to comply with federal guidance on the use of coronavirus state and local fiscal recovery funds.

(c) Provider assistance is subject to the availability of amounts provided in this subsection.

~~((+68+))~~ (69) (a) \$375,000 of the general fund—state appropriation for fiscal year ~~((2021))~~ 2022 and \$375,000 of the general fund—state appropriation for fiscal year ~~((2022))~~ 2023 are provided solely for a one-time grant to Island county to fund a pilot program to improve behavioral health outcomes for young people in rural communities. In administering the pilot program, Island county shall coordinate with school districts, community groups, and health care providers to increase access to behavioral health programs for children and youth aged birth to 24 years of age. The grant funds shall be used to coordinate and expand behavioral health services. The grant funding must not be used to supplant funding from existing programs. No more than 10 percent of the funds may be used for administrative costs incurred by Island county in administering the program. Services that may be provided with the grant funding include, but are not limited to:

(i) Support for children and youth with significant behavioral health needs to address learning loss caused by COVID-19 and remote learning;

(ii) School based behavioral health education, assessment, and brief treatment;

(iii) Screening and referral of children and youth to long-term treatment services;

(iv) Behavioral health supports provided by community agencies serving youth year-round;

(v) Expansion of mental health first aid, a program designed to prepare adults who regularly interact with youth for how to help people in both crisis and noncrisis mental health situations;

(vi) Peer support services; and

(vii) Compensation for the incurred costs of clinical supervisors and internships.

(b) The authority, in coordination with Island county, must submit the following reports to the legislature:

(i) By December 1, 2022, a report summarizing how the funding was used and providing the number of children and youth served by the pilot during fiscal year 2022; and

(ii) By December 1, 2023, a report summarizing how the funding was used and providing the number of children and youth served by the pilot during fiscal year 2023.

~~((+69+))~~ (70) State general fund appropriations in this section and in sections 219 and 221 of this act are made to address the harms caused to the state and its citizens by the opioid epidemic, and these include appropriations of \$13,466,000 attributable to the settlement in *State v. McKinsey & Co., Inc.*

~~((+70+))~~ (71) \$260,000 of the general fund—state appropriation for fiscal year 2022, \$3,028,000 of the general fund—state appropriation for fiscal year 2023, and \$3,028,000 of the general fund—federal appropriation are provided solely for the authority to contract for a twelve bed children's long-term inpatient program facility specializing in the provision of habilitative mental health services for children and youth with intellectual or developmental disabilities who have intensive behavioral health support needs. The authority must provide a report to the office of financial management and the appropriate committees of the legislature providing data on the demand and utilization of this facility by June 30, 2023.

~~((+71+))~~ (72) \$300,000 of the general fund—state appropriation for fiscal year 2022 and \$300,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the authority to continue the University of Washington's project extension for community health care outcomes (ECHO) for:

(a) Telecommunication consultation with local physicians to discuss medications appropriate to patients who have developmental disabilities and behavioral issues; and

(b) Training to both behavioral health and developmental disabilities professionals to support individuals with both developmental disabilities and behavioral health needs.

~~((+72+))~~ (73) No more than ~~((+\$1,535,000))~~ \$1,991,000 of the general fund—federal appropriation and ~~((+\$810,000))~~ \$1,147,000 of the

1 general fund—local appropriation may be expended for supported
2 housing and employment services described in initiative 3a and 3b of
3 the medicaid transformation demonstration waiver under healthier
4 Washington. Under this initiative, the authority and the department
5 of social and health services shall ensure that allowable and
6 necessary services are provided to eligible clients as identified by
7 the authority or its providers or third party administrator. The
8 department and the authority in consultation with the medicaid
9 forecast work group, shall ensure that reasonable reimbursements are
10 established for services deemed necessary within an identified limit
11 per individual. The authority shall not increase general fund—state
12 expenditures under this initiative. The secretary in collaboration
13 with the director of the authority shall report to the joint select
14 committee on health care oversight no less than quarterly on
15 financial and health outcomes. The secretary in cooperation with the
16 director shall also report to the fiscal committees of the
17 legislature all of the expenditures of this subsection and shall
18 provide such fiscal data in the time, manner, and form requested by
19 the legislative fiscal committees.

20 ~~((+73+))~~ (74) \$396,000 of the general fund—state appropriation
21 for fiscal year 2022, \$329,000 of the general fund—state
22 appropriation for fiscal year 2023, and \$3,153,000 of the general
23 fund—federal appropriation are provided solely to support the
24 administrative costs associated with the application and
25 implementation of a federal waiver allowing for full federal
26 participation in mental health treatment facilities identified as
27 institutions of mental diseases.

28 ~~((+74+))~~ (75)(a) \$150,000 of the general fund—state appropriation
29 for fiscal year 2022 is provided solely for the authority to convene
30 a work group to develop a recommended teaching clinic enhancement
31 rate for behavioral health agencies training and supervising students
32 and those seeking their certification or license. This work should
33 include: Developing standards for classifying a behavioral health
34 agency as a teaching clinic; a cost methodology to determine a
35 teaching clinic enhancement rate; and a timeline for implementation.
36 The work group must include representatives from:

- 37 (i) The department of health;
38 (ii) The office of the governor;
39 (iii) The Washington workforce training and education board;

- (iv) The Washington council for behavioral health;
(v) Licensed and certified behavioral health agencies; and
(vi) Higher education institutions.

(b) By October 15, 2021, the health care authority must submit a report of the work group's recommendations to the governor and the appropriate committees of the legislature.

~~((+75+))~~ (76) \$343,000 of the general fund—state appropriation for fiscal year 2022, \$344,000 of the general fund—state appropriation for fiscal year 2023, and \$687,000 of the general fund—federal appropriation are provided solely for increasing services to pregnant and parenting women provided through the parent child assistance program.

~~((+76+))~~ (77) \$130,000 of the general fund—state appropriation for fiscal year 2022 and \$130,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for maintaining and increasing the capabilities of a tool to track medication assisted treatment provider capacity.

~~((+77+))~~ (78) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for grants to support substance use disorder family navigators across the state.

~~((+78+))~~ (79) \$125,000 of the general fund—state appropriation for fiscal year 2022 and \$125,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for grants to support recovery cafes across the state.

~~((+79+))~~ (80) \$69,000 of the general fund—state appropriation for fiscal year 2022, \$63,000 of the general fund—state appropriation for fiscal year 2023, and \$198,000 of the general fund—federal appropriation are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5071 (civil commitment transition).

~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~

~~(+80+))~~ (81) \$200,000 of the general fund—state appropriation for fiscal year 2022, \$195,000 of the general fund—state appropriation for fiscal year 2023, and \$755,000 of the general fund—federal appropriation are provided solely for a grant program to award funding to fire departments in the state of Washington to implement safe station pilot programs. Programs that combine the safe station approach with fire department mobile integrated health programs such

1 as the community assistance referral and education services program
2 under RCW 35.21.930 are encouraged. Certified substance use disorder
3 peer specialists may be employed in a safe station pilot program if
4 the authority determines that a plan is in place to provide
5 appropriate levels of supervision and technical support. Safe station
6 pilot programs shall collaborate with behavioral health
7 administrative services organizations, local crisis providers, and
8 other stakeholders to develop a streamlined process for referring
9 safe station clients to the appropriate level of care. Funding for
10 pilot programs under this subsection shall be used for new or
11 expanded programs and may not be used to supplant existing funding.

12 ~~((+81+))~~ (82) \$71,000 of the general fund—state appropriation for
13 fiscal year 2022, \$66,000 of the general fund—state appropriation for
14 fiscal year 2023, and \$136,000 of the general fund—federal
15 appropriation are provided solely for the implementation of Second
16 Substitute Senate Bill No. 5195 (opioid overdose medication). ~~((If~~
17 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
18 ~~this subsection shall lapse.~~

19 ~~+82+))~~ (83) \$150,000 of the general fund—state appropriation for
20 fiscal year 2022 is provided solely for the authority to evaluate
21 options for a medicaid waiver to provide respite care for youth with
22 behavioral health challenges while avoiding adverse impacts with
23 respite waivers at the department of social and health services
24 developmental disabilities administration and the department of
25 children, youth, and families.

26 ~~((+83+))~~ (84) \$2,000,000 of the general fund—federal
27 appropriation is provided solely for grants to law enforcement and
28 other first responders to include a mental health professional on the
29 team of personnel responding to emergencies.

30 ~~((+84+))~~ (85) \$375,000 of the general fund—state appropriation
31 for fiscal year 2022 and \$375,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for a grant to
33 the city of Arlington in partnership with the North County regional
34 fire authority for a mobile integrated health pilot project. The
35 project shall provide mobile integrated health services for residents
36 who cannot navigate resources through typical methods through brief
37 therapeutic intervention, biopsychosocial assessment and referral,
38 and community care coordination.

1 ~~((85))~~ (86) \$26,000 of the general fund—state appropriation for
2 fiscal year 2022, \$26,000 of the general fund—state appropriation for
3 fiscal year 2023, and \$48,000 of the general fund—federal
4 appropriation are provided solely for the implementation of Engrossed
5 Substitute House Bill No. 1196 (audio only telemedicine). ~~((If the~~
6 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
7 ~~subsection shall lapse.~~

8 ~~(86))~~ (87) \$400,000 of the general fund—state appropriation for
9 fiscal year 2022 and \$400,000 of the general fund—state appropriation
10 for fiscal year 2023 are provided solely for the implementation of
11 Substitute Senate Bill No. 5073 (involuntary commitment). ~~((If the~~
12 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
13 ~~subsection shall lapse.~~

14 ~~(87) \$2,834,000))~~ (88) \$600,000 of the general fund—state
15 appropriation for fiscal year 2022, \$5,229,000 of the general fund—
16 state appropriation for fiscal year 2023, and ((\$1,813,000))
17 \$3,096,000 of the general fund—federal appropriation are provided
18 solely for the authority to administer and contract for two distinct
19 16 bed programs in a facility located in Clark county to provide
20 long-term inpatient care beds as defined in RCW 71.24.025. The beds
21 must be used to provide treatment services for individuals who have
22 been involuntarily committed to long-term inpatient treatment
23 pursuant to the dismissal of criminal charges and a civil evaluation
24 ordered under RCW 10.77.086 or 10.77.088. The authority, in
25 coordination with the department of social and health services, must
26 develop and implement a protocol to assess the risk of patients being
27 considered for placement in this facility and determine whether the
28 level of security and treatment services is appropriate to meet the
29 patient's needs. The department must submit a report to the office of
30 financial management and the appropriate committees of the
31 legislature by December 1, 2022, providing a description of the
32 protocol and a status update on progress toward opening the new
33 facility.

34 (89) \$52,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$1,549,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for health information
37 technology necessary to amend the medicaid transformation waiver and
38 are subject to the conditions, limitations, and review requirements
39 of section 701 of this act.

1 (90) \$331,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$1,591,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for wraparound with intensive
4 services for youth ineligible for medicaid as outlined in the
5 settlement agreement under AGC v. Washington State Health Care
6 Authority, Thurston county superior court no. 21-2-00479-34.

7 (91) \$19,338,000 of the general fund—state appropriation for
8 fiscal year 2022 is provided solely for belated claims for services
9 rendered to medicaid eligible clients admitted to institutions of
10 mental disease prior to fiscal year 2022 that were determined to be
11 unallowable for federal reimbursement due to medicaid's institutions
12 for mental disease exclusion rules.

13 (92) \$10,000,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely for the authority, in
15 coordination with the department of health, to purchase and
16 distribute opioid overdose reversal medications. The authority is
17 encouraged to use these funds to leverage federal funding for this
18 purpose to expand buying power.

19 (93) \$4,550,000 of the general fund—state appropriation for
20 fiscal year 2023 and \$12,300,000 of the general fund—federal
21 appropriation are provided solely for a transition to medicare
22 bundled payment arrangement methodology for opioid treatment
23 providers. This increase is effective January 1, 2023, and payment
24 shall include coverage for those items identified as covered by the
25 medicare benefit.

26 (94) \$2,387,000 of the general fund—state appropriation for
27 fiscal year 2023 is provided solely to support the creation of a
28 bridge period for individuals also enrolled in the foundational
29 community supports initiative who are transitioning from benefits
30 under RCW 74.04.805 due to increased income or other changes in
31 eligibility. The authority, department of social and health services,
32 and department of commerce shall collaborate on this effort.

33 (95) No more than \$16,596,000 of the general fund—state
34 appropriation for fiscal year 2023 may be expended to provide
35 supported housing and employment services similar to the services
36 described in initiative 3a and 3b of the medicaid transformation
37 demonstration waiver to individuals who are ineligible for medicaid.
38 Under this initiative, the authority and the department of social and
39 health services shall ensure that allowable and necessary services

1 are provided to eligible clients as identified by the department or
2 its third-party administrator. Before authorizing services,
3 eligibility for initiative 3a and 3b of the medicaid transformation
4 demonstration waiver must first be determined.

5 (96) \$5,441,000 of the general fund—state appropriation for
6 fiscal year 2023 and \$5,712,000 of the general fund—federal
7 appropriation are provided solely for a program of medical care for
8 individuals without housing that are not sick enough to be in a
9 hospital or were recently discharged from a hospital but not well
10 enough or capable of providing self-care on their own. Services must
11 meet quality standards and best practices developed nationally by the
12 national health care for the homeless council and may include, but
13 are not limited to, medical oversight and health education, care
14 transitions, and discharge planning to and from primary care,
15 inpatient hospital, emergency rooms, and supportive housing.

16 (97) \$2,110,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely to create a regional landlord
18 liaison program which provides financial and other support to
19 landlords who are willing to rent to tenants with behavioral health
20 needs using rental assistance to mitigate damages that are not
21 attributable to normal wear and tear that may be caused by tenants.

22 (98) \$490,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely to create a master leasing incentive
24 program with specific emphasis on *Trueblood* programs. The authority
25 shall also create a toolkit for use by landlords serving special
26 populations. The authority and department of commerce shall
27 collaborate on this effort.

28 (99) \$3,679,000 of the general fund—state appropriation for
29 fiscal year 2023 and \$1,226,000 of the general fund—federal
30 appropriation are provided solely to create a program which provides
31 regional behavioral health mobile crisis response teams focused on
32 supported housing to prevent individuals with behavioral health
33 conditions at high risk of losing housing from becoming homeless,
34 identify and prioritize serving the most vulnerable people
35 experiencing homelessness, and increase alternative housing options
36 to include short-term alternatives which may temporarily deescalate
37 situations where there is high risk of a household from becoming
38 homeless.

(100) \$6,027,000 of the general fund—state appropriation for fiscal year 2023 and \$2,009,000 of the general fund—federal appropriation are provided solely to create and expand access to no barrier, low-barrier, and transitional housing programs using a housing first model designed to assist and stabilize housing supports for adults with behavioral health conditions. Housing supports and services shall be made available with no requirement for treatment for their behavioral health condition and must be individualized to the needs of the individual. The authority and department of commerce shall collaborate on this effort.

(101) \$775,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to create a bridge program and implement strategies to reduce instances where an individual leaves a state hospital or private behavioral health provider directly into homelessness.

(102) \$300,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the children and youth behavioral health work group to consider and develop longer term strategies and recommendations regarding the delivery of behavioral health services for prenatal through 25, and their families. The authority shall submit a brief report to the appropriate committees of the legislature and the office of the governor by November 1, 2022.

Sec. 216. 2021 c 334 s 216 (uncodified) is amended to read as follows:

FOR THE HUMAN RIGHTS COMMISSION

| | |
|--|------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$2,946,000)) |
| | <u>\$3,229,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$2,966,000)) |
| | <u>\$3,661,000</u> |
| General Fund—Federal Appropriation. | ((\$2,572,000)) |
| | <u>\$2,706,000</u> |
| TOTAL APPROPRIATION. | ((\$8,484,000)) |
| | <u>\$9,596,000</u> |

The appropriations in this section are subject to the following conditions and limitations: \$1,000 of the general fund—state appropriation for fiscal year 2022 and \$1,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Senate Bill No. 5027 (television closed captions).

((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

Sec. 217. 2021 c 334 s 217 (uncodified) is amended to read as follows:

FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS

Worker and Community Right to Know Fund—State

Appropriation. \$10,000

Accident Account—State Appropriation. ((~~\$24,093,000~~))

\$25,251,000

Medical Aid Account—State Appropriation. ((~~\$24,090,000~~))

\$25,247,000

TOTAL APPROPRIATION. ((~~\$48,193,000~~))

\$50,508,000

The appropriations in this section are subject to the following conditions and limitations: \$12,000 of the accident account—state appropriation and \$10,000 of the medical aid account—state appropriation are provided solely for the implementation of Engrossed Substitute House Bill No. 1097 (worker safety pandemic response). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

Sec. 218. 2021 c 334 s 218 (uncodified) is amended to read as follows:

FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

General Fund—State Appropriation (FY 2022). ((~~\$34,677,000~~))

\$36,799,000

General Fund—State Appropriation (FY 2023). ((~~\$34,509,000~~))

\$39,518,000

General Fund—Private/Local Appropriation. ((~~\$5,961,000~~))

\$7,902,000

Death Investigations Account—State Appropriation. ((~~\$1,216,000~~))

\$1,598,000

Municipal Criminal Justice Assistance Account—State

Appropriation. \$460,000

Washington Auto Theft Prevention Authority Account—

State Appropriation. \$7,167,000

Washington Internet Crimes Against Children Account—

State Appropriation. \$2,270,000

| | |
|---|-------------------------------|
| 24/7 Sobriety Account—State Appropriation. | \$20,000 |
| <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |
| <u>Appropriation.</u> | <u>\$3,826,000</u> |
| TOTAL APPROPRIATION. | ((\$84,010,000)) |
| | <u>\$99,560,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$5,000,000 of the general fund—state appropriation for fiscal year 2022 and \$5,000,000 of the general fund—state appropriation for fiscal year 2023, are provided to the Washington association of sheriffs and police chiefs solely to verify the address and residency of registered sex offenders and kidnapping offenders under RCW 9A.44.130.

(2) ((~~\$1,504,000~~)) \$3,474,000 of the general fund—state appropriation for fiscal year 2022 and ((~~\$1,513,000~~)) \$4,892,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for 75 percent of the costs of providing ((~~five~~)) nine and one-half additional statewide basic law enforcement trainings in ((~~each~~)) fiscal year 2022 and 13.5 additional statewide basic law enforcement trainings in fiscal year 2023. The criminal justice training commission must schedule its funded classes to minimize wait times throughout each fiscal year and meet statutory wait time requirements. The criminal justice training commission must track and report the average wait time for students at the beginning of each class and provide the findings in an annual report to the legislature due in December of each year. At least three classes must be held in Spokane each year.

(3) The criminal justice training commission may not run a basic law enforcement academy class of fewer than 30 students.

(4) ((~~\$429,000 of the general fund—state appropriation for fiscal year 2022 and \$429,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for expenditure into the nonappropriated Washington internet crimes against children account~~)) \$2,270,000 of the Washington internet crimes against children account—state appropriation is provided solely for the implementation of chapter 84, Laws of 2015.

(5) ((~~\$5,000,000~~)) \$4,000,000 of the general fund—state appropriation for fiscal year 2022 and ((~~\$5,000,000~~)) \$4,000,000 of the general fund—state appropriation for fiscal year 2023 are

provided solely for the mental health field response team program administered by the Washington association of sheriffs and police chiefs. The association must distribute \$7,000,000 in grants to the phase one and phase two regions as outlined in the settlement agreement under *Trueblood, et. al. v. Department of Social and Health Services, et. al.*, U.S. District Court-Western District, Cause No. 14-cv-01178-MJP. The association must submit an annual report to the Governor and appropriate committees of the legislature by September 1st of each year of the biennium. The report shall include best practice recommendations on law enforcement and behavioral health field response and include outcome measures on all grants awarded.

(6) \$899,000 of the general fund—state appropriation for fiscal year 2022 and \$899,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for crisis intervention training for the phase one regions as outlined in the settlement agreement under *Trueblood, et. al. v. Department of Social and Health Services, et. al.*, U.S. District Court-Western District, Cause No. 14-cv-01178-MJP.

(7) (~~(\$1,216,000)~~) \$1,598,000 of the death investigations account—state appropriation is provided solely for the commission to provide 240 hours of medicolegal forensic investigation training to coroners and medical examiners to meet the recommendations of the national commission on forensic science for certification and accreditation.

(8) \$13,000 of the general fund—state appropriation for fiscal year 2022, \$26,000 of the general fund—state appropriation for fiscal year 2023, and \$12,000 of the general fund—local appropriation are provided solely for an increase in vendor rates on the daily meals provided to basic law enforcement academy recruits during their training.

(9) (a) \$200,000 of the general fund—state appropriation for fiscal year 2022 and \$200,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to implement chapter 378, Laws of 2019 (alternatives to arrest/jail).

(b) \$300,000 of the general fund—state appropriation for fiscal year 2022 and \$300,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for evaluation of grant-funded programs under chapter 378, Laws of 2019 (alternatives to arrest/jail).

1 (10) \$750,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$750,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the Washington association
4 of sheriffs and police chiefs to administer the sexual assault kit
5 initiative project under RCW 36.28A.430, to assist multidisciplinary
6 community response teams seeking resolutions to cases tied to
7 previously unsubmitted sexual assault kits, and to provide support to
8 survivors of sexual assault offenses. The commission must report to
9 the governor and the chairs of the senate committee on ways and means
10 and the house of representatives committee on appropriations by June
11 30, 2022, on the number of sexual assault kits that have been tested,
12 the number of kits remaining to be tested, the number of sexual
13 assault cases that had hits to other crimes, the number of cases that
14 have been reinvestigated, the number of those cases that were
15 reinvestigated using state funding under this appropriation, and the
16 local jurisdictions that were a recipient of a grant under the sexual
17 assault kit initiative project.

18 (11) \$20,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$20,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for a helmet distribution
21 program in order to reduce traumatic brain injuries throughout the
22 state. Of these amounts:

23 (a) \$10,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$10,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for a grant to the Washington
26 fire chiefs association to provide helmets to persons contacted by an
27 official of a local fire department for not wearing a helmet while
28 riding a skateboard or bicycle; and

29 (b) \$10,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$10,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely to the Washington association of
32 sheriffs and police chiefs to distribute to local law enforcement
33 agencies to provide helmets to persons contacted by an official of a
34 local law enforcement agency for not wearing a helmet while riding a
35 skateboard or bicycle.

36 (12) \$307,000 of the general fund—state appropriation for fiscal
37 year 2022 is provided solely for chapter 294, Laws of 2020 (critical
38 stress management programs).

1 (13) \$727,000 of the general fund—state appropriation for fiscal
2 year 2022, \$727,000 of the general fund—state appropriation for
3 fiscal year 2023, and \$248,000 of the general fund—local
4 appropriation are provided solely for chapter 119, Laws of 2020
5 (correctional officer certification).

6 (14) \$406,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$408,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided to the Washington association of
9 sheriffs and police chiefs solely to establish a behavioral health
10 support and suicide prevention program for law enforcement officers.
11 The program will begin with grants to three pilot locations and will
12 leverage access to mental health professionals, critical stress
13 management, and resiliency training.

14 (15) \$1,883,000 of the general fund—state appropriation for
15 fiscal year 2022 and \$1,986,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for
17 implementation of Engrossed Second Substitute Senate Bill No. 5051
18 (peace officer oversight). ~~((If the bill is not enacted by June 30,~~
19 ~~2021, the amounts provided in this subsection shall lapse.))~~

20 (16) \$474,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$446,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for implementation of Substitute
23 Senate Bill No. 5066 (officer duty to intervene). ~~((If the bill is~~
24 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
25 ~~shall lapse.))~~

26 (17) \$151,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$148,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely to support the participation of
29 the Washington association of sheriffs and police chiefs in the joint
30 legislative task force on jail standards created in section 957 of
31 this act.

32 (18) \$374,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$296,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the implementation of
35 Engrossed Substitute House Bill No. 1267 (office of independent
36 investigations). ~~((If the bill is not enacted by June 30, 2021, the~~
37 ~~amounts provided in this subsection shall lapse.))~~

38 (19) \$31,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$31,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely for the implementation of Substitute House Bill No. 1088 (impeachment disclosures). (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

(20) \$269,000 of the general fund—state appropriation for fiscal year 2022 and \$261,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of House Bill No. 1001 (law enforcement professional development). (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

(21) \$25,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the implementation of Engrossed Substitute House Bill No. 1054 (peace officer tactics and equipment). (~~If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.~~)

(22) \$40,000 of the general fund—state appropriation for fiscal year 2022 and \$40,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1310 (use of force). (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

(23) \$25,000 of the general fund—state appropriation for fiscal year 2022 and \$25,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Substitute House Bill No. 1109 (victims of sexual assault). (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

Sec. 219. 2021 c 334 s 219 (uncodified) is amended to read as follows:

FOR THE OFFICE OF INDEPENDENT INVESTIGATIONS

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$7,063,000)) |
| | <u>\$8,540,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$12,657,000)) |
| | <u>\$15,656,000</u> |
| TOTAL APPROPRIATION. | ((\$19,720,000)) |
| | <u>\$24,196,000</u> |

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are

provided solely for the implementation of Engrossed Substitute House Bill No. 1267 (establishing an office of independent investigations), to create an office within the office of the governor for the purposes of investigating deadly force incidents involving peace officers. (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

Sec. 220. 2021 c 334 s 220 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

| | |
|--|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$13,752,000)) |
| | <u>\$11,969,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$15,492,000)) |
| | <u>\$20,042,000</u> |
| General Fund—Federal Appropriation. | ((\$11,876,000)) |
| | <u>\$20,839,000</u> |
| Asbestos Account—State Appropriation. | ((\$573,000)) |
| | <u>\$598,000</u> |
| Electrical License Account—State Appropriation. | ((\$56,707,000)) |
| | <u>\$59,730,000</u> |
| Farm Labor Contractor Account—State Appropriation. | \$28,000 |
| Worker and Community Right to Know Fund—State | |
| Appropriation. | ((\$1,000,000)) |
| | <u>\$1,062,000</u> |
| Construction Registration Inspection Account—State | |
| Appropriation. | ((\$28,947,000)) |
| | <u>\$30,439,000</u> |
| Public Works Administration Account—State | |
| Appropriation. | ((\$9,352,000)) |
| | <u>\$11,796,000</u> |
| Manufactured Home Installation Training Account— | |
| State Appropriation. | ((\$395,000)) |
| | <u>\$424,000</u> |
| Accident Account—State Appropriation. | ((\$366,060,000)) |
| | <u>\$385,667,000</u> |
| Accident Account—Federal Appropriation. | ((\$16,047,000)) |
| | <u>\$16,071,000</u> |
| Medical Aid Account—State Appropriation. | ((\$366,663,000)) |
| | <u>\$385,165,000</u> |

| | | |
|---|--|--------------------------------|
| 1 | Medical Aid Account—Federal Appropriation. | ((\$3,608,000)) |
| 2 | | <u>\$3,617,000</u> |
| 3 | Plumbing Certificate Account—State Appropriation. . . | ((\$3,316,000)) |
| 4 | | <u>\$3,498,000</u> |
| 5 | Pressure Systems Safety Account—State Appropriation. . | ((\$4,582,000)) |
| 6 | | <u>\$4,847,000</u> |
| 7 | TOTAL APPROPRIATION. | ((\$898,398,000)) |
| 8 | | <u>\$955,792,000</u> |

9 The appropriations in this section are subject to the following
10 conditions and limitations:

11 (1) ((~~\$8,551,000~~)) \$5,247,000 of the accident account—state
12 appropriation and ((~~\$8,551,000~~)) \$5,247,000 of the medical aid
13 account—state appropriation are provided solely for the labor and
14 industries workers' compensation information system replacement
15 project. This subsection is subject to the conditions, limitations,
16 and review provided in section 701 of this act. The department must:

17 (a) Submit a report by August 1, 2021, on the quantifiable
18 deliverables accomplished in fiscal years 2020 and 2021 and the
19 amount spent by each deliverable in each of the following
20 subprojects:

- 21 (i) Business readiness;
- 22 (ii) Change readiness;
- 23 (iii) Commercial off the shelf procurement;
- 24 (iv) Customer access;
- 25 (v) Program foundations;
- 26 (vi) Independent assessment; and
- 27 (vii) In total by fiscal year;

28 (b) Submit quarterly data within 30 calendar days of the end of
29 each quarter, effective July 1, 2021, on:

30 (i) All of the quantifiable deliverables accomplished by
31 subprojects identified in (a)(i) through (vi) of this subsection and
32 in total and the associated expenditures by each deliverable by
33 fiscal month;

34 (ii) The contract full time equivalent charged by subprojects
35 identified in (a)(i) through (vi) of this subsection, and in total,
36 compared to the budget spending plan by month for each contracted
37 vendor and what the ensuing contract equivalent budget spending plan
38 by subprojects identified in (a)(i) through (vi) of this subsection,
39 and in total, assumes by fiscal month;

(iii) The performance metrics by subprojects identified in (a)(i) through (vi) of this subsection, and in total, that are currently used, including monthly performance data; and

(iv) The risks identified independently by at least the quality assurance vendor and the office of the chief information officer, and how the project:

(A) Has mitigated each risk; and

(B) Is working to mitigate each risk, and when it will be mitigated;

(c) Submit the reports in (a) and (b) of this subsection to fiscal and policy committees of the legislature; and

(d) Receive an additional gated project sign off by the office of financial management, effective September 1, 2021. Prior to spending any project funding in this subsection each quarter, there is an additional gate of approval required for this project. The director of financial management must agree that the ~~((reporting data provided each quarter))~~ project shows accountability, effective and appropriate use of the funding, and that risks are being mitigated to the spending and sign off on the spending for the ensuing quarter.

(2) \$250,000 of the medical aid account—state appropriation and \$250,000 of the accident account—state appropriation are provided solely for the department of labor and industries safety and health assessment and research for prevention program to conduct research to address the high injury rates of the janitorial workforce. The research must quantify the physical demands of common janitorial work tasks and assess the safety and health needs of janitorial workers. The research must also identify potential risk factors associated with increased risk of injury in the janitorial workforce and measure workload based on the strain janitorial work tasks place on janitors' bodies. The department must conduct interviews with janitors and their employers to collect information on risk factors, identify the tools, technologies, and methodologies used to complete work, and understand the safety culture and climate of the industry. The department must produce annual progress reports through the year 2022 or until the tools are fully developed and deployed. The annual progress report must be submitted to the governor and legislature by December 1st of each year such report is due.

(3) \$258,000 of the accident account—state appropriation and \$258,000 of the medical aid account—state appropriation are provided

solely for the department of labor and industries safety and health assessment research for prevention program to conduct research to prevent the types of work-related injuries that require immediate hospitalization. The department will develop and maintain a tracking system to identify and respond to all immediate in-patient hospitalizations and will examine incidents in defined high-priority areas, as determined from historical data and public priorities. The research must identify and characterize hazardous situations and contributing factors using epidemiological, safety-engineering, and human factors/ergonomics methods. The research must also identify common factors in certain types of workplace injuries that lead to hospitalization. The department must submit a report to the governor and appropriate legislative committees by August 30, 2021, and annually thereafter, summarizing work-related immediate hospitalizations and prevention opportunities, actions that employers and workers can take to make workplaces safer, and ways to avoid severe injuries.

(4) (a) \$2,000,000 of the general fund—state appropriation for fiscal year 2022 and \$2,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for grants to promote workforce development in aerospace and aerospace related supply chain industries by: Expanding the number of registered apprenticeships, preapprenticeships, and aerospace-related programs; and providing support for registered apprenticeships or programs in aerospace and aerospace-related supply chain industries.

(b) Grants awarded under this section may be used for:

(i) Equipment upgrades or new equipment purchases for training purposes;

(ii) New training space and lab locations to support capacity needs and expansion of training to veterans and veteran spouses, and underserved populations;

(iii) Curriculum development and instructor training for industry experts;

(iv) Tuition assistance for degrees in engineering and high-demand degrees that support the aerospace industry; and

(v) Funding to increase capacity and availability of child care options for shift work schedules.

(c) An entity is eligible to receive a grant under this subsection if it is a nonprofit, nongovernmental, or institution of higher education that provides training opportunities, including

1 apprenticeships, preapprenticeships, preemployment training,
2 aerospace-related degree programs, or incumbent worker training to
3 prepare workers for the aerospace and aerospace-related supply chain
4 industries.

5 (d) The department may use up to 5 percent of these funds for
6 administration of these grants.

7 (5) \$3,632,000 of the accident account—state appropriation and
8 \$876,000 of the medical aid account—state appropriation are provided
9 solely for the creation of an agriculture compliance unit within the
10 division of occupational safety and health. The compliance unit will
11 perform compliance inspections and provide bilingual outreach to
12 agricultural workers and employers.

13 (6) \$2,849,000 of the construction registration inspection
14 account—state appropriation, \$152,000 of the accident account—state
15 appropriation, and \$31,000 of the medical aid account—state
16 appropriation are provided solely for the conveyance management
17 system replacement project and are subject to the conditions,
18 limitations, and review provided in section 701 of this act.

19 (7) (~~(\$4,380,000)~~) (a) \$4,044,000 of the medical aid account—
20 state appropriation is provided solely for the implementation of the
21 provider credentialing system project and is subject to the
22 conditions, limitations, and review provided in section 701 of this
23 act.

24 (b) \$336,000 of the medical aid account—state appropriation is
25 provided solely for the maintenance and operation of the provider
26 credentialing project.

27 (8) \$530,000 of the accident account—state appropriation and
28 \$94,000 of the medical aid account—state appropriation are provided
29 solely for the department to conduct infectious disease rule making
30 to ensure the state has general guidelines to follow in the case of
31 an infectious disease outbreak and to provide education and outreach.

32 (9) \$334,000 of the accident account—state appropriation and
33 \$60,000 of the medical aid account—state appropriation are provided
34 for the maintenance and operating costs of the isolated worker
35 protection information technology project.

36 (10) \$125,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$125,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the department to analyze
39 patients who are maintained on chronic opioids. The department must

1 submit a report of its findings to the governor and the appropriate
2 committees of the legislature no later than October 1, 2023. The
3 report shall include analysis of patient data, describing the
4 characteristics of patients who are maintained on chronic opioids and
5 their clinical needs, and a preliminary evaluation of potential
6 interventions to improve care and reduce harms in this population.

7 (11) \$100,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$50,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for a grant to an organization
10 in Pierce county experienced in providing peer-to-peer training, in
11 order to develop and implement a program aimed at reducing workplace
12 sexual harassment in the agricultural sector, with the following
13 deliverables:

14 (a) Peer-to-peer training and evaluation of sexual harassment
15 training curriculum; and

16 (b) The building of a statewide network of peer trainers as
17 farmworker leaders whose primary purpose is to prevent workplace
18 sexual harassment and assault through leadership, education, and
19 other tools.

20 (12) \$150,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$100,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for a work group to investigate
23 how to make Washington's industrial insurance system easier to access
24 for employers and hiring entities to provide industrial insurance
25 coverage for domestic workers.

26 (a) Domestic workers include, but are not limited to:
27 Housecleaners, nannies, gardeners, and day laborers, including but
28 not limited to those who may perform maintenance or repair work in or
29 about the private home of the employer or hiring entity.

30 (b) The work group shall make recommendations to the governor and
31 appropriate legislative committees on legislative, regulatory, or
32 other changes that would make the industrial insurance system easier
33 for day laborers and their employers to access. This work group will
34 also explore the possible role of intermediary nonprofit
35 organizations that assist and refer domestic workers and day
36 laborers.

37 (c) The work group shall be comprised of the following
38 representatives, to be appointed by the governor by July 1, 2021:

1 (i) Two representatives who are directly impacted domestic
2 workers who work for private home employers or hiring entities;

3 (ii) Two representatives who are directly impacted day laborers
4 who work for private home employers or hiring entities;

5 (iii) Two representatives from unions, workers' centers, or
6 intermediary nonprofit organizations that assist and/or refer such
7 directly impacted workers;

8 (iv) Two employer or hiring entity representatives who directly
9 employ or hire single domestic workers in private homes;

10 (v) One employer or hiring entity representative who directly
11 employs or hires day laborers in a private home;

12 (vi) One representative from a nonprofit organization that
13 educates and organizes household employers; and

14 (vii) Representatives from the department, serving in an ex
15 officio capacity.

16 (d) The department shall convene the work group by August 1,
17 2021, and shall meet at least once every two months and may meet
18 remotely in order to accommodate the involvement of domestic worker
19 and day laborer representatives.

20 (e) The work group shall deliver its report and recommendations
21 to the governor and the appropriate committees of the legislature no
22 later than November 4, 2022.

23 (13) \$237,000 of the accident account—state appropriation and
24 \$184,000 of the medical aid account—state appropriation are provided
25 solely for costs associated with the implementation of Engrossed
26 Substitute Senate Bill No. 5115 (health emergency/labor). (~~If the~~
27 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
28 ~~subsection shall lapse.~~)

29 (14) (~~(\$825,000)~~) \$1,228,000 of the accident account—state
30 appropriation and (~~(\$620,000)~~) \$217,000 of the medical aid account—
31 state appropriation are provided solely for costs associated with the
32 implementation of Engrossed Substitute Senate Bill No. 5172
33 (agricultural overtime). (~~If the bill is not enacted by June 30,~~
34 ~~2021, the amounts provided in this subsection shall lapse.~~)

35 (15) \$760,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$1,393,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the implementation of Second
38 Substitute Senate Bill No. 5183 (nonfatal strangulation). (~~If the~~

~~bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(16) \$367,000 of the accident account—state appropriation and \$366,000 of the medical aid account—state appropriation are provided solely for the implementation of Engrossed Substitute Senate Bill No. 5190 (health care workers/benefits). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(17) \$1,626,000 of the accident account—state appropriation and \$288,000 of the medical aid account—state appropriation are provided solely for the purpose of providing a temporary 7.5 percent increase to the base rate of pay for the compliance field positions in the following job classifications: Safety and health specialist 3, safety and health specialist 4, industrial hygienist 3, and industrial hygienist 4, who are responsible for inspections, investigations, and enforcement related to the COVID-19 pandemic, not including consultation staff within these classifications. The increase shall be effective July 1, 2021, until June 30, 2023. Expenditure of the amount provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this subsection.

(18) \$298,000 of the accident account—state appropriation and \$53,000 of the medical aid account—state appropriation are provided solely for the implementation of Engrossed Substitute House Bill No. 1097 (increasing worker protections). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(19) \$1,360,000 of the accident account—state appropriation and \$240,000 of the medical aid account—state appropriation are provided solely for the department of labor and industries, in coordination with the Washington state apprenticeship training council, to establish behavioral health apprenticeship programs. The behavioral health apprenticeship programs shall be administered by the Washington state apprenticeship training council. The amounts provided in this subsection must be used to compensate behavioral health providers for the incurred operating costs associated with the apprenticeship program, including apprentice compensation, staff support and supervision of apprentices, development of on-the-job training catalogs for apprentices, and provider incentives for implementing a behavioral health apprenticeship program. In awarding

1 this funding, special preference must be given to small or rural
2 behavioral health providers and those that serve higher percentages
3 of individuals from black, indigenous, and people of color
4 communities.

5 (20) \$65,000 of the accident account—state appropriation and
6 \$66,000 of the medical aid account—state appropriation are provided
7 solely for the implementation of Substitute House Bill No. 1455
8 (social security/L&I & ESD). ~~((If the bill is not enacted by June 30,~~
9 ~~2021, the amounts provided in this subsection shall lapse.))~~

10 (21) \$584,000 of the accident account—state appropriation and
11 \$584,000 of the medical aid account—state appropriation are provided
12 solely for costs associated with staff overtime affiliated with the
13 state emergency operations center. Prior to utilizing these funds,
14 the department of labor and industries must collaborate with the
15 military department to determine if any overtime costs may be
16 eligible for reimbursement from the federal emergency management
17 agency.

18 (22) \$961,000 of the accident account—state appropriation and
19 \$169,000 of the medical aid account—state appropriation are provided
20 solely for enhancements to the apprenticeship registration and
21 tracking computer system to align data collection with federal
22 regulations and to create functionality that allows for web-based
23 document uploading. This project is subject to the conditions,
24 limitations, and review provided in section 701 of this act.

25 (23) \$350,000 of the accident account—state appropriation and
26 \$350,000 of the medical aid account—state appropriation are provided
27 solely for the completion of the licensing and certification
28 administrators IT project to meet the implementation requirements of
29 chapter 277, Laws of 2020 (SHB 2409). This project is subject to the
30 conditions, limitations, and review provided in section 701 of this
31 act.

32 (24) \$560,000 of the public works administration account—state
33 appropriation is provided solely for the implementation of House/
34 Senate Bill No. . . . (Z-0321.4/22) (adding references to contractor
35 licensing laws in workers' compensation, public works, and prevailing
36 wage statutes). If the bill is not enacted by June 30, 2022, the
37 amount provided in this subsection shall lapse. This project is
38 subject to the conditions, limitations, and review provided in
39 section 701 of this act.

1 (25) \$72,000 of the accident account—state appropriation and
2 \$73,000 of the medical aid account—state appropriation is provided
3 solely to implement House/Senate Bill No. . . . (Z-0301/22) (adding
4 psychologists for mental health only claims to the list of those who
5 can act as an attending provider). If the bill is not enacted by June
6 30, 2022, the amounts provided in this subsection shall lapse. System
7 enhancements associated with this policy change are subject to the
8 conditions, limitations, and review provided in section 701 of this
9 act.

10 (26) \$897,000 of the medical aid account—state appropriation is
11 provided solely to cover the overhead rent costs to increase the
12 number of labor and industry vocational specialists embedded in
13 WorkSource offices and to implement a comprehensive quality-assurance
14 team to ensure the continuous improvement of vocational services for
15 injured workers through the workers' compensation program.

16 (27) \$616,000 of the public works administration account—state
17 appropriation is provided solely to expand capacity to investigate
18 and enforce prevailing-wage complaints.

19 (28) \$794,000 of the public works administration account—state
20 appropriation is provided solely for planning and requirements
21 gathering to make system improvements to the prevailing wage program
22 information technology system. Of the amount in this subsection,
23 \$300,000 is for two permanent information technology developers to
24 maintain the system. This project is subject to the conditions,
25 limitations, and review provided in section 701 of this act.

26 (29) \$2,500,000 of the general fund—state appropriation is
27 provided solely to create and administer a grant program intended to
28 modernize the technology and remote learning infrastructure within
29 existing state registered apprenticeship programs. Grant applications
30 must include a plan to sustain the investment over time. Up to five
31 percent of the total within this subsection can be used to cover
32 administrative expenses.

33 (30) \$4,000,000 of the general fund—state appropriation is
34 provided solely to create and administer a grant program intended to
35 upgrade apprenticeship program equipment to better replicate
36 conditions on the job during the training of apprentices. The grant
37 program is limited to state registered apprenticeship programs. Up to
38 five percent of the total within this subsection can be used to cover
39 administrative expenses.

1 (31) \$205,000 of the general fund—state appropriation is provided
2 solely to start conducting a four-year retention study of state
3 registered apprentices. The study shall include the collection of
4 data from all apprentices three months into their apprenticeship to
5 understand challenges and barriers they face towards program
6 participation. The aggregate data by trade must be displayed on a
7 publicly available dashboard. Study data must be provided with
8 apprenticeship coordinators to implement an early response to connect
9 apprentices with needed supports. The department shall submit an
10 annual report to the governor and appropriate legislative committees
11 beginning June 30, 2023.

12 **Sec. 221.** 2021 c 334 s 221 (uncodified) is amended to read as
13 follows:

14 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**

15 (1) The appropriations in this section are subject to the
16 following conditions and limitations:

17 (a) The department of veterans affairs shall not initiate any
18 services that will require expenditure of state general fund moneys
19 unless expressly authorized in this act or other law. The department
20 may seek, receive, and spend, under RCW 43.79.260 through 43.79.282,
21 federal moneys that are unrelated to the coronavirus response and not
22 anticipated in this act as long as the federal funding does not
23 require expenditure of state moneys for the program in excess of
24 amounts anticipated in this act. If the department receives
25 unanticipated unrestricted federal moneys that are unrelated to the
26 coronavirus response, those moneys must be spent for services
27 authorized in this act or in any other legislation that provides
28 appropriation authority, and an equal amount of appropriated state
29 moneys shall lapse. Upon the lapsing of any moneys under this
30 subsection, the office of financial management shall notify the
31 legislative fiscal committees. As used in this subsection,
32 "unrestricted federal moneys" includes block grants and other funds
33 that federal law does not require to be spent on specifically defined
34 projects or matched on a formula basis by state funds.

35 (b) Each year, there is fluctuation in the revenue collected to
36 support the operation of the state veteran homes. When the department
37 has foreknowledge that revenue will decrease, such as from a loss of
38 census or from the elimination of a program, the legislature expects
39 the department to make reasonable efforts to reduce expenditures in a

commensurate manner and to demonstrate that it has made such efforts. In response to any request by the department for general fund—state appropriation to backfill a loss of revenue, the legislature shall consider the department's efforts in reducing its expenditures in light of known or anticipated decreases to revenues.

(2) HEADQUARTERS

| | |
|---|------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$3,966,000)) |
| | <u>\$4,183,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$3,791,000)) |
| | <u>\$4,686,000</u> |
| Charitable, Educational, Penal, and Reformatory | |
| Institutions Account—State Appropriation | \$10,000 |
| TOTAL APPROPRIATION | ((\$7,767,000)) |
| | <u>\$8,879,000</u> |

(3) FIELD SERVICES

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$8,121,000)) |
| | <u>\$8,143,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$7,878,000)) |
| | <u>\$8,808,000</u> |
| General Fund—Federal Appropriation | ((\$4,412,000)) |
| | <u>\$9,116,000</u> |
| General Fund—Private/Local Appropriation | ((\$4,959,000)) |
| | <u>\$6,730,000</u> |
| Veteran Estate Management Account—Private/Local | |
| Appropriation | \$717,000 |
| TOTAL APPROPRIATION | ((\$26,087,000)) |
| | <u>\$33,514,000</u> |

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$449,000 of the general fund—state appropriation for fiscal year 2022 and \$449,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for supporting the statewide plan to reduce suicide among service members, veterans, and their families. No later than December 1, 2022, the department must submit to the appropriate fiscal committees of the legislature a report that describes how the funding provided in this subsection was spent, including the numbers of individuals served and the types of services provided.

(b) \$233,000 of the general fund—state appropriation for fiscal year 2022 and \$233,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the traumatic brain injury program to reduce homelessness, domestic violence, and intimate partner violence impacts to the behavioral health system and justice system. No later than December 1, 2022, the department must submit to the appropriate fiscal committees of the legislature a report that describes how the funding provided in this subsection was spent, including the numbers of individuals served and the types of services provided.

(c) \$300,000 of the general fund—state appropriation for fiscal year 2022 and \$300,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for two veterans service officers, one located in eastern Washington and one located in western Washington.

(4) ((~~INSTITUTIONAL SERVICES~~)) STATE VETERANS HOMES PROGRAM

| | |
|--|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$10,991,000)) |
| | <u>\$16,801,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$12,510,000)) |
| | <u>\$24,184,000</u> |
| General Fund—Federal Appropriation. | ((\$108,522,000)) |
| | <u>\$109,304,000</u> |
| General Fund—Private/Local Appropriation. | ((\$21,794,000)) |
| | <u>\$21,799,000</u> |
| TOTAL APPROPRIATION. | ((\$153,817,000)) |
| | <u>\$172,088,000</u> |

The appropriations in this subsection are subject to the following conditions and limitations:

(a) If the department receives additional unanticipated federal resources that are unrelated to the coronavirus response at any point during the remainder of the 2021-2023 fiscal biennium, an equal amount of general fund—state must be placed in unallotted status so as not to exceed the total appropriation level specified in this subsection. The department may submit as part of the policy level budget submittal documentation required by RCW 43.88.030 a request to maintain the general fund—state resources that were unallotted as required by this subsection.

(b) \$234,000 of the general fund—state appropriation for fiscal year 2022 and \$222,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to implement Substitute House Bill No. 1218 (long-term care residents). (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

(5) CEMETERY SERVICES

| | |
|--|------------------------|
| General Fund—State Appropriation (FY 2022) | \$85,000 |
| General Fund—State Appropriation (FY 2023) | (\$101,000) |
| | <u>\$124,000</u> |
| General Fund—Federal Appropriation | \$710,000 |
| TOTAL APPROPRIATION | (\$896,000) |
| | <u>\$919,000</u> |

Sec. 222. 2021 c 334 s 222 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF HEALTH

| | |
|--|----------------------------|
| General Fund—State Appropriation (FY 2022) | (\$99,870,000) |
| | <u>\$210,580,000</u> |
| General Fund—State Appropriation (FY 2023) | (\$96,638,000) |
| | <u>\$305,378,000</u> |
| General Fund—Federal Appropriation | (\$569,921,000) |
| | <u>\$580,748,000</u> |
| General Fund—Private/Local Appropriation | (\$234,627,000) |
| | <u>\$249,174,000</u> |
| Hospital Data Collection Account—State Appropriation | \$428,000 |
| Health Professions Account—State Appropriation | (\$146,975,000) |
| | <u>\$158,227,000</u> |
| Aquatic Lands Enhancement Account—State | |
| Appropriation | (\$633,000) |
| | <u>\$637,000</u> |
| Emergency Medical Services and Trauma Care Systems | |
| Trust Account—State Appropriation | (\$10,053,000) |
| | <u>\$10,105,000</u> |
| Safe Drinking Water Account—State Appropriation | (\$5,976,000) |
| | <u>\$7,244,000</u> |
| Drinking Water Assistance Account—Federal | |
| Appropriation | (\$16,759,000) |
| | <u>\$20,913,000</u> |

| | | |
|----|--|-------------------------------|
| 1 | Waterworks Operator Certification Account—State | |
| 2 | Appropriation. | ((\$1,978,000)) |
| 3 | | <u>\$2,006,000</u> |
| 4 | Drinking Water Assistance Administrative Account— | |
| 5 | State Appropriation. | ((\$1,604,000)) |
| 6 | | <u>\$1,634,000</u> |
| 7 | Site Closure Account—State Appropriation. | ((\$180,000)) |
| 8 | | <u>\$186,000</u> |
| 9 | Biotoxin Account—State Appropriation. | ((\$1,675,000)) |
| 10 | | <u>\$1,727,000</u> |
| 11 | Model Toxics Control Operating Account—State | |
| 12 | Appropriation. | ((\$7,555,000)) |
| 13 | | <u>\$7,750,000</u> |
| 14 | Medical Test Site Licensure Account—State | |
| 15 | Appropriation. | ((\$3,187,000)) |
| 16 | | <u>\$3,275,000</u> |
| 17 | Secure Drug Take-Back Program Account—State | |
| 18 | Appropriation. | ((\$299,000)) |
| 19 | | <u>\$1,435,000</u> |
| 20 | Youth Tobacco and Vapor Products Prevention Account— | |
| 21 | State Appropriation. | ((\$3,222,000)) |
| 22 | | <u>\$3,242,000</u> |
| 23 | Dedicated Marijuana Account—State Appropriation | |
| 24 | (FY 2022). | ((\$10,538,000)) |
| 25 | | <u>\$10,625,000</u> |
| 26 | Dedicated Marijuana Account—State Appropriation | |
| 27 | (FY 2023). | ((\$10,562,000)) |
| 28 | | <u>\$13,553,000</u> |
| 29 | Public Health Supplemental Account—Private/Local | |
| 30 | Appropriation. | ((\$3,619,000)) |
| 31 | | <u>\$3,702,000</u> |
| 32 | Accident Account—State Appropriation. | ((\$348,000)) |
| 33 | | <u>\$368,000</u> |
| 34 | Medical Aid Account—State Appropriation. | ((\$53,000)) |
| 35 | | <u>\$57,000</u> |
| 36 | <u>Medicaid Fraud Penalty Account—State Appropriation.</u> | <u>\$17,000</u> |
| 37 | <u>Statewide 988 Behavioral Health Crisis Response Line</u> | |
| 38 | <u>Account—State Appropriation.</u> | <u>\$80,000</u> |
| 39 | <u>Coronavirus State Fiscal Recovery Account—Federal</u> | |

1 commission on accreditation of rehabilitation facilities, and the
2 council on accreditation. To reflect the reduced costs associated
3 with regulation of accredited programs, the department's fees for
4 organizations with such proof of accreditation must reflect the lower
5 costs of licensing for these programs than for other organizations
6 which are not accredited.

7 (4) Within the amounts appropriated in this section, and in
8 accordance with RCW 70.41.100, the department shall set fees to
9 include the full costs of the performance of inspections pursuant to
10 RCW 70.41.080.

11 (5) In accordance with RCW 43.70.110 and 71.24.037, the
12 department is authorized to adopt fees for the review and approval of
13 mental health and substance use disorder treatment programs in fiscal
14 years 2022 and 2023 as necessary to support the costs of the
15 regulatory program. The department's fee schedule must have
16 differential rates for providers with proof of accreditation from
17 organizations that the department has determined to have
18 substantially equivalent standards to those of the department,
19 including but not limited to the joint commission on accreditation of
20 health care organizations, the commission on accreditation of
21 rehabilitation facilities, and the council on accreditation. To
22 reflect the reduced costs associated with regulation of accredited
23 programs, the department's fees for organizations with such proof of
24 accreditation must reflect the lower cost of licensing for these
25 programs than for other organizations which are not accredited.

26 (6) The health care authority, the health benefit exchange, the
27 department of social and health services, the department of health,
28 and the department of children, youth, and families shall work
29 together within existing resources to establish the health and human
30 services enterprise coalition (the coalition). The coalition, led by
31 the health care authority, must be a multi-organization collaborative
32 that provides strategic direction and federal funding guidance for
33 projects that have cross-organizational or enterprise impact,
34 including information technology projects that affect organizations
35 within the coalition. The office of the chief information officer
36 shall maintain a statewide perspective when collaborating with the
37 coalition to ensure that projects are planned for in a manner that
38 ensures the efficient use of state resources, supports the adoption
39 of a cohesive technology and data architecture, and maximizes federal
40 financial participation. (~~The work of the coalition and any project~~

1 ~~identified as a coalition project is subject to the conditions,~~
2 ~~limitations, and review provided in section 701 of this act.))~~

3 (7) \$150,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$150,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the midwifery licensure and
6 regulatory program to supplement revenue from fees. The department
7 shall charge no more than five hundred twenty-five dollars annually
8 for new or renewed licenses for the midwifery program.

9 (8) Within the amounts appropriated in this section, and in
10 accordance with RCW 43.70.110 and 71.12.470, the department shall set
11 fees to include the full costs of the performance of inspections
12 pursuant to RCW 71.12.485.

13 (9) \$26,855,000 of the general fund—local appropriation is
14 provided solely for the department to provide core medical services,
15 case management, and support services for individuals living with
16 human immunodeficiency virus.

17 (10) \$17,000 of the health professions account—state
18 appropriation is provided solely for the implementation of Senate
19 Bill No. 5018 (acupuncture and eastern med.) ~~((If the bill is not~~
20 ~~enacted by June 30, 2021, the amount provided in this subsection~~
21 ~~shall lapse.))~~

22 (11) \$703,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$703,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the implementation of
25 Engrossed Second Substitute Senate Bill No. 5052 (health equity
26 zones). ~~((If the bill is not enacted by June 30, 2021, the amounts~~
27 ~~provided in this subsection shall lapse.))~~

28 (12) ~~(((\$73,000 of the general fund—state appropriation for fiscal~~
29 ~~year 2022 is provided solely for the implementation of Second~~
30 ~~Substitute Senate Bill No. 5062 (data). If the bill is not enacted by~~
31 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~

32 ~~(13))~~ \$79,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$76,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the implementation of
35 Engrossed Substitute Senate Bill No. 5119 (individuals in custody).
36 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
37 ~~in this subsection shall lapse.~~

38 ~~(14))~~ (13) \$1,333,000 of the general fund—state appropriation
39 for fiscal year 2022 and \$1,117,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the
2 implementation of Engrossed Second Substitute Senate Bill No. 5141
3 (env. justice task force recs). ~~((If the bill is not enacted by June~~
4 ~~30, 2021, the amounts provided in this subsection shall lapse.~~

5 ~~(15))~~ (14) \$13,000 of the general fund—state appropriation for
6 fiscal year 2022 and \$13,000 of the general fund—state appropriation
7 for fiscal year 2023 are provided solely for the implementation of
8 Second Substitute Senate Bill No. 5195 (opioid overdose medication).
9 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
10 ~~in this subsection shall lapse.~~

11 ~~(16))~~ (15) \$74,000 of the general fund—state appropriation for
12 fiscal year 2022 and \$74,000 of the general fund—federal
13 appropriation are provided solely for the implementation of Engrossed
14 Substitute Senate Bill No. 5229 (health equity continuing ed.). ~~((If~~
15 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
16 ~~this subsection shall lapse.~~

17 ~~(17))~~ (16) \$50,000 of the general fund—state appropriation for
18 fiscal year 2022 is provided solely for a grant to the Pierce county
19 center for dispute resolution to convene a task force, staffed by the
20 Pierce county center for dispute resolution, to review and make
21 recommendations on bringing the current practice of dental therapy on
22 tribal lands to a statewide scale, and on the practice, supervision,
23 and practice settings needed to maximize the effectiveness of dental
24 therapy. The Pierce county center for dispute resolution must submit
25 a report to the legislature by December 1, 2021.

26 (a) Members of the task force must include:

27 (i) Three representatives from different organizations that
28 represent individuals or underserved communities, including but not
29 limited to children, seniors, African Americans, Latino Americans,
30 Native Americans, Pacific Islander Americans, and low income and
31 rural communities;

32 (ii) One member of the dental quality assurance commission;

33 (iii) One representative from the University of Washington school
34 of dentistry;

35 (iv) One member from the Washington state dental association;

36 (v) One member from the Washington state dental hygienists'
37 association;

38 (vi) One dental therapist;

(vii) One dentist who has or is currently supervising a dental therapist or therapists;

(viii) One representative from a dental only integrated delivery system;

(ix) One representative from an urban Indian health clinic;

(x) One representative from a federally qualified health center or the Washington association for community health;

(xi) One representative from a dental therapy education program;

(xii) One representative from a Washington tribe that currently employs dental therapists; and

(xiii) One representative from a labor union representing care providers that has experience providing dental coverage and promoting dental care among their members.

(b) In addition, members of the task force may include members from the legislature as follows:

(i) The president of the senate may appoint one member from each of the two largest caucuses of the senate; and

(ii) The speaker of the house of representatives may appoint one member from each of the two largest caucuses of the house of representatives.

~~((+18+))~~ (17) \$492,000 of the general fund—state appropriation for fiscal year 2022 and \$492,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to coordinate with local health jurisdictions to establish and maintain comprehensive group B programs to ensure safe drinking water. These funds shall be used to support the costs of the development and adoption of rules, policies, and procedures, and for technical assistance, training, and other program-related costs.

~~((+19+))~~ (18) \$96,000 of the general fund—state appropriation for fiscal year 2022 and \$92,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for community outreach to prepare culturally and linguistically appropriate hepatitis B information in a digital format to be distributed to ethnic and cultural leaders and organizations to share with foreign-born and limited or non-English speaking community networks.

~~((+20+))~~ (19) \$750,000 of the general fund—state appropriation for fiscal year 2022 and \$750,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to continue the collaboration between the local public health jurisdiction,

1 related accountable communities of health, and health care providers
2 to reduce potentially preventable hospitalizations in Pierce county.
3 This collaboration will build from the first three years of the
4 project, planning to align care coordination efforts across health
5 care systems and support the related accountable communities of
6 health initiatives, including innovative, collaborative models of
7 care. Strategies to reduce costly hospitalizations include the
8 following: (a) Working with partners to prevent chronic disease; (b)
9 improving heart failure rates; (c) incorporating community health
10 workers as part of the health care team and improving care
11 coordination; (d) supporting the COVID-19 response with improved
12 access to immunizations; and (e) the use of community health workers
13 to provide necessary resources to prevent hospitalization of people
14 who are in isolation and quarantine.

15 ~~((+21+))~~ (20) (a) ~~(((\$200,000))~~ \$65,000 of the general fund—state
16 appropriation for fiscal year 2022 ~~((is))~~ and \$135,000 of the general
17 fund—state appropriation for fiscal year 2023 are provided solely for
18 a task force, chaired by the secretary of the department, implemented
19 by August 1, 2021, to assist with the development of a "parks Rx"
20 health and wellness pilot program that can be implemented in the
21 Puget Sound, eastern Washington, and southwest Washington regions of
22 Washington state.

23 (b) Members of the task force must include:

24 (i) The secretary of health, or the secretary's designee;

25 (ii) The following members to be appointed by the secretary of
26 health:

27 (A) Two representatives of local parks and recreation agencies,
28 from recommendations by the Washington recreation and park
29 association;

30 (B) Two representatives of health care providers and community
31 health workers, from recommendations by the association of Washington
32 healthcare plans from recommendations by the department community
33 health worker training program;

34 (C) Two representatives from drug-free health care professions,
35 one representing the interests of state associations representing
36 chiropractors and one representing the interests of physical
37 therapists and athletic trainers from recommendations by their
38 respective state associations;

39 (D) Two representatives from hospital and health systems, from
40 recommendations by the Washington state hospital association;

1 (E) Two representatives of local public health agencies, from
2 recommendations by the Washington state association of local public
3 health officials; and

4 (F) Two representatives representing health carriers, from
5 recommendations from the association of Washington healthcare plans;
6 and

7 (iii) A representative from the Washington state parks, as
8 designated by the Washington state parks and recreation commission.

9 (c) The secretary of health or the secretary's designee must
10 chair the task force created in this subsection. Staff support for
11 the task force must be provided by the department of health.

12 (d) The task force shall establish an ad hoc advisory committee
13 in each of the three pilot regions for purposes of soliciting input
14 on the design and scope of the parks Rx program. Advisory committee
15 membership may not exceed 16 persons and must include diverse
16 representation from the pilot regions, including those experiencing
17 significant health disparities.

18 (e) The task force must meet at least once bimonthly through June
19 2022.

20 (f) The duties of the task force are to advise the department of
21 health on issues including but not limited to developing:

22 (i) A process to establish the pilot program described in this
23 subsection around the state with a focused emphasis on diverse
24 communities and where systematic inequities and discrimination have
25 negatively affected health outcomes;

26 (ii) Model agreements that would enable insurers to offer
27 incentives to public, nonprofit, and private employers to create
28 wellness programs that offer employees a discount on health insurance
29 in exchange for a certain usage level of outdoor parks and trails for
30 recreation and physical activity; and

31 (iii) Recommendations on ways in which a public-private
32 partnership approach may be utilized to fund the implementation of
33 the pilot program described in this subsection.

34 (g) The members of the task force are encouraged to consider
35 grant funding and outside funding options that can be used toward the
36 pilot program.

37 (h) The department of health must report findings and
38 recommendations of the task force to the governor and relevant
39 committees of the legislature in compliance with RCW 43.01.036 by
40 September 1, 2022.

1 (~~((22))~~) (21) \$50,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$50,000 of the general fund—state appropriation
3 for fiscal year 2023 are provided solely for a work group to make
4 recommendations concerning funding and policy initiatives to address
5 the spread of sexually transmitted infections in Washington.

6 (a) The work group membership must include, but is not limited
7 to, the following members appointed by the governor:

8 (i) A representative from the department of health office of
9 infectious disease;

10 (ii) A representative from the pharmacy quality assurance
11 commission;

12 (iii) A representative from the Washington medical commission;

13 (iv) A representative from an organization representing health
14 care providers;

15 (v) A representative from a local health jurisdiction located
16 east of the crest of the Cascade mountains;

17 (vi) A representative from a local health jurisdiction located
18 west of the crest of the Cascade mountains;

19 (vii) At least one representative from an organization working to
20 address health care access barriers for LGBTQ populations;

21 (viii) At least one representative from an organization working
22 to address health care access barriers for communities of color; and

23 (ix) At least one representative from an organization working to
24 address health care access barriers for justice involved individuals.

25 (b) Staff support for the work group shall be provided by the
26 department of health.

27 (c) The work group shall submit a report to the legislature by
28 December 1, 2022, that includes recommendations to: (i) Eradicate
29 congenital syphilis and hepatitis B by 2030; (ii) control the spread
30 of gonorrhea, syphilis, and chlamydia; (iii) end the need for
31 confirmatory syphilis testing by the public health laboratory; and
32 (d) expand access to PrEP and PEP.

33 (d) Recommendations provided by the work group must be
34 prioritized based on need and available funding.

35 (~~((23))~~) (22) \$236,000 of the general fund—state appropriation
36 for fiscal year 2022 and \$236,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely to implement
38 Engrossed Second Substitute House Bill No. 1152 (comprehensive public

1 health districts). ~~((If the bill is not enacted by June 30, 2021, the~~
2 ~~amounts provided in this subsection shall lapse.~~

3 ~~(+24+))~~ (23) \$332,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$1,885,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the
6 department to establish and operate regional shared service centers,
7 regional health officers, and regional coordinators, as follows:

8 (a) The role and duties of the regional shared service centers
9 shall be determined by the department and may include the
10 coordination and facilitation of shared delivery of services under
11 the foundational public health services, the implementation of
12 Engrossed Second Substitute Senate Bill No. 5052 (health equity
13 zones), and the development of relationships with other regional
14 bodies, such as accountable communities of health.

15 (b) Regional health officers and regional coordinators must be
16 employees of the department. The department may seek to colocate
17 these employees with local health jurisdictions or other government
18 agencies.

19 (c) The regional health officers shall be deputies of the state
20 health officer. Regional health officers may: (i) Work in partnership
21 with local health jurisdictions, the department, the state board of
22 health, and federally recognized Indian tribes to provide
23 coordination across counties; (ii) provide support to local health
24 officers and serve as an alternative for local health officers during
25 vacations and other absences, emergencies, and vacancies; and (iii)
26 provide mentorship and training to new local health officers.

27 (d) A regional health officer must meet the same qualifications
28 as local health officers provided in RCW 70.05.050.

29 ~~((+25+))~~ (24) \$34,000 of the general fund—state appropriation for
30 fiscal year 2022 and \$58,000 of the general fund—local appropriation
31 are provided solely for implementation of Second Substitute House
32 Bill No. 1148 (acute care hospitals). ~~((If the bill is not enacted by~~
33 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~

34 ~~(+26+))~~ (25) \$832,000 of the general fund—local appropriation and
35 \$554,000 of the health professions account—state appropriation are
36 provided solely for implementation of Engrossed Second Substitute
37 House Bill No. 1086 (behavioral health consumers). ~~((If the bill is~~
38 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
39 ~~shall lapse.~~

~~(27))~~ (26) \$21,000 of the health professions account—state appropriation is provided solely for implementation of House Bill No. 1063 (behav. health credentials). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.~~

~~(28))~~ (27) \$374,000 of the general fund—state appropriation for fiscal year 2022 and \$362,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Substitute House Bill No. 1443 (cannabis industry/equity). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.~~

~~(29))~~ (28) \$97,000 of the general fund—local appropriation is provided solely for implementation of House Bill No. 1031 (birth cert., stillbirth). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.~~

~~(30)~~ \$200,000 of the general fund—state appropriation for fiscal year 2022 and \$98,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Second Substitute House Bill No. 1127 (COVID-19 health data privacy). ~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~

~~(31))~~ (29) \$17,000 of the health professions account—state appropriation is provided solely for implementation of Substitute House Bill No. 1007 (supervised exp./distance). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.~~

~~(32))~~ (30) \$596,000 of the general fund—state appropriation for fiscal year 2022, \$58,000 of the general fund—state appropriation for fiscal year 2023, and \$64,000 of the hospital data collection account—state appropriation are provided solely for implementation of Engrossed Second Substitute House Bill No. 1272 (health system transparency). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~

~~(33))~~ (31) \$71,000 of the health professions account—state appropriation is provided solely for implementation of Substitute House Bill No. 1129 (international medical grads). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.~~

~~(34))~~ (32) \$2,809,000 of the model toxics control operating account—state appropriation is provided solely for implementation of

Engrossed Second Substitute House Bill No. 1139 (lead in drinking water). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~

~~(35))~~ (33) \$17,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Substitute House Bill No. 1383 (respiratory care). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.~~

~~(36))~~ (34) \$92,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Engrossed Substitute House Bill No. 1184 (risk-based water standards). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.~~

~~(37))~~ (35) \$516,000 of the general fund—state appropriation for fiscal year 2022 and \$1,873,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Substitute House Bill No. 1225 (school-based health centers). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~

~~(38))~~ (36) \$301,000 of the secure drug take-back program account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1161 (drug take-back programs). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.~~

~~(39))~~ (37) \$22,000 of the general fund—state appropriation for fiscal year 2022 and \$78,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed House Bill No. 1311 (SUD apprenticeships/certs). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~

~~(40))~~ (38) \$17,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of House Bill No. 1378 (medical assistants). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.~~

~~(41))~~ (39) Within amounts appropriated in this section from the health professions account, the Washington nursing commission shall contract with the state auditor's office to conduct a performance audit, specifically addressing the length of time required to license individuals who come from other states. The audit should address the

1 obstacles contributing to any delay and make recommendations for
2 improvement.

3 ~~((42))~~ (40) Within amounts appropriated in this section from
4 the health professions account, the Washington medical commission
5 shall contract with the state auditor's office to conduct a
6 performance audit, which must address the length of time required to
7 license individuals and comparatively analyze disciplinary processes
8 with those of other states. The audit should address the obstacles
9 contributing to inefficiencies and make recommendations for
10 improvement.

11 ~~((43))~~ (41) Within amounts appropriated in this section, the
12 Washington nursing commission must hire sufficient staff to process
13 applications for nursing licenses so that the time required for
14 processing does not exceed seven days.

15 ~~((44))~~ (42) \$600,000 of the general fund—state appropriation
16 for fiscal year 2022 and \$600,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for the
18 department to contract with a community-based nonprofit organization
19 located in Yakima Valley to develop a Spanish language public radio
20 media campaign aimed at providing education on the COVID-19 pandemic
21 through an outreach program. The goal of the radio media campaign is
22 to reach residents considered "essential workers," including but not
23 limited to farmworkers, and provide information on best practices for
24 limiting exposure, preventing transmission, and seeking treatment for
25 COVID-19. The nonprofit organization must coordinate with medical
26 professionals and other stakeholders on the content of the radio
27 media campaign. The department, in coordination with the nonprofit,
28 must provide a preliminary report to the legislature no later than
29 December 31, 2021. A final report to the legislature must be
30 submitted no later than June 30, 2023. Both reports must include: (a)
31 A description of the outreach program and its implementation; (b) the
32 number of individuals reached through the outreach program; and (c)
33 any relevant demographic data regarding those individuals.

34 ~~((45))~~ (43) \$500,000 of the general fund—state appropriation
35 for fiscal year 2022 and \$500,000 of the general fund—state
36 appropriation for fiscal year 2023 is provided solely for the
37 Washington poison center. This funding is provided in addition to
38 funding pursuant to RCW 69.50.540.

1 ~~((46))~~ (44) \$400,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$400,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the
4 department to contract with a community-based nonprofit organization
5 located in Yakima Valley to develop a Spanish-language public radio
6 media campaign aimed at preventing opioid use disorders through
7 education outreach programs. The goal of the radio media campaign is
8 reaching underserved populations, who may have limited literacy and
9 who may experience cultural and informational isolation, to address
10 prevention, education and treatment for opioid users or those at risk
11 for opioid use. The nonprofit organization must coordinate with
12 stakeholders who are engaged in promoting healthy and educated
13 choices about drug use and abuse to host four workshops and two
14 conferences that present the latest research and best practices. The
15 department, in coordination with the nonprofit, must provide a
16 preliminary report to the legislature no later than December 31,
17 2022. A final report must be submitted to the legislature no later
18 than June 30, 2023. Both reports must include: (a) A description of
19 the outreach programs and their implementation; (b) a description of
20 the workshops and conferences held; (c) the number of individuals who
21 participated in or received services in relation to the outreach
22 programs; and (d) any relevant demographic data regarding those
23 individuals.

24 ~~((47))~~ (45) \$2,122,000 of the general fund—state appropriation
25 for fiscal year 2022 and \$2,122,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely for the
27 ongoing operations and maintenance of the prescription monitoring
28 program maintained by the department.

29 ~~((48))~~ (46) \$2,325,000 of the general fund—state appropriation
30 for fiscal year 2022 and \$2,625,000 of the general fund—state
31 appropriation for fiscal year 2023 are provided solely for:

32 (a) Staffing by the department, the department of veterans
33 affairs, and the department of corrections to expand statewide
34 suicide prevention efforts, which efforts include suicide prevention
35 efforts for military service members and veterans and incarcerated
36 persons;

37 (b) A suicide prevention public awareness campaign to provide
38 education regarding the signs of suicide, interventions, and
39 resources for support;

1 (c) Additional staffing for call centers to support the increased
2 volume of calls to suicide hotlines;

3 (d) Training for first responders to identify and respond to
4 individuals experiencing suicidal ideation;

5 (e) Support for tribal suicide prevention efforts;

6 (f) Strengthening behavioral health and suicide prevention
7 efforts in the agricultural sector;

8 (g) Support for the three priority areas of the governor's
9 challenge regarding identifying suicide risk among service members
10 and their families, increasing the awareness of resources available
11 to service members and their families, and lethal means safety
12 planning;

13 (h) Expansion of training for community health workers to include
14 culturally informed training for suicide prevention;

15 (i) Coordination with the office of the superintendent of public
16 instruction; and

17 (j) Support for the suicide prevention initiative housed in the
18 University of Washington.

19 ~~((49))~~ (47) \$1,500,000 of the general fund—state appropriation
20 for fiscal year 2022 and \$1,500,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for the fruit
22 and vegetable incentive program.

23 ~~((50))~~ (48) \$474,000 of the general fund—state appropriation
24 for fiscal year 2022 is provided solely to implement Substitute House
25 Bill No. 1218 (long-term care residents). ~~((If the bill is not
26 enacted by June 30, 2021, the amount provided in this subsection
27 shall lapse.~~

28 ~~(51))~~ (49) \$1,779,000 of the health professions account—state
29 appropriation is provided solely to implement Engrossed Second
30 Substitute Senate Bill No. 1504 (workforce education development
31 act). ~~((If the bill is not enacted by June 30, 2021, the amount
32 provided in this subsection shall lapse.~~

33 ~~(52))~~ (50) \$627,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$627,000 of the general fund—state appropriation
35 for fiscal year 2023 are provided solely to implement the
36 recommendations from the community health workers task force to
37 provide statewide leadership, training, and integration of community
38 health workers with insurers, health care providers, and public
39 health systems.

1 ~~((53))~~ (51) \$250,000 of the general fund—state appropriation
2 for fiscal year 2022 is provided solely for one-time grants to family
3 planning clinics that are at risk of imminent closure, did not
4 receive a paycheck protection program loan, and are ineligible for
5 funding through the coronavirus aid, relief, and economic security
6 (CARES) act or the coronavirus response and relief supplemental
7 appropriations act of 2021 (CRRSA).

8 ~~((54))~~ (52) \$450,000 of the general fund—state appropriation
9 for fiscal year 2022 is provided solely for the nursing care quality
10 assurance commission, in collaboration with the workforce training
11 and education coordinating board and the department of labor and
12 industries, to plan a home care aide to nursing assistant certified
13 to licensed practical nurse (HCA-NAC-LPN) apprenticeship pathway. The
14 plan must provide the necessary groundwork for the launch of at least
15 three licensed practical nurse apprenticeship programs in the next
16 phase of work. The plan for the apprenticeship programs must include
17 programs in at least three geographically disparate areas of the
18 state experiencing high levels of long-term care workforce shortages
19 for corresponding health professions and incorporate the
20 participation of local workforce development councils for
21 implementation.

22 ~~((55))~~ (53) \$85,000 of the general fund—state appropriation for
23 fiscal year 2022 and \$23,000 of the health professions account—state
24 appropriation are provided solely to implement Senate Bill No. 5124
25 (colon hydrotherapy). ~~((If the bill is not enacted by June 30, 2021,~~
26 ~~the amounts provided in this subsection shall lapse.))~~

27 (54) Within the amounts appropriated in this section, the
28 Washington nursing commission will manage a grant process to
29 incentivize nurses to supervise nursing students in health care
30 settings. The goal of the grant program is to create more clinical
31 placements for nursing students to complete required clinical hours
32 to earn their nursing degree and related licensure.

33 (55) Within the amounts appropriated in this section, the
34 Washington nursing commission will continue to implement virtual
35 nursing assistant training and testing modalities, create an
36 apprenticeship pathway into nursing for nursing assistants, implement
37 rule changes to support a career path for nursing assistants, and
38 collaborate with the workforce training and educational coordinating
39 board on a pilot project to transform the culture and practice in

long term care settings. The goal of these activities is to expand the nursing workforce for long term care settings.

(56) \$33,296,000 of the general fund—federal appropriation (CRF) is provided solely for COVID-19 response activities including staffing, increased travel, equipment, and grants to local health jurisdictions and tribes, and to manage hospital capacity issues. This funding expires December 31, 2021.

Sec. 223. 2021 c 334 s 223 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF CORRECTIONS

The appropriations to the department of corrections in this act shall be expended for the programs and in the amounts specified in this act. However, after May 1, 2022, after approval by the director of financial management and unless specifically prohibited by this act, the department may transfer general fund—state appropriations for fiscal year 2022 between programs. The department may not transfer funds, and the director of financial management may not approve the transfer, unless the transfer is consistent with the objective of conserving, to the maximum extent possible, the expenditure of state funds. To the extent that transfers under this section are insufficient to fund actual expenditures made as a response to the COVID-19 pandemic, the department may transfer state appropriations that are provided solely for a specified purpose. The director of financial management shall notify the appropriate fiscal committees of the legislature in writing seven days prior to approving any deviations from appropriation levels. The written notification must include a narrative explanation and justification of the changes, along with expenditures and allotments by budget unit and appropriation, both before and after any allotment modifications or transfers.

(1) ADMINISTRATION AND SUPPORT SERVICES

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$77,278,000)) |
| | <u>\$82,522,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$79,651,000)) |
| | <u>\$96,655,000</u> |
| General Fund—Federal Appropriation. | \$400,000 |
| <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |
| <u>Appropriation.</u> | <u>\$137,000</u> |

TOTAL APPROPRIATION. ((\$157,329,000))
\$179,714,000

The appropriations in this subsection are subject to the following conditions and limitations:

(a) \$1,135,000 of the general fund—state appropriation for fiscal year 2022 and \$1,731,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for expansion of reentry supports and transition services for incarcerated individuals including development and implementation of a coaching model approach to supervision.

(b) Within the amounts provided in (a) of this subsection, \$100,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the department to develop an implementation plan for a community supervision coaching model to begin in fiscal year 2023. The department must solicit input from incarcerated individuals, family members of incarcerated individuals, experts in supervision and reentry, community stakeholder and advocacy groups, and impacted labor organizations. The plan shall propose appropriate policies and procedures for the coaching model, including ongoing training and organizational culture assessments. During development of the plan, the department must consider potential inequities that may arise from any changes or additional requirements of supervision resulting from the model and mitigate those concerns to the greatest extent possible in its final plan. This plan must be submitted to the office of financial management prior to implementation.

(c) Within the amounts provided in (a) of this subsection, \$706,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for implementation of the plan to be developed under (b) of this subsection and for the department to submit an initial report to the legislature on the progress of implementation of the coaching supervision model by no later than February 1, 2023.

(d) \$17,000 of the general fund—state appropriation for fiscal year 2022 and \$17,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5304 (providing reentry services to persons releasing from state and local institutions). (~~If this bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

(e) \$197,000 of the general fund—state appropriation for fiscal year 2022 and \$187,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5259 (law enforcement data). ~~((If this bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(f)(i) \$779,000 of the general fund—state appropriation for fiscal year 2022 and \$817,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for increasing access to educational opportunities for incarcerated individuals.

(ii) Of the amounts provided in (f)(i) of this subsection, \$680,000 of the general fund—state appropriation for fiscal year 2022 and \$285,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Second Substitute House Bill No. 1044 (prison to postsecondary ed.). ~~((If this bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(g) \$1,116,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to acquire and implement a sentencing calculation module for the offender management network information system and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(2) CORRECTIONAL OPERATIONS

| | |
|--|----------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$602,497,000)) |
| | <u>\$459,608,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$605,877,000)) |
| | <u>\$690,252,000</u> |
| General Fund—Federal Appropriation. | ((\$1,300,000)) |
| | <u>\$1,393,000</u> |
| <u>General Fund—Private/Local Appropriation.</u> | <u>\$335,000</u> |
| Washington Auto Theft Prevention Authority Account— | |
| State Appropriation. | ((\$4,343,000)) |
| | <u>\$4,477,000</u> |
| <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |
| <u>Appropriation.</u> | <u>\$29,992,000</u> |
| TOTAL APPROPRIATION. | ((\$1,214,017,000)) |
| | <u>\$1,186,057,000</u> |

1 The appropriations in this subsection are subject to the
2 following conditions and limitations:

3 (a) The department may contract for local jail beds statewide to
4 the extent that it is at no net cost to the department. The
5 department shall calculate and report the average cost per offender
6 per day, inclusive of all services, on an annual basis for a facility
7 that is representative of average medium or lower offender costs. The
8 department shall not pay a rate greater than \$85 per day per offender
9 excluding the costs of department of corrections provided services,
10 including evidence-based substance abuse programming, dedicated
11 department of corrections classification staff on-site for
12 individualized case management, transportation of offenders to and
13 from department of corrections facilities, and gender responsive
14 training for jail staff. The capacity provided at local correctional
15 facilities must be for offenders whom the department of corrections
16 defines as close medium or lower security offenders. Programming
17 provided for offenders held in local jurisdictions is included in the
18 rate, and details regarding the type and amount of programming, and
19 any conditions regarding transferring offenders must be negotiated
20 with the department as part of any contract. Local jurisdictions must
21 provide health care to offenders that meets standards set by the
22 department. The local jail must provide all medical care including
23 unexpected emergent care. The department must utilize a screening
24 process to ensure that offenders with existing extraordinary medical/
25 mental health needs are not transferred to local jail facilities. If
26 extraordinary medical conditions develop for an inmate while at a
27 jail facility, the jail may transfer the offender back to the
28 department, subject to terms of the negotiated agreement. Health care
29 costs incurred prior to transfer are the responsibility of the jail.

30 (b) \$501,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$501,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the department to maintain
33 the facility, property, and assets at the institution formerly known
34 as the maple lane school in Rochester.

35 (c) Funding in this subsection is sufficient for the department
36 to track and report to the legislature on the changes in working
37 conditions and overtime usage as a result of increased funding
38 provided for custody relief and health care delivery by December 1,
39 2022.

(d) \$39,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Engrossed Substitute House Bill No. 1054 (peace officer tactics, equip). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))~~

(e) \$2,000,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to acquire and implement a sentencing calculation module for the offender management network information system and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(3) COMMUNITY SUPERVISION

| | |
|---|----------------------|
| General Fund—State Appropriation (FY 2022). | (\$248,374,000)) |
| | <u>\$187,051,000</u> |
| General Fund—State Appropriation (FY 2023). | (\$274,412,000)) |
| | <u>\$242,416,000</u> |
| <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |
| <u>Appropriation.</u> | <u>\$1,962,000</u> |
| TOTAL APPROPRIATION. | (\$522,786,000)) |
| | <u>\$431,429,000</u> |

The appropriations in this subsection are subject to the following conditions and limitations:

(a) The department of corrections shall contract with local and tribal governments for jail capacity to house offenders who violate the terms of their community supervision. ~~((A contract rate increase may not exceed five percent each year.))~~ The department may negotiate to include medical care of offenders in the contract rate if medical payments conform to the department's offender health plan and pharmacy formulary, and all off-site medical expenses are preapproved by department utilization management staff. ~~((If medical care of offender is included in the contract rate, the contract rate may exceed five percent to include the cost of that service.))~~

(b) The department shall engage in ongoing mitigation strategies to reduce the costs associated with community supervision violators, including improvements in data collection and reporting and alternatives to short-term confinement for low-level violators.

(c) \$7,394,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for implementation of the plan to be developed under subsection (1)(b) of this section.

1 (d) Within existing resources the department must update the
2 response to violations and new criminal activity policy to reflect
3 the savings assumed in this section as related to mandatory maximum
4 confinement sanctions.

5 (e) (~~(\$1,124,000)~~) \$1,028,000 of the general fund—state
6 appropriation for fiscal year 2022 and (~~(\$523,000)~~) \$1,887,000 of the
7 general fund—state appropriation for fiscal year 2023 are provided
8 solely for increased costs associated with the relocation of leased
9 facilities. The department shall engage in ongoing strategies to
10 reduce the need for relocating facilities and when necessary contract
11 only with lessors with rates that align with comparable market rates
12 in the area.

13 (f) \$59,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$23,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for implementation of Engrossed
16 Second Substitute Senate Bill No. 5071 (civil commitment transition).
17 (~~((If this bill is not enacted by June 30, 2021, the amounts provided~~
18 ~~in this subsection shall lapse.))~~)

19 (g) \$450,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for conducting a community corrections
21 caseload study. The department of corrections shall contract with an
22 independent third party to provide a comprehensive review of the
23 community corrections staffing model and develop an updated staffing
24 model for use by the department of corrections. The updated model
25 must include additional time and flexibility for community
26 corrections officers to focus on case management, engagement, and
27 interventions. The department of corrections shall submit a report,
28 including a summary of the review and update, to the governor and
29 appropriate committees of the legislature by July 1, 2022.

30 (h) \$2,521,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely to acquire and implement a sentencing
32 calculation module for the offender management network information
33 system and is subject to the conditions, limitations, and review
34 requirements of section 701 of this act.

35 (i) \$1,629,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for implementation of House/Senate Bill
37 No. . . . (Z-0406.2/22) (concerning the cost of supervision), to
38 backfill for revenue loss due to the repeal of the cost of
39 supervision account and related fees.

(4) CORRECTIONAL INDUSTRIES

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$7,324,000)) |
| | <u>\$8,774,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$7,539,000)) |
| | <u>\$9,097,000</u> |
| <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |
| Appropriation | \$426,000 |
| TOTAL APPROPRIATION | ((\$14,863,000)) |
| | <u>\$18,297,000</u> |

(5) INTERAGENCY PAYMENTS

| | |
|--|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$58,651,000)) |
| | <u>\$59,045,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$52,702,000)) |
| | <u>\$63,887,000</u> |
| TOTAL APPROPRIATION | ((\$111,353,000)) |
| | <u>\$122,932,000</u> |

The appropriations in this subsection are subject to the following conditions and limitations: \$21,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to acquire and implement a sentencing calculation module for the offender management network information system and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(6) OFFENDER CHANGE

| | |
|---|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$77,046,000)) |
| | <u>\$74,146,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$77,596,000)) |
| | <u>\$83,347,000</u> |
| General Fund—Federal Appropriation | \$215,000 |
| <u>Coronavirus State Fiscal Recovery Fund—Federal</u> | |
| Appropriation | \$108,000 |
| TOTAL APPROPRIATION | ((\$154,642,000)) |
| | <u>\$157,816,000</u> |

The appropriations in this subsection are subject to the following conditions and limitations:

(a) The department of corrections shall use funds appropriated in this subsection (6) for offender programming. The department shall

1 develop and implement a written comprehensive plan for offender
2 programming that prioritizes programs which follow the risk-needs-
3 responsivity model, are evidence-based, and have measurable outcomes.
4 The department is authorized to discontinue ineffective programs and
5 to repurpose underspent funds according to the priorities in the
6 written plan.

7 (b) The department of corrections shall collaborate with the
8 state health care authority to explore ways to utilize federal
9 medicaid funds as a match to fund residential substance use disorder
10 treatment-based alternative beds under RCW 9.94A.664 under the drug
11 offender sentencing alternative program and residential substance use
12 disorder treatment beds that serve individuals on community custody.
13 The department of corrections must complete a report and submit its
14 findings and recommendations to the appropriate committees of the
15 legislature by December 15, 2021.

16 (c) \$3,106,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$3,106,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the housing voucher program.

19 (d) \$3,300,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for temporary court facilities,
21 staffing, and to provide release assistance, including limited
22 housing and food assistance, and other costs associated with
23 individuals resentenced or ordered released from confinement as a
24 result of the *State v. Blake* decision.

25 (e)(i) \$1,001,000 of the general fund—state appropriation for
26 fiscal year 2022 and \$675,000 of the general fund—state appropriation
27 for fiscal year 2023 are provided solely for increasing access to
28 educational opportunities for incarcerated individuals.

29 (ii) Of the amounts provided in (e)(i) of this subsection,
30 \$272,000 of the general fund—state appropriation for fiscal year 2022
31 and \$247,000 of the general fund—state appropriation for fiscal year
32 2023 are provided solely for implementation of Second Substitute
33 House Bill No. 1044 (prison to postsecondary ed.). (~~If the bill is~~
34 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
35 ~~shall lapse.~~)

36 (f) \$121,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for the department of corrections to
38 collaborate with the Washington state board for community and

1 technical colleges and the department of licensing to develop a
2 prerelease commercial driving license training pilot program.

3 (7) HEALTH CARE SERVICES

4 General Fund—State Appropriation (FY 2022) ((~~\$174,184,000~~))
5 \$143,407,000

6 General Fund—State Appropriation (FY 2023) ((~~\$175,599,000~~))
7 \$219,338,000

8 General Fund—Federal Appropriation. \$1,400,000

9 General Fund—Private/Local Appropriation. \$2,000

10 Coronavirus State Fiscal Recovery Fund—Federal
11 Appropriation. \$3,399,000

12 TOTAL APPROPRIATION. ((~~\$351,183,000~~))
13 \$367,546,000

14 The appropriations in this subsection are subject to the
15 following conditions and limitations:

16 (a) The state prison medical facilities may use funds
17 appropriated in this subsection to purchase goods, supplies, and
18 services through hospital or other group purchasing organizations
19 when it is cost effective to do so.

20 (b) \$183,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$167,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for implementation of Engrossed
23 Second Substitute Senate Bill No. 5304 (providing reentry services to
24 persons releasing from state and local institutions). ((If the bill
25 is not enacted by June 30, 2021, the amounts provided in this
26 subsection shall lapse.))

27 **Sec. 224.** 2021 c 334 s 224 (uncodified) is amended to read as
28 follows:

29 **FOR THE DEPARTMENT OF SERVICES FOR THE BLIND**

30 General Fund—State Appropriation (FY 2022) ((~~\$3,534,000~~))
31 \$4,919,000

32 General Fund—State Appropriation (FY 2023) ((~~\$3,573,000~~))
33 \$6,471,000

34 General Fund—Federal Appropriation. ((~~\$25,544,000~~))
35 \$25,660,000

36 General Fund—Private/Local Appropriation. \$60,000

37 TOTAL APPROPRIATION. ((~~\$32,711,000~~))

\$37,110,000

The appropriations in this subsection are subject to the following conditions and limitations:

(1) \$50,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the department to consult with a food service architect to determine the feasibility and cost of remodels to select cafes owned by entrepreneurs participating in the business enterprise program, and to prepare a report that includes the results, recommendations, cost, and potential funding sources that could be used to assist with remodels. The report is due to the governor and appropriate legislative committees by November 1, 2021.

(2) \$70,000 of the general fund—state appropriation is provided solely for the department to provide individualized training to its blind, visually-impaired, deaf, and hearing-impaired staff in Microsoft 365 programs.

(3) \$100,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to contract with a consultant and create a report that identifies new or expanded enterprise opportunities for blind individuals, potential revenue sources, and new needs and methods for preparing individuals to effectively manage these enterprises. The report is due to the governor and appropriate legislative committees by June 30, 2023.

(4) \$1,093,000 of the general fund—state appropriation for fiscal year 2022 and \$1,962,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to remodel and upgrade equipment for select cafes owned by entrepreneurs participating in the business enterprise program to help them adjust to the changing needs of dining caused by the COVID-19 pandemic.

Sec. 225. 2021 c 334 s 225 (uncodified) is amended to read as follows:

FOR THE EMPLOYMENT SECURITY DEPARTMENT

| | |
|--|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$1,757,000)) |
| | <u>\$3,448,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$2,834,000)) |
| | <u>\$11,216,000</u> |
| General Fund—Federal Appropriation. | ((\$382,529,000)) |
| | <u>\$321,014,000</u> |
| General Fund—Private/Local Appropriation. | ((\$36,416,000)) |

| | | |
|----|--|----------------------------------|
| 1 | | <u>\$37,449,000</u> |
| 2 | Unemployment Compensation Administration Account— | |
| 3 | Federal Appropriation. | ((\$420,315,000)) |
| 4 | | <u>\$433,282,000</u> |
| 5 | Administrative Contingency Account—State | |
| 6 | Appropriation. | ((\$26,636,000)) |
| 7 | | <u>\$27,512,000</u> |
| 8 | Employment Service Administrative Account—State | |
| 9 | Appropriation. | ((\$60,926,000)) |
| 10 | | <u>\$68,002,000</u> |
| 11 | Family and Medical Leave Insurance Account—State | |
| 12 | Appropriation. | ((\$139,697,000)) |
| 13 | | <u>\$143,311,000</u> |
| 14 | Workforce Education Investment Account—State | |
| 15 | Appropriation. | ((\$7,400,000)) |
| 16 | | <u>\$12,287,000</u> |
| 17 | Long-Term Services and Supports Trust Account—State | |
| 18 | Appropriation. | ((\$32,265,000)) |
| 19 | | <u>\$32,267,000</u> |
| 20 | Coronavirus State Fiscal Recovery Fund—Federal | |
| 21 | Appropriation. | ((\$168,745,000)) |
| 22 | | <u>\$66,128,000</u> |
| 23 | Unemployment Insurance Relief Account—State | |
| 24 | Appropriation. | \$500,000,000 |
| 25 | <u>Clean Energy Transformation Workforce Account—State</u> | |
| 26 | <u>Appropriation.</u> | <u>\$24,780,000</u> |
| 27 | TOTAL APPROPRIATION. | ((\$1,779,520,000)) |
| 28 | | <u>\$1,680,696,000</u> |

29 The appropriations in this subsection are subject to the
30 following conditions and limitations:

31 (1) The department is directed to maximize the use of federal
32 funds. The department must update its budget annually to align
33 expenditures with anticipated changes in projected revenues.

34 (2) \$30,458,000 of the long-term services and supports trust
35 account—state appropriation is provided solely for implementation of
36 the long-term services and support trust program. Of this amount,
37 \$10,932,833 is provided for implementation of the long-term services
38 and support trust program information technology project and is

1 subject to the conditions, limitations, and review provided in
2 section 701 of this act.

3 (3) Within existing resources, the department must reassess its
4 ongoing staffing and funding needs for the paid family medical leave
5 program and submit documentation of the updated need to the governor
6 and appropriate committees of the legislature by September 1, 2021,
7 and annually thereafter.

8 (4) \$101,000 of the employment service administrative account—
9 state appropriation is provided solely for information technology
10 enhancements necessary for implementation of job title reporting and
11 is subject to the conditions, limitations, and review provided in
12 section 701 of this act.

13 (5)(a) Within existing resources, the department shall coordinate
14 outreach and education to paid family and medical leave benefit
15 recipients with a statewide family resource, referral, and linkage
16 system that connects families with children prenatal through age five
17 and residing in Washington state to appropriate services and
18 community resources. This coordination shall include but is not
19 limited to placing information about the statewide family resource,
20 referral, and linkage system on the paid family and medical leave
21 program web site and in printed materials, and conducting joint
22 events.

23 (b) Within existing resources, by December 1, 2021, and each year
24 thereafter, the department shall submit a report to the governor and
25 the appropriate committees of the legislature concerning the ability
26 for the paid family and medical leave program and a statewide family
27 resource, referral, and linkage system to provide integrated services
28 to eligible beneficiaries. The report shall include an analysis of
29 any statutory changes needed to allow information and data to be
30 shared between the statewide family resource, referral, and linkage
31 system and the paid family and medical leave program.

32 (6) Within existing resources, the department shall report the
33 following to the legislature and the governor by September 30, 2021,
34 and each year thereafter:

35 (a) An inventory of the department's programs, services, and
36 activities, identifying federal, state, and other funding sources for
37 each;

38 (b) Federal grants received by the department, segregated by line
39 of business or activity, for the most recent five fiscal years, and
40 the applicable rules;

(c) State funding available to the department, segregated by line of business or activity, for the most recent five fiscal years;

(d) A history of staffing levels by line of business or activity, identifying sources of state or federal funding, for the most recent five fiscal years;

(e) A projected spending plan for the employment services administrative account and the administrative contingency account. The spending plan must include forecasted revenues and estimated expenditures under various economic scenarios.

(7) \$3,264,000 of the employment services administrative account—state appropriation is provided solely for the continuation of the office of agricultural and seasonal workforce services.

(8) \$476,000 of the unemployment compensation administration account—federal appropriation is provided for the department to implement chapter 2, Laws of 2021 (unemployment insurance). If the department does not receive adequate funding from the United States department of labor to cover these costs, the department may use funding made available to the state through section 903 (d), (f), and (g) of the social security act (Reed act) in an amount not to exceed the amount provided in this subsection (8).

(9) (a) \$875,000 of the general fund—state appropriation for fiscal year 2022 (~~(, \$875,000 of the general fund state appropriation for fiscal year 2023,)~~) and ~~(((\$7,385,000))~~) \$8,260,000 of the workforce education investment account—state appropriation are provided solely for career connected learning grants as provided in RCW 28C.30.050.

(b) \$3,000,000 of the workforce education investment account—state appropriation is provided solely for career connect learning grants to sector intermediaries. Up to five percent of the amount in this subsection may be used for administrative expenses associated with the sector intermediary grant program.

(c) \$1,000,000 of the workforce education investment account—state appropriation is provided solely for career connect learning grants to public and private four-year institutions to create and promote career launch pathways.

(10) \$1,222,000 of the employment services administrative account—state appropriation and \$1,500,000 of the family and medical leave insurance account—state appropriation are provided solely for the

1 maintenance and operation of the disaster recovery continuity of
2 operations information technology project.

3 (11) \$80,000 of the employment services administrative account—
4 state appropriation is provided solely for the department to produce
5 a report on the feasibility of replicating the existing unemployment
6 insurance program to serve individuals not eligible for unemployment
7 insurance due to immigration status. The study shall identify
8 programmatic differences that would mitigate barriers to access and
9 reduce fear of participation and identify the operational and
10 caseload costs associated with the replication. If using a replica of
11 the unemployment insurance program conflicts with federal law, the
12 study shall assess the operational and caseload costs of similar
13 social net programs that serve individuals regardless of their
14 citizenship status. The departments shall jointly submit
15 recommendations required by this section to the governor and
16 appropriate legislative committees no later than November 5, 2021.
17 The department shall:

18 (a) Work with the departments of labor and industries, social and
19 health services, and commerce and the office of the governor;

20 (b) Convene and meet at least three times with a group of eight
21 to ten external stakeholders comprised of representatives from
22 geographically diverse immigrant advocacy groups, labor organizations
23 with a state-wide presence, workers' rights groups, and legal and
24 policy advocacy groups focused on immigration and employment law; and

25 (c) Hold at least one listening session with community members.

26 (12) (~~(\$41,456,000)~~) \$31,288,000 of the (~~(general fund—federal~~
27 ~~appropriation—(ARPA)—and)~~) coronavirus state fiscal recovery fund—
28 federal appropriation, \$2,684,000 of the general fund—federal
29 appropriation (CRF), and \$13,063,000 of the unemployment compensation
30 administration account—federal appropriation are provided solely for
31 the department to address the impacts of COVID-19 on the state
32 unemployment system in order to prevent and detect fraud, promote
33 equitable access to the unemployment insurance system, and ensure the
34 timely payment of unemployment insurance benefits. Of the amounts
35 provided in this subsection:

36 (a) \$22,346,000 of the (~~(general fund—federal—appropriation~~
37 ~~—(ARPA)—)~~) coronavirus state fiscal recovery fund—federal appropriation
38 is provided solely for the department to address an anticipated
39 increase in the unemployment insurance appeals caseload.

1 (b) (~~(\$5,768,000)~~) \$6,223,000 of the (~~general fund federal~~
2 ~~appropriation (ARPA)~~) unemployment compensation account—federal
3 appropriation is provided solely for the department to ensure
4 adequate security measures are in place to prevent unemployment
5 insurance fraud and cases are investigated in a timely manner.

6 (c) \$4,465,000 of the (~~general fund federal appropriation~~
7 ~~(ARPA)~~) coronavirus state fiscal recovery fund—federal appropriation
8 is provided solely for the department to migrate and upgrade the
9 unemployment insurance customer call center phone system to a cloud-
10 based system. Prior to executing a contract, the department shall
11 consult with the office of the chief information officer. The
12 department must ensure that the project plan, timeline with
13 quantifiable deliverables, and budget by fiscal year by fund, to
14 include ongoing costs by fiscal year, are adhered to. The department
15 shall report on the status of the project to the office of financial
16 management and the relevant committees of the legislature by December
17 1, 2021.

18 (d) (~~(\$400,000 of the general fund federal appropriation (ARPA)~~
19 ~~is provided solely for translation of documents and letters and other~~
20 ~~improvements to ensure customer ease of access.~~

21 ~~(e))~~ \$4,477,000 of the (~~general fund federal appropriation~~
22 ~~(ARPA)~~) coronavirus state fiscal recovery fund—federal appropriation
23 is provided for the department to process the unemployment insurance
24 claimant backlog and to make program changes that enhance user
25 experience in order to reduce claimant errors.

26 (~~(f))~~) (e) \$1,417,000 of the general fund—federal appropriation
27 (CRF) is provided solely for the department to contract with the
28 national guard to assist the department with its unemployment
29 insurance claims backlog.

30 (~~(g))~~) (f) \$1,267,000 of the general fund—federal appropriation
31 (CRF) is provided solely for the department to contract with a vendor
32 to provide fact-finding services related to unemployment insurance
33 claims.

34 (~~(h) \$4,000,000)~~) (g) \$6,840,000 of the (~~general fund federal~~
35 ~~appropriation (ARPA) for fiscal year 2022)~~) unemployment compensation
36 administration account—federal appropriation is provided solely for
37 the department to (~~translate notices~~) implement the federal United
38 States department of labor equity grant. This grant includes
39 improving the translation of notices sent to claimants as part of

1 their unemployment insurance claims into any of the 10 languages most
2 frequently spoken in the state and other equity initiatives approved
3 by the grantor. The department must also ensure that letters, alerts,
4 and notices produced manually or by the department's unemployment
5 insurance technology system are written in plainly understood
6 language and evaluated for ease of claimant comprehension before they
7 are approved for use.

8 (13) \$10,000,000 of the unemployment compensation administration
9 account—federal appropriation is provided solely for the department
10 to make information technology improvements to improve user
11 experience and increase security to prevent unemployment insurance
12 fraud. If the department does not receive adequate funding from the
13 United States department of labor to cover these costs, the
14 department may use funding made available to the state through
15 section 903 (d), (f), and (g) of the social security act (Reed act)
16 in an amount not to exceed the amount provided in this subsection.
17 This subsection is subject to the conditions, limitations, and review
18 provided in section 701 of this act.

19 (14) Within existing resources, the department shall report to
20 the legislature by September 2, 2021, the following information
21 pertaining to the unemployment insurance program:

22 (a) The number of full time equivalent employees of the
23 department who were working in the unemployment insurance program,
24 including those who were reassigned internally to the unemployment
25 insurance program, the number of full time equivalent employees that
26 were contracted by the department from other state agencies, and the
27 number of contractors or consultants engaged by the department, on a
28 monthly basis beginning March 1, 2020, through the latest available
29 month;

30 (b) A projection of full-time equivalent staffing or contractor
31 needs that would be affordable within anticipated base and above-base
32 federal unemployment administrative revenues;

33 (c) A spending plan for anticipated federal unemployment revenues
34 other than base or above-base revenues, including any proposed
35 additional full-time equivalent staff, consultants, contractors, or
36 other investments related to helping the department reduce the
37 backlog of unemployment insurance claims, appeals, denials,
38 overpayments, and other claimant issues; and

1 (d) A budget for the unemployment insurance program, showing
2 expenditures by object and fund source, for fiscal years 2022 and
3 2023, along with any projected shortfalls in revenues.

4 (15) \$797,000 of the general fund—state appropriation for fiscal
5 year 2022, \$1,874,000 of the general fund—state appropriation for
6 fiscal year 2023, and \$979,000 of the family medical leave insurance
7 account—state appropriation is provided solely for the implementation
8 of Engrossed Substitute Senate Bill No. 5097 (paid leave coverage).
9 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
10 this subsection shall lapse.))~~

11 (16) \$90,000 of the unemployment account—federal appropriation is
12 provided solely for the implementation of Engrossed Substitute Senate
13 Bill No. 5190 (health care workers/benefits). ~~((If the bill is not
14 enacted by June 30, 2021, the amount provided in this subsection
15 shall lapse.))~~

16 (17) \$5,322,000 of the unemployment account—federal appropriation
17 is provided solely for the department to implement Engrossed
18 Substitute Senate Bill No. 5193 (unemployment ins. system). ~~((If the
19 bill is not enacted by July 1, 2021, the amount provided in this
20 subsection shall lapse.))~~

21 (18) ~~(((\$168,745,000))~~ \$34,840,000 of the coronavirus state fiscal
22 recovery account—federal appropriation is provided solely for the
23 implementation of Engrossed Second Substitute House Bill No. 1073
24 (paid leave coverage). ~~((Of the amount provided in this subsection,
25 at least 95 percent is provided solely for grants and assistance
26 awarded by the department pursuant to the bill. If the bill is not
27 enacted by June 30, 2021, the amount provided in this subsection
28 shall lapse.))~~

29 (19) \$500,000,000 of the unemployment insurance relief fund—state
30 appropriation is provided solely for the implementation of
31 unemployment insurance relief provided pursuant to Engrossed
32 Substitute Senate Bill No. 5478 (unemployment insurance). ~~((If the
33 bill is not enacted by June 30, 2021, the amount provided in this
34 subsection shall lapse.))~~ The department is directed to implement the
35 bill within existing resources.

36 (20) \$1,806,000 of the long-term services and supports trust
37 account—state appropriation is provided solely for the implementation
38 of Substitute House Bill No. 1323 (long-term services trust). ~~((If~~

1 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
2 ~~subsection shall lapse.))~~

3 (21) \$1,075,000 of the unemployment account—federal appropriation
4 is provided solely for the implementation of Substitute House Bill
5 No. 1455 (social security/L&I & ESD). ~~((If the bill is not enacted by~~
6 ~~June 30, 2021, the amount provided in this subsection shall lapse.))~~

7 (22) \$10,571,000 of the general fund—federal appropriation is
8 provided solely for administration costs related to the federal
9 unemployment insurance programs extended under the American rescue
10 plan act of 2021, P.L. 117-2.

11 (23) \$50,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$50,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the North Central
14 educational service district 171 to support the development of
15 industry and education partnerships and expand career awareness,
16 exploration and preparation activities for youth in Grant county.

17 (24) \$1,691,000 of the general fund—state appropriation for
18 fiscal year 2022 and \$3,049,000 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely for the
20 department to temporarily hire additional staff during the COVID-19
21 pandemic if existing resources are not sufficient to manage
22 unemployment insurance program claims and backlogs. Prior to hiring
23 additional staff under this subsection, the department must consult
24 with the office of financial management.

25 (25) \$4,843,000 of the employment service administrative account—
26 state appropriation is provided solely for the replacement of the
27 WorkSource integrated technology platform. The replacement system
28 must support the workforce administration statewide to ensure
29 adoption of the United States department of labor's integrated
30 service delivery model and program performance requirements for the
31 state's workforce innovation and opportunity act and other federal
32 grants. This subsection is subject to the conditions, limitations,
33 and review provided in section 701 of this act.

34 (26) \$24,780,000 of the clean energy transition workforce account
35 is provided solely to support House/Senate Bill No. . . .
36 (Z-0425.1/22) (office of financial management request legislation
37 concerning accounts). If the bill is not enacted by June 30, 2022,
38 the amount provided in this subsection shall lapse. No funds shall be

1 expended until program criteria and expenditure authority are
2 established in statute.

3 (27) \$6,208,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for the continuation of the
5 economic security for all program. The department must collect
6 quarterly data on the number of participants that participate in the
7 program, the costs associated with career, training, and other
8 support services provided, and progress made towards self-
9 sufficiency.

10 **Sec. 226.** 2021 c 334 s 226 (uncodified) is amended to read as
11 follows:

12 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—GENERAL**

13 (1)(a) The appropriations to the department of children, youth,
14 and families in this act shall be expended for the programs and in
15 the amounts specified in this act. (~~Appropriations made in this act~~
16 ~~to the department of children, youth, and families shall initially be~~
17 ~~allotted as required by this act. The department shall seek approval~~
18 ~~from the office of financial management prior to transferring moneys~~
19 ~~between sections of this act except as expressly provided in this~~
20 ~~act. Subsequent allotment modifications shall not include transfers~~
21 ~~of moneys between sections of this act except as expressly provided~~
22 ~~in this act, nor shall allotment modifications permit moneys that are~~
23 ~~provided solely for a specified purpose to be used for other than~~
24 ~~that purpose.)) However, after May 1, 2022, unless prohibited by this~~
25 act, the department may transfer general fund—state appropriations
26 for fiscal year 2022 among programs after approval by the director of
27 the office of financial management. However, the department may not
28 transfer state appropriations that are provided solely for a
29 specified purpose except as expressly provided in (b) of this
30 subsection.

31 (b) To the extent that transfers under (a) of this subsection are
32 insufficient to fund actual expenditures in excess of fiscal year
33 2022 caseload forecasts and utilization assumptions in the foster
34 care, adoption support, child protective services, working
35 connections child care, and the juvenile rehabilitation programs or
36 in response to the COVID-19 pandemic, the department may transfer
37 appropriations that are provided solely for a specified purpose.

(2) The health care authority, the health benefit exchange, the department of social and health services, the department of health, and the department of children, youth, and families shall work together within existing resources to establish the health and human services enterprise coalition (the coalition). The coalition, led by the health care authority, must be a multi-organization collaborative that provides strategic direction and federal funding guidance for projects that have cross-organizational or enterprise impact, including information technology projects that affect organizations within the coalition. The office of the chief information officer shall maintain a statewide perspective when collaborating with the coalition to ensure that projects are planned for in a manner that ensures the efficient use of state resources, supports the adoption of a cohesive technology and data architecture, and maximizes federal financial participation. ~~((The work of the coalition and any project identified as a coalition project is subject to the conditions, limitations, and review provided in section 701 of this act.))~~

(3) Information technology projects or investments and proposed projects or investments impacting time capture, payroll and payment processes and systems, eligibility, case management, and authorization systems within the department are subject to technical oversight by the office of the chief information officer.

Sec. 227. 2021 c 334 s 227 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—CHILDREN AND FAMILIES SERVICES PROGRAM

| | |
|--|----------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$389,597,000)) |
| | <u>\$387,070,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$403,209,000)) |
| | <u>\$465,117,000</u> |
| General Fund—Federal Appropriation | ((\$475,829,000)) |
| | <u>\$499,421,000</u> |
| General Fund—Private/Local Appropriation | \$2,824,000 |
| Coronavirus State Fiscal Recovery Fund—Federal | |
| Appropriation | ((\$5,500,000)) |
| | <u>\$16,126,000</u> |
| TOTAL APPROPRIATION | ((\$1,276,959,000)) |
| | <u>\$1,370,558,000</u> |

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) \$748,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$748,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely to contract for the operation of
6 one pediatric interim care center. The center shall provide
7 residential care for up to thirteen children through two years of
8 age. Seventy-five percent of the children served by the center must
9 be in need of special care as a result of substance abuse by their
10 mothers. The center shall also provide on-site training to
11 biological, adoptive, or foster parents. The center shall provide at
12 least three months of consultation and support to the parents
13 accepting placement of children from the center. The center may
14 recruit new and current foster and adoptive parents for infants
15 served by the center. The department shall not require case
16 management as a condition of the contract. No later than December 1,
17 2021, the department must, in consultation with the health care
18 authority, report to the appropriate legislative committees on
19 potential options to maximize federal funding for the center,
20 including any potential for the center to bill managed care
21 organizations for services provided to medicaid recipients.

22 (2) \$453,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$453,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the costs of hub home foster
25 families that provide a foster care delivery model that includes a
26 hub home. Use of the hub home model is intended to support foster
27 parent retention, improve child outcomes, and encourage the least
28 restrictive community placements for children in out-of-home care.

29 (3) \$579,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$579,000 of the general fund—state appropriation for
31 fiscal year 2023 and \$110,000 of the general fund—federal
32 appropriation are provided solely for a receiving care center east of
33 the Cascade mountains.

34 (4) \$1,245,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$1,245,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for services provided through
37 children's advocacy centers.

38 (5) In fiscal year 2022 and in fiscal year 2023, the department
39 shall provide a tracking report for social service specialists and

1 corresponding social services support staff to the office of
2 financial management, and the appropriate policy and fiscal
3 committees of the legislature. The report shall detail progress
4 toward meeting the targeted 1:18 caseload ratio standard for child
5 and family welfare services caseload-carrying staff and targeted 1:8
6 caseload ratio standard for child protection services caseload
7 carrying staff. To the extent to which the information is available,
8 the report shall include the following information identified
9 separately for social service specialists doing case management work,
10 supervisory work, and administrative support staff, and identified
11 separately by job duty or program, including but not limited to
12 intake, child protective services investigations, child protective
13 services family assessment response, and child and family welfare
14 services:

15 (a) Total full time equivalent employee authority, allotments and
16 expenditures by region, office, classification and band, and job duty
17 or program;

18 (b) Vacancy rates by region, office, and classification and band;
19 and

20 (c) Average length of employment with the department, and when
21 applicable, the date of exit for staff exiting employment with the
22 department by region, office, classification and band, and job duty
23 or program.

24 (6) \$94,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$94,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for a contract with a child
27 advocacy center in Spokane to provide continuum of care services for
28 children who have experienced abuse or neglect and their families.

29 (7)(a) \$539,000 of the general fund—state appropriation for
30 fiscal year 2022, \$540,000 of the general fund—state appropriation
31 for fiscal year 2023, \$656,000 of the general fund private/local
32 appropriation, and \$252,000 of the general fund—federal appropriation
33 are provided solely for a contract with an educational advocacy
34 provider with expertise in foster care educational outreach. The
35 amounts in this subsection are provided solely for contracted
36 education coordinators to assist foster children in succeeding in
37 K-12 and higher education systems and to assure a focus on education
38 during the department's transition to performance-based contracts.
39 Funding must be prioritized to regions with high numbers of foster

1 care youth, or regions where backlogs of youth that have formerly
2 requested educational outreach services exist. The department is
3 encouraged to use private matching funds to maintain educational
4 advocacy services.

5 (b) The department shall contract with the office of the
6 superintendent of public instruction, which in turn shall contract
7 with a nongovernmental entity or entities to provide educational
8 advocacy services pursuant to RCW 28A.300.590.

9 (8) \$375,000 of the general fund—state appropriation for fiscal
10 year 2022, \$375,000 of the general fund—state appropriation for
11 fiscal year 2023, and \$112,000 of the general fund—federal
12 appropriation are provided solely for the department to develop,
13 implement, and expand strategies to improve the capacity,
14 reliability, and effectiveness of contracted visitation services for
15 children in temporary out-of-home care and their parents and
16 siblings. Strategies may include, but are not limited to, increasing
17 mileage reimbursement for providers, offering transportation-only
18 contract options, and mechanisms to reduce the level of parent-child
19 supervision when doing so is in the best interest of the child. The
20 department shall report to the office of financial management and the
21 relevant fiscal and policy committees of the legislature regarding
22 these strategies by November 1, 2022. The report shall include the
23 number and percentage of parents requiring supervised visitation and
24 the number and percentage of parents with unsupervised visitation,
25 prior to reunification.

26 (9) For purposes of meeting the state's maintenance of effort for
27 the state supplemental payment program, the department of children,
28 youth, and families shall track and report to the department of
29 social and health services the monthly state supplemental payment
30 amounts attributable to foster care children who meet eligibility
31 requirements specified in the state supplemental payment state plan.
32 Such expenditures must equal at least \$3,100,000 annually and may not
33 be claimed toward any other federal maintenance of effort
34 requirement. Annual state supplemental payment expenditure targets
35 must continue to be established by the department of social and
36 health services. Attributable amounts must be communicated by the
37 department of children, youth, and families to the department of
38 social and health services on a monthly basis.

1 (10) \$2,230,000 of the general fund—state appropriation for
2 fiscal year 2022, \$2,230,000 of the general fund—state appropriation
3 for fiscal year 2023, and \$156,000 of the general fund—federal
4 appropriation are provided solely to increase the travel
5 reimbursement for in-home service providers.

6 (11) \$197,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$197,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the department to conduct
9 biennial inspections and certifications of facilities, both overnight
10 and day shelters, that serve those who are under 18 years old and are
11 homeless.

12 (12) \$6,195,000 of the general fund—state appropriation for
13 fiscal year 2022, \$6,195,000 of the general fund—state appropriation
14 for fiscal year 2023, and \$1,188,000 of the general fund—federal
15 appropriation are provided solely for the department to operate
16 emergent placement and enhanced emergent placement contracts.

17 (a) The department shall not include the costs to operate
18 emergent placement contracts in the calculations for family foster
19 home maintenance payments and shall submit as part of the budget
20 submittal documentation required by RCW 43.88.030 any costs
21 associated with increases in the number of emergent placement
22 contract beds after the effective date of this section that cannot be
23 sustained within existing appropriations.

24 (b) Beginning October 1, 2021, and every quarter thereafter, the
25 department shall publish on its website the rates or fees paid for
26 emergent placement contracts, the number of beds retained, and the
27 number of beds purchased. If the department determines that there is
28 a need to increase the rates or fees paid or the number of beds
29 retained or purchased under this subsection, the secretary shall
30 request authorization from the office of financial management and
31 notify the fiscal committees of the legislature.

32 (13) Beginning January 1, 2022, and continuing through the
33 2021-2023 fiscal biennium, the department must provide semi-annual
34 reports to the governor and appropriate legislative committees that
35 includes the number of in-state behavioral rehabilitation services
36 providers and licensed beds, the number of out-of-state behavioral
37 rehabilitation services placements, and a comparison of these numbers
38 to the same metrics expressed as an average over the prior six
39 months. The report shall identify separately beds with the enhanced

behavioral rehabilitation services rate. Effective January 1, 2022, and to the extent the information is available, the report will include the same information for emergency placement services beds and enhanced emergency placement services beds.

(14) \$250,000 of the general fund—state appropriation for fiscal year 2022 and \$250,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementing the supportive visitation model that utilizes trained visit navigators to provide a structured and positive visitation experience for children and their parents.

(15) \$600,000 of the general fund—state appropriation for fiscal year 2022 and \$600,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for enhanced adoption placement services for legally free children in state custody, through a partnership with a national nonprofit organization with private matching funds. These funds must supplement, but not supplant, the work of the department to secure permanent adoptive homes for children with high needs.

(16) The department of children, youth, and families shall make foster care maintenance payments to programs where children are placed with a parent in a residential program for substance abuse treatment. These maintenance payments are considered foster care maintenance payments for purposes of forecasting and budgeting at maintenance level as required by RCW 43.88.058.

(17) \$2,000,000 of the general fund—state appropriation for fiscal year 2022 and \$2,000,000 of the general fund—federal appropriation for fiscal year 2023 are provided solely for the department to contract with one or more nonprofit, nongovernmental organizations to purchase and deliver concrete goods to low-income families.

(18) \$5,500,000 of the ~~((general fund—federal—appropriation~~ ~~(ARPA/CSFRF))~~ coronavirus state fiscal recovery fund—federal appropriation is provided solely for one-time \$250 per child grants to families on behalf of up to 22,000 children who may be at risk of child welfare system involvement and have experienced economic impacts of the COVID-19 pandemic.

(19) The department is authorized to use the amounts provided in this section for services and maintenance payments to former dependent youth as authorized and directed in the supporting foster

youth and families through the pandemic act, P.L. 116-260, division X.

(20) \$387,000 of the general fund—state appropriation for fiscal year 2022, \$393,000 of the general fund—state appropriation for fiscal year 2023, and \$143,000 of the general fund—federal appropriation are provided solely to increase all fees paid to child-placing agencies by 7.5 percent, effective July 1, 2021.

(21)(a) \$739,000 of the general fund—state appropriation for fiscal year 2022, \$702,000 of the general fund—state appropriation for fiscal year 2023, and \$482,000 of the general fund—federal appropriation are provided solely for the department of children, youth, and families to create and implement a new approach to transition planning for young people preparing to exit the child welfare system and juvenile rehabilitation institutions, pursuant to the recommendations in the *improving stability for youth exiting systems of care* report submitted in January 2020 as required by RCW 43.330.720. The department must engage young people, caregivers, providers, and other stakeholders in the creation and implementation of the approach by:

(i) Providing one statewide adolescent transitions program manager and six adolescent liaisons, one in each region of the department, who are dedicated to supporting the transition planning approaches developed by the department, providing program oversight, and supporting improved outcomes for adolescents during the transition to adulthood; and

(ii) Strengthening the administration and competency of the independent living program and direct independent living services. No later than June 1, 2022, the department must centralize administration of its independent living program and develop a framework for service delivery, including best practice recommendations. The framework must be codesigned with adolescents, caregivers, providers, and stakeholders. No later than June 30, 2022, the department must develop and launch a competitive request for proposal process to solicit bidders to provide independent living services under the new framework.

(b) No later than November 30, 2022, the department must report to the governor and appropriate legislative committees on the implementation of the new approach to transition planning, the new independent living framework, and the state's capacity to provide

1 high-quality transition services, including independent living
2 services, to youth and young adults exiting the child welfare system
3 and juvenile rehabilitation institutions. The report must identify
4 any remaining service gaps that prevent statewide implementation and
5 address the additional resources needed to improve outcomes for young
6 people exiting these systems of care.

7 (22) \$2,400,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$2,400,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for
10 implementation of performance-based contracts for family support and
11 related services pursuant to RCW 74.13B.020.

12 (23) The appropriations in this section include sufficient
13 funding for continued implementation of chapter 80, Laws of 2018
14 (2SSB 6453) (kinship caregiver legal support).

15 (24) The appropriations in this section include sufficient
16 funding to implement chapter 51, Laws of 2020 (SHB 2873) (families in
17 conflict).

18 (25) \$511,000 of the general fund—state appropriation for fiscal
19 year 2023 and \$153,000 of the general fund—federal appropriation are
20 provided solely to implement Second Substitute House Bill No. 1219
21 (youth counsel/dependency). ~~((If the bill is not enacted by June 30,~~
22 ~~2021, the amounts provided in this subsection shall lapse.))~~

23 (26) \$219,000 of the general fund—state appropriation for fiscal
24 year 2022, \$208,000 of the general fund—state appropriation for
25 fiscal year 2023, and \$295,000 of the general fund—federal
26 appropriation are provided solely to implement Second Substitute
27 House Bill No. 1061 (child welfare/developmental disability). ~~((If~~
28 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
29 ~~this subsection shall lapse.))~~

30 (27) ~~(((\$29,000 of the general fund—state appropriation for fiscal~~
31 ~~year 2022 is provided solely to implement Second Substitute House~~
32 ~~Bill No. 1127 (COVID-19 health data privacy). If the bill is not~~
33 ~~enacted by June 30, 2021, the amount provided in this subsection~~
34 ~~shall lapse.~~

35 ~~(28))~~ \$451,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$662,000 of the general fund—state appropriation
37 for fiscal year 2023 are provided solely for the department to
38 contract with a community organization with expertise in the LifeSet
39 case management model to serve youth and adults currently being

1 served in or exiting the foster care, juvenile justice, and mental
2 health systems to successfully transition to adulthood.

3 ~~((+29+))~~ (28) \$326,000 of the general fund—state appropriation
4 for fiscal year 2022, \$326,000 of the general fund—state
5 appropriation for fiscal year 2023, and \$148,000 of the general fund—
6 federal appropriation are provided solely to implement Engrossed
7 Second Substitute House Bill No. 1194 (parent-child visitation). ~~((If~~
8 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
9 ~~this subsection shall lapse.~~

10 ~~(+30+))~~ (29) \$499,000 of the general fund—state appropriation for
11 fiscal year 2022, \$499,000 of the general fund—state appropriation
12 for fiscal year 2023, and \$310,000 of the general fund—federal
13 appropriation are provided solely to expand the family connections
14 program in two areas of the state in which the program is not already
15 established as of the effective date of this section. One expansion
16 site must be located west of the crest of the Cascade mountain range
17 and the other expansion site must be located east of the crest of the
18 Cascade mountain range. The program expansion must follow the family
19 connections program model pursuant to RCW 74.13.715. To operate the
20 two expansion sites, the department must contract with a community-
21 based organization that has experience working with the foster care
22 population and administering the family connections program.

23 ~~((+31+))~~ (30) \$25,000 of the general fund—state appropriation for
24 fiscal year 2023 and \$25,000 of the general fund—federal
25 appropriation (ARPA) are provided solely for the department to
26 implement Engrossed Second Substitute House Bill No. 1227 (child
27 abuse allegations). ~~((If the bill is not enacted by June 30, 2021,~~
28 ~~the amounts provided in this subsection shall lapse.~~

29 ~~(+32+))~~ (31) If the department receives an allocation of federal
30 funding through an unanticipated receipt, the department shall not
31 expend more than what was approved or for another purpose than what
32 was approved by the governor through the unanticipated receipt
33 process pursuant to RCW 43.79.280.

34 (32) \$1,513,000 of the general fund—state appropriation for
35 fiscal year 2023 is provided solely for a new behavioral
36 rehabilitation services facility in Vancouver.

37 (33) Within the amounts provided in this section, sufficient
38 funding is provided for the department to refer cases to the division
39 of child support enforcement for child support collection only after

1 a good cause analysis consistent with WAC 110-50-0320 has been
2 conducted within the first 180 days of an out-of-home placement for
3 cases where the permanency plan is reunification.

4 (34) \$800,000 of the general fund—state appropriation for fiscal
5 year 2023 and \$200,000 of the general fund—federal appropriation are
6 provided solely for the department to contract for a child welfare
7 workload study, which must include an evaluation of workload impacts
8 required by state and federal law, including those authorized in
9 legislation as forthcoming such as in the keeping families together
10 act, chapter 211, Laws of 2021. The work streams included in the
11 study must include, at a minimum, all child welfare case-carrying
12 workers including but not limited to: Child protective services,
13 child welfare case workers, and child welfare licensing staff,
14 including foster care assessment, safety and monitoring, and child
15 protective services licensing. In addition, the workload study must
16 evaluate the workload impacts related to changes in the application
17 of the federal Indian child welfare act, 25 U.S.C. Secs. 1901-1963
18 and the Washington state Indian child welfare act, chapter 13.38 RCW
19 as required by *In re Dependency of G.J.A., A.R.A., S.S.A., J.J.A.,*
20 *and V.A.*, 197 Wn.2d 868 (2021) and *In re Dependency of Z.J.G. and*
21 *M.E.J.G.*, 196 Wn.2d 152 (2020). A final report must be submitted to
22 the governor and appropriate fiscal committees of the legislature by
23 June 30, 2023.

24 (35) Within the amounts provided in this section, sufficient
25 funding is provided for the department to contract with a community
26 organization to administer monthly stipends to young adults who were
27 impacted by the federal moratorium that prohibited states from
28 discharging them from extended foster care due to age through
29 September 30, 2021, and young adults who age out of extended foster
30 care between October 1, 2021, and June 30, 2023.

31 (36) \$200,000 of the general fund—state appropriation for fiscal
32 year 2022 is provided solely for the department to contract for a
33 systems assessment of state and federally funded services and
34 benefits for young adults enrolled in or exiting extended foster care
35 and make recommendations to improve the continuum of supports for the
36 extended foster care population to support successful transitions to
37 independent adulthood.

38 (a) The systems assessment must include, but is not limited to,
39 the following:

1 (i) A survey of state and federally funded services and benefits,
2 and the utilization of such services and benefits, including but not
3 limited to economic services, housing programs and payment vouchers,
4 independent living programs, educational supports, and access to
5 postsecondary opportunities, including vocational training and
6 placement programs, legal services, navigation assistance, and peer
7 mentoring. The survey must examine how these services and benefits
8 contribute to a continuum of supports for young adults enrolled in
9 extended foster care and those who have exited since September 2021;

10 (ii) A young adult needs assessment, including collecting data on
11 young adults enrolled in extended foster care and those who have
12 exited since September 2021. The needs assessment must also gauge
13 young adults' awareness of and ability to access the available
14 services and benefits;

15 (iii) Identification of gaps or redundancies within the existing
16 array of state and federally funded programs serving the extended
17 foster care population;

18 (iv) Identification of funding sources or programs that could be
19 used to address any gaps in the array of services and benefits
20 available; and

21 (v) An assessment of the various data systems currently used or
22 capable of being used to report on the young adult population served
23 by the extended foster care program. The data assessment must include
24 a discussion of any system limitations and recommendations to support
25 future data tracking of outcomes for this population.

26 (b) The department and contractor must engage with state agencies
27 administering relevant programs, contracted organizations serving the
28 extended foster care population, and young adults currently in
29 extended foster care and those who have exited since September 2021
30 to conduct the systems assessment. A status update must be submitted
31 to the governor and appropriate fiscal and policy committees of the
32 legislature by November 30, 2022. A final report must be submitted to
33 the governor and appropriate fiscal and policy committees by June 30,
34 2023.

35 **Sec. 228.** 2021 c 334 s 228 (uncodified) is amended to read as
36 follows:

37 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—JUVENILE**
38 **REHABILITATION PROGRAM**

39 General Fund—State Appropriation (FY 2022). (~~(\$127,325,000)~~)

| | | |
|----|--|--------------------------------|
| 1 | | <u>\$123,632,000</u> |
| 2 | General Fund—State Appropriation (FY 2023) | ((\$129,690,000)) |
| 3 | | <u>\$133,617,000</u> |
| 4 | General Fund—Federal Appropriation. | ((\$3,464,000)) |
| 5 | | <u>\$694,000</u> |
| 6 | General Fund—Private/Local Appropriation. | ((\$1,787,000)) |
| 7 | | <u>\$174,000</u> |
| 8 | Washington Auto Theft Prevention Authority Account— | |
| 9 | State Appropriation. | \$196,000 |
| 10 | TOTAL APPROPRIATION. | ((\$262,462,000)) |
| 11 | | <u>\$258,313,000</u> |

12 The appropriations in this section are subject to the following
13 conditions and limitations:

14 (1) (~~(\$331,000 of the general fund—state appropriation for fiscal~~
15 ~~year 2022 and \$331,000 of the general fund—state appropriation for~~
16 ~~fiscal year 2023 are provided solely for deposit in the county~~
17 ~~criminal justice assistance account for costs to the criminal justice~~
18 ~~system associated with the implementation of chapter 338, Laws of~~
19 ~~1997 (juvenile code revisions). The amounts provided in this~~
20 ~~subsection are intended to provide funding for county adult court~~
21 ~~costs associated with the implementation of chapter 338, Laws of 1997~~
22 ~~and shall be distributed in accordance with RCW 82.14.310.~~

23 (2)) \$2,841,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$2,841,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely for grants to
26 county juvenile courts for the juvenile justice programs identified
27 by the Washington state institute for public policy in its report:
28 "Inventory of Evidence-based, Research-based, and Promising Practices
29 for Prevention and Intervention Services for Children and Juveniles
30 in the Child Welfare, Juvenile Justice, and Mental Health Systems."
31 Additional funding for this purpose is provided through an
32 interagency agreement with the health care authority. County juvenile
33 courts shall apply to the department of children, youth, and families
34 for funding for program-specific participation and the department
35 shall provide grants to the courts consistent with the per-
36 participant treatment costs identified by the institute.

37 ((~~(3)~~)) (2) \$1,537,000 of the general fund—state appropriation
38 for fiscal year 2022 and \$1,537,000 of the general fund—state
39 appropriation for fiscal year 2023 are provided solely for expansion

1 of the juvenile justice treatments and therapies in department of
2 children, youth, and families programs identified by the Washington
3 state institute for public policy in its report: "Inventory of
4 Evidence-based, Research-based, and Promising Practices for
5 Prevention and Intervention Services for Children and Juveniles in
6 the Child Welfare, Juvenile Justice, and Mental Health Systems." The
7 department may concentrate delivery of these treatments and therapies
8 at a limited number of programs to deliver the treatments in a cost-
9 effective manner.

10 ((~~(4)~~)) (3)(a) \$6,198,000 of the general fund—state appropriation
11 for fiscal year 2022 and \$6,198,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely to implement
13 evidence- and research-based programs through community juvenile
14 accountability grants, administration of the grants, and evaluations
15 of programs funded by the grants. In addition to funding provided in
16 this subsection, funding to implement alcohol and substance abuse
17 treatment programs for locally committed offenders is provided
18 through an interagency agreement with the health care authority.

19 (b) The department of children, youth, and families shall
20 administer a block grant to county juvenile courts for the purpose of
21 serving youth as defined in RCW 13.40.510(4)(a) in the county
22 juvenile justice system. Funds dedicated to the block grant include:
23 Consolidated juvenile service (CJS) funds, community juvenile
24 accountability act (CJAA) grants, chemical dependency/mental health
25 disposition alternative (CDDA), and suspended disposition alternative
26 (SDA). The department of children, youth, and families shall follow
27 the following formula and must prioritize evidence-based programs and
28 disposition alternatives and take into account juvenile courts
29 program-eligible youth in conjunction with the number of youth served
30 in each approved evidence-based program or disposition alternative:
31 (i) Thirty-seven and one-half percent for the at-risk population of
32 youth ten to seventeen years old; (ii) fifteen percent for the
33 assessment of low, moderate, and high-risk youth; (iii) twenty-five
34 percent for evidence-based program participation; (iv) seventeen and
35 one-half percent for minority populations; (v) three percent for the
36 chemical dependency and mental health disposition alternative; and
37 (vi) two percent for the suspended dispositional alternatives.
38 Funding for the special sex offender disposition alternative (SSODA)
39 shall not be included in the block grant, but allocated on the
40 average daily population in juvenile courts. Funding for the

1 evidence-based expansion grants shall be excluded from the block
2 grant formula. Funds may be used for promising practices when
3 approved by the department of children, youth, and families and
4 juvenile courts, through the community juvenile accountability act
5 committee, based on the criteria established in consultation with
6 Washington state institute for public policy and the juvenile courts.

7 (c) The department of children, youth, and families and the
8 juvenile courts shall establish a block grant funding formula
9 oversight committee with equal representation from the department of
10 children, youth, and families and the juvenile courts. The purpose of
11 this committee is to assess the ongoing implementation of the block
12 grant funding formula, utilizing data-driven decision making and the
13 most current available information. The committee will be co-chaired
14 by the department of children, youth, and families and the juvenile
15 courts, who will also have the ability to change members of the
16 committee as needed to achieve its purpose. The committee may make
17 changes to the formula categories in (d)(ii) of this subsection if it
18 determines the changes will increase statewide service delivery or
19 effectiveness of evidence-based program or disposition alternative
20 resulting in increased cost/benefit savings to the state, including
21 long-term cost/benefit savings. The committee must also consider
22 these outcomes in determining when evidence-based expansion or
23 special sex offender disposition alternative funds should be included
24 in the block grant or left separate.

25 (d) The juvenile courts and administrative office of the courts
26 must collect and distribute information and provide access to the
27 data systems to the department of children, youth, and families and
28 the Washington state institute for public policy related to program
29 and outcome data. The department of children, youth, and families and
30 the juvenile courts must work collaboratively to develop program
31 outcomes that reinforce the greatest cost/benefit to the state in the
32 implementation of evidence-based practices and disposition
33 alternatives.

34 (~~((5) \$1,352,000))~~ (4) \$645,000 of the general fund—state
35 appropriation for fiscal year 2022 and (~~(\$1,352,000))~~ \$645,000 of the
36 general fund—state appropriation for fiscal year 2023 are provided
37 solely for funding of the teamchild project.

38 (~~((6) \$283,000 of the general fund—state appropriation for fiscal~~
39 ~~year 2022 and \$283,000 of the general fund—state appropriation for~~

~~fiscal year 2023 are provided solely for the juvenile detention alternatives initiative.~~

~~(7))~~ (5) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a grant program focused on criminal street gang prevention and intervention. The department of children, youth, and families may award grants under this subsection. The department of children, youth, and families shall give priority to applicants who have demonstrated the greatest problems with criminal street gangs. Applicants composed of, at a minimum, one or more local governmental entities and one or more nonprofit, nongovernmental organizations that have a documented history of creating and administering effective criminal street gang prevention and intervention programs may apply for funding under this subsection. Each entity receiving funds must report to the department of children, youth, and families on the number and types of youth served, the services provided, and the impact of those services on the youth and the community.

~~((8))~~ (6) The juvenile rehabilitation institutions may use funding appropriated in this subsection to purchase goods, supplies, and services through hospital group purchasing organizations when it is cost-effective to do so.

~~((9))~~ (7) \$50,000 of the general fund—state appropriation for fiscal year 2022 and \$50,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for grants to county juvenile courts to establish alternative detention facilities similar to the proctor house model in Jefferson county, Washington, that will provide less restrictive confinement alternatives to youth in their local communities. County juvenile courts shall apply to the department of children, youth, and families for funding and each entity receiving funds must report to the department on the number and types of youth serviced, the services provided, and the impact of those services on the youth and the community.

~~((10))~~ (8) \$432,000 of the general fund—state appropriation for fiscal year 2022 and \$432,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to provide housing services to clients releasing from incarceration into the community.

1 ~~((+11+))~~ (9) \$100,000 of the general fund—state appropriation for
2 fiscal year 2022 is provided solely to assess the juvenile court
3 assessment tool. The juvenile rehabilitation program shall contract
4 with the Washington state institute for public policy to review the
5 standardized juvenile court assessment tool to access whether it
6 accurately determines eligibility criteria and properly assigns youth
7 to programs that meet their needs. The institute must work in
8 collaboration with the juvenile block grant proviso committee.

9 ~~((+12+))~~ (10)(a) \$773,000 of the general fund—state appropriation
10 for fiscal year 2022 and \$986,000 of the general fund—state
11 appropriation for fiscal year 2023 are provided solely for
12 implementation of Engrossed Second Substitute House Bill No. 1186
13 (concerning juvenile rehabilitation community transition services).
14 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
15 ~~in this subsection shall lapse.))~~

16 (b) Of the amounts provided in (a) of this subsection, \$50,000 of
17 the general fund—state appropriation for fiscal year 2022 and
18 \$105,000 of the general fund—state appropriation for fiscal year 2023
19 are provided solely for housing vouchers.

20 ~~((+13+))~~ (11) \$128,000 of the general fund—state appropriation
21 for fiscal year 2022 is provided solely for implementation of
22 Engrossed Second Substitute House Bill No. 1295 (institutional ed./
23 release). ~~((If the bill is not enacted by June 30, 2021, the amount~~
24 ~~provided in this subsection shall lapse.~~

25 ~~+14+))~~ (12) \$122,000 of the general fund—state appropriation for
26 fiscal year 2022 and \$123,000 of the general fund—state appropriation
27 for fiscal year 2023 are provided solely for implementation of
28 Engrossed Substitute Senate Bill No. 5118 (supporting successful
29 reentry). ~~((If the bill is not enacted by June 30, 2021, the amounts~~
30 ~~provided in this subsection shall lapse.~~

31 ~~+15+))~~ (13) Sufficient funding is provided within this section
32 for implementation of Engrossed Second Substitute Senate Bill No.
33 5304 (reentry services/state and local institutions).

34 ~~((+16+))~~ (14) Within existing resources, the department shall
35 evaluate the Martin hall juvenile detention facility located in
36 Medical Lake as an option for increased capacity needs for the
37 juvenile rehabilitation program.

38 (15) \$703,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$947,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely for implementation of House/
Senate Bill No. . . . (Z-0304.1/22) (repealing requirements for
parent payment of the cost of their child's support, treatment, and
confinement in juvenile rehabilitation residential facilities).

Sec. 229. 2021 c 334 s 229 (uncodified) is amended to read as
follows:

**FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—EARLY LEARNING
PROGRAM**

| | |
|--|----------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$289,936,000)) |
| | <u>\$293,701,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$348,787,000)) |
| | <u>\$446,251,000</u> |
| General Fund—Federal Appropriation. | ((\$1,066,945,000)) |
| | <u>\$1,079,237,000</u> |
| General Fund—Private/Local Appropriation. | ((\$86,000)) |
| | <u>\$100,000</u> |
| Education Legacy Trust Account—State Appropriation. . | ((\$28,127,000)) |
| | <u>\$28,172,000</u> |
| Home Visiting Services Account—State Appropriation. . | ((\$23,966,000)) |
| | <u>\$25,579,000</u> |
| Home Visiting Services Account—Federal Appropriation. . . | \$29,776,000 |
| Washington Opportunity Pathways Account—State Appropriation. | \$80,000,000 |
| Workforce Education Investment Account—State Appropriation. | \$8,482,000 |
| <u>Coronavirus State Fiscal Recovery Fund—Federal Appropriation.</u> | <u>\$21,000,000</u> |
| TOTAL APPROPRIATION. | ((\$1,876,105,000)) |
| | <u>\$2,012,298,000</u> |

The appropriations in this section are subject to the following
conditions and limitations:

(1)(a) \$80,273,000 of the general fund—state appropriation for
fiscal year 2022, \$119,932,000 of the general fund—state
appropriation for fiscal year 2023, \$24,070,000 of the education
legacy trust account—state appropriation, \$80,000,000 of the
opportunity pathways account—state appropriation, and \$25,452,000 of
the general fund—federal appropriation (CRRSA/GEER) are provided
solely for the early childhood education and assistance program.

1 These amounts shall support at least 15,162 slots in fiscal year 2022
2 and 15,912 slots in fiscal year 2023. Of the total slots in each
3 fiscal year, 100 slots must be reserved for foster children to
4 receive school-year-round enrollment.

5 (b) Of the amounts provided in this subsection, \$14,930,000 of
6 the general fund—state appropriation for fiscal year 2023 and
7 \$14,889,000 of the general fund—federal appropriation (CRRSA/GEER)
8 are for a slot rate increase of ten percent beginning July 1, 2021.
9 The funding provided in this subsection is sufficient for the
10 department to increase rates according to inflation, pursuant to
11 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
12 dev. exp.), beginning in fiscal year 2023 and annually thereafter.

13 (c) The department of children, youth, and families must develop
14 a methodology to identify, at the school district level, the
15 geographic locations of where early childhood education and
16 assistance program slots are needed to meet the entitlement specified
17 in RCW 43.216.556. This methodology must be linked to the caseload
18 forecast produced by the caseload forecast council and must include
19 estimates of the number of slots needed at each school district and
20 the corresponding facility needs required to meet the entitlement in
21 accordance with RCW 43.216.556. This methodology must be included as
22 part of the budget submittal documentation required by RCW 43.88.030.

23 (2) \$200,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$200,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely to develop and provide
26 culturally relevant supports for parents, family, and other
27 caregivers.

28 (3) The department is the lead agency for and recipient of the
29 federal child care and development fund grant. Amounts within this
30 grant shall be used to fund child care licensing, quality
31 initiatives, agency administration, and other costs associated with
32 child care subsidies.

33 (4) The legislature recognizes that the federal government has
34 provided substantial additional funding through the coronavirus
35 response and relief supplemental appropriations act, P.L. 116-260,
36 division M. and the American rescue plan act of 2021, P.L. 117-2. The
37 purpose of the additional federal funding is to ensure access to
38 affordable child care and to stabilize and support child care
39 providers from the effects of the COVID-19 pandemic. The legislature

intends with the passage of Engrossed Second Substitute Senate Bill No. 5237 (child care & early dev. exp.) to implement these federal purposes by expanding eligibility for subsidized child care, reducing parent copayments, increasing provider base rates to recognize increased costs, and providing other financial support to stabilize the child care sector to remain open or to reopen. The legislature finds that the state lacked the fiscal capacity to make these investments and the additional federal funding has provided the opportunity to supplement state funding to expand and accelerate child care access, affordability, and provider support as the state navigates the COVID-19 pandemic and its aftermath.

(5) \$20,110,000 of the general fund—state appropriation in fiscal year 2022, \$45,757,000 of the general fund—state appropriation in fiscal year 2023, \$8,482,000 of the workforce education investment account—state appropriation, \$283,375,000 of the general fund—federal appropriation, \$59,893,000 of the general fund—federal appropriation (CARES), \$65,482,000 of the general fund—federal appropriation (CRRSA), and \$111,252,000 of the general fund—federal appropriation (ARPA) are provided solely for the working connections child care program under RCW 43.216.135. Of the amounts provided in this subsection:

(a) The department of children, youth, and families shall work in collaboration with the department of social and health services to determine the appropriate amount of state expenditures for the working connections child care program to claim towards the state's maintenance of effort for the temporary assistance for needy families program. The departments will also collaborate to track the average monthly child care subsidy caseload and expenditures by fund type, including child care development fund, general fund—state appropriation, and temporary assistance for needy families for the purpose of estimating the annual temporary assistance for needy families reimbursement from the department of social and health services to the department of children, youth, and families. Effective December 1, 2022, and annually thereafter, the department of children, youth, and families must report to the governor and the appropriate fiscal and policy committees of the legislature the total state contribution for the working connections child care program claimed the previous fiscal year towards the state's maintenance of effort for the temporary assistance for needy families program and

1 the total temporary assistance for needy families reimbursement from
2 the department of social and health services for the previous fiscal
3 year.

4 (b) \$6,390,000 is for the compensation components of the
5 2021-2023 collective bargaining agreement covering family child care
6 providers as provided in section 947 of this act. Of the amounts
7 provided in this subsection:

8 (i) \$4,410,000 is for a 35 cent per hour per child rate increase
9 for family, friends, and neighbor providers (FFNs) beginning July 1,
10 2022;

11 (ii) \$854,000 is to increase the rate paid to providers who reach
12 level 3.5 of the state's early achievers quality rating system by two
13 percent beginning July 1, 2021; and

14 (iii) \$1,126,000 is to increase the nonstandard hour care rate by
15 \$10.00 per child per month beginning July 1, 2021.

16 (c) \$27,508,000 of the general fund—state appropriation and
17 \$21,000,000 of the coronavirus state fiscal recovery account—federal
18 appropriation for fiscal year 2023 are provided solely for the
19 implementation of an agreement reached between the governor and the
20 service employees international union local 925 for a cost of care
21 rate enhancement for family child care providers under the provisions
22 of chapter 41.56 RCW for fiscal year 2023 as provided in section 938
23 of this act.

24 (d) \$59,893,000 of the general fund—federal appropriation
25 (CARES), \$65,925,000 of the general fund—federal appropriation
26 (CRRSA), and \$99,918,000 of the general fund—federal appropriation
27 (ARPA) are provided solely for enhancements to the working child care
28 connections program, pursuant to Engrossed Second Substitute Senate
29 Bill No. 5237 (child care & early dev. exp.). Of the amounts provided
30 in this subsection:

31 (i) \$28,759,000 of the general fund—federal appropriation
32 (CARES), \$11,993,000 of the general fund—federal appropriation
33 (CRRSA), and \$35,979,000 of the general fund—federal appropriation
34 (ARPA) are provided solely for the implementation of reduced
35 household child care monthly copayments. For households at or below
36 50 percent of the state median income, copayments are capped at \$115
37 through January 1, 2022, and \$90 from January 1, 2022, through fiscal
38 year 2023. For households at or below 60 percent of the state median
39 income, copayments are capped at \$115 through June 30, 2023.

(ii) \$31,134,000 of the general fund—federal appropriation (CARES), \$40,195,000 of the general fund—federal appropriation (CRRSA), and \$45,476,000 of the general fund—federal appropriation (ARPA) are provided solely to increase subsidy base rates to the 85th percentile of market for child care providers. The state and the representative for family child care providers must enter into bargaining over the implementation of subsidy rate increases, and apply those increases consistent with the terms of this proviso and the agreement reached between the parties.

(iii) \$3,930,000 of the general fund—federal appropriation (CRRSA) and \$4,903,000 of the general fund—federal appropriation (ARPA) are provided solely to waive work requirements for student parents utilizing the working connections child care program.

(iv) \$6,726,000 of the general fund—federal appropriation (CRRSA) and \$10,633,000 of the general fund—federal appropriation (ARPA) are provided solely to expand eligibility for the working connections child care program to households at or below 60 percent of state median income, beginning October 1, 2021.

(v) \$1,549,000 of the general fund—federal appropriation (CRRSA) and \$982,000 of the general fund—federal appropriation (ARPA) are provided solely for the department to implement an infant rate enhancement for child care providers.

~~((d) In order to not exceed the appropriated amount, the department shall manage the program so that the average monthly caseload does not exceed 33,000 households and the department shall give prioritized access into the program according to the following order:~~

~~(i) Families applying for or receiving temporary assistance for needy families (TANF);~~

~~(ii) TANF families curing sanction;~~

~~(iii) Foster children;~~

~~(iv) Families that include a child with special needs;~~

~~(v) Families in which a parent of a child in care is a minor who is not living with a parent or guardian and who is a full-time student in a high school that has a school-sponsored on-site child care center;~~

~~(vi) Families with a child residing with a biological parent or guardian who have received child protective services, child welfare services, or a family assessment response from the department in the~~

1 ~~past six months, and have received a referral for child care as part~~
2 ~~of the family's case management;~~

3 ~~(vii) Families that received subsidies within the last thirty~~
4 ~~days and;~~

5 ~~(A) Have reapplied for subsidies; and~~

6 ~~(B) Have household income of 60 percent of the state median~~
7 ~~income or below; and~~

8 ~~(viii) All other eligible families.))~~

9 (e) On July 1, 2021, and July 1, 2022, the department, in
10 collaboration with the department of social and health services, must
11 report to the governor and the appropriate fiscal and policy
12 committees of the legislature on the status of overpayments in the
13 working connections child care program. The report must include the
14 following information for the previous fiscal year:

15 (i) A summary of the number of overpayments that occurred;

16 (ii) The reason for each overpayment;

17 (iii) The total cost of overpayments;

18 (iv) A comparison to overpayments that occurred in the past two
19 preceding fiscal years; and

20 (v) Any planned modifications to internal processes that will
21 take place in the coming fiscal year to further reduce the occurrence
22 of overpayments.

23 (6) Within available amounts, the department in consultation with
24 the office of financial management shall report enrollments and
25 active caseload for the working connections child care program to the
26 governor and the legislative fiscal committees and the legislative-
27 executive WorkFirst poverty reduction oversight task force on an
28 agreed upon schedule. The report shall also identify the number of
29 cases participating in both temporary assistance for needy families
30 and working connections child care. The department must also report
31 on the number of children served through contracted slots.

32 (7) \$623,000 of the general fund—state appropriation for fiscal
33 year 2022, \$935,000 of the general fund—state appropriation for
34 fiscal year 2023, and \$6,701,000 of the general fund—federal
35 appropriation are provided solely for the seasonal child care
36 program.

37 (8) \$871,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$871,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the department of children,

1 youth, and families to contract with a countywide nonprofit
2 organization with early childhood expertise in Pierce county for a
3 pilot project to prevent child abuse and neglect using nationally
4 recognized models.

5 (a) The nonprofit organization must continue to implement a
6 countywide resource and referral linkage system for families of
7 children who are prenatal through age five.

8 (b) The nonprofit organization must offer a voluntary brief
9 newborn home visiting program. The program must meet the diverse
10 needs of Pierce county residents and, therefore, it must be flexible,
11 culturally appropriate, and culturally responsive. The department, in
12 collaboration with the nonprofit organization, must examine the
13 feasibility of leveraging federal and other fund sources, including
14 federal Title IV-E and medicaid funds, for home visiting provided
15 through the pilot. The department must report its findings to the
16 governor and appropriate legislative committees by September 1, 2022.

17 (9)(a) \$5,899,000 of the general fund—state appropriation for
18 fiscal year 2022 and \$8,382,000 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely for the early
20 childhood intervention prevention services (ECLIPSE) program. The
21 department shall contract for ECLIPSE services to provide therapeutic
22 child care and other specialized treatment services to abused,
23 neglected, at-risk, and/or drug-affected children. The department
24 shall pursue opportunities to leverage other funding to continue and
25 expand ECLIPSE services. Priority for services shall be given to
26 children referred from the department.

27 (b) Of the amounts provided in this subsection (9), \$1,246,000 of
28 the general fund—state appropriation for fiscal year 2022 and
29 \$3,719,000 of the general fund—state appropriation for fiscal year
30 2023 are provided solely for the expansion of ECLIPSE services,
31 pursuant to Engrossed Second Substitute Senate Bill No. 5237 (child
32 care & early dev. exp.). Funding provided for the expansion of
33 services is intended to serve new geographic areas not currently
34 served by ECLIPSE services. (~~If the bill is not enacted by June 30,~~
35 ~~2021, the amounts provided in this subsection (9)(b) shall lapse.))~~

36 (10) The department shall place a ten percent administrative
37 overhead cap on any contract entered into with the University of
38 Washington. In a bi-annual report to the governor and the
39 legislature, the department shall report the total amount of funds

1 spent on the quality rating and improvements system and the total
2 amount of funds spent on degree incentives, scholarships, and tuition
3 reimbursements.

4 (11) \$1,728,000 of the general fund—state appropriation for
5 fiscal year 2022 and \$1,728,000 of the general fund—state
6 appropriation for fiscal year 2023 are provided solely for reducing
7 barriers for low-income providers to participate in the early
8 achievers program.

9 (12) \$300,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$300,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for a contract with a nonprofit
12 entity experienced in the provision of promoting early literacy for
13 children through pediatric office visits.

14 (13) \$4,000,000 of the education legacy trust account—state
15 appropriation is provided solely for early intervention assessment
16 and services.

17 (14) The department shall work with state and local law
18 enforcement, federally recognized tribal governments, and tribal law
19 enforcement to develop a process for expediting fingerprinting and
20 data collection necessary to conduct background checks for tribal
21 early learning and child care providers.

22 (15) \$100,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$100,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for implementation of chapter
25 202, Laws of 2017 (children's mental health).

26 (16) Within existing resources, the department shall implement
27 chapter 409, Laws of 2019 (early learning access).

28 (17)(a) \$7,355,000 of the general fund—state appropriation for
29 fiscal year 2022, \$11,126,000 of the general fund—state appropriation
30 for fiscal year 2023, \$11,032,000 of the general fund—federal
31 appropriation (CRRSA), and \$9,632,000 of the general fund—federal
32 appropriation (ARPA) are provided solely for the implementation of
33 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
34 dev. exp.). (~~If the bill is not enacted by June 30, 2021, the~~
35 ~~amounts provided in this subsection shall lapse.~~) The legislature
36 intends for the appropriations provided in this subsection to
37 stabilize and support child care providers and early learning
38 contractors and to expand families' access to affordable, quality

1 child care and early learning during and after the COVID-19 public
2 health emergency. Of the amounts provided in this subsection:

3 (i) \$2,535,000 of the general fund—state appropriation for fiscal
4 year 2022, \$2,535,000 of the general fund—state appropriation for
5 fiscal year 2023, and \$4,604,000 of the general fund—federal
6 appropriation (CRRSA) are provided solely for the implementation of
7 complex needs funds.

8 (ii) \$966,000 of the general fund—federal appropriation (CRRSA)
9 and \$1,836,000 of the general fund—federal appropriation (ARPA) are
10 provided solely for the implementation of trauma-informed care
11 supports.

12 (iii) \$180,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$3,200,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the department to implement
15 dual language rate enhancements.

16 (iv) \$671,000 of the general fund—state appropriation for fiscal
17 year 2022, \$656,000 of the general fund—state appropriation for
18 fiscal year 2023, and \$3,982,000 of the general fund—federal
19 appropriation (ARPA) are provided solely for the implementation of
20 equity grants.

21 (v) \$773,000 of the general fund—state appropriation for fiscal
22 year 2022, (~~(\$773,000)~~) \$1,033,000 of the general fund—state
23 appropriation for fiscal year 2023, \$1,500,000 of the general fund—
24 federal appropriation (CRRSA), and \$900,000 of the general fund—
25 federal appropriation (ARPA) are provided solely for infant and early
26 childhood mental health consultation. Funding provided in this
27 subsection is sufficient for the department to contract for two
28 tribal mental health consultants, one located east of the crest of
29 the Cascade mountains and one located west of the crest of the
30 Cascade mountains, who will provide culturally relevant infant and
31 early childhood mental health supports for tribal child care and
32 early learning programs. The department must consult with federally
33 recognized tribes through the Indian policy early learning committee
34 during the contracting process for the tribal mental health
35 consultants.

36 (vi) \$365,000 of the general fund—federal appropriation (CRRSA)
37 and \$495,000 of the general fund—federal appropriation (ARPA) are
38 provided solely for the expansion of family, friend, and neighbor
39 child care play and learn groups.

(vii) \$930,000 of the general fund—state appropriation for fiscal year 2022, \$1,075,000 of the general fund—state appropriation for fiscal year 2023, \$3,597,000 of the general fund—federal appropriation (CRRSA), and \$2,419,000 of the general fund—federal appropriation (ARPA) are provided solely for the implementation of trainings, early achievers scholarships, and other professional development activities. Amounts provided in this subsection may be used to contract with a nonprofit organization that provides relationship-based professional development support to family, friend, and neighbor, child care center, and licensed family care providers.

(viii) \$1,585,000 of the general fund—state appropriation for fiscal year 2022 and \$2,196,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to expand the birth-to-three early childhood education and assistance program.

(ix) \$421,000 of the general fund—state appropriation for fiscal year 2022 and \$408,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to collaborate with the department of commerce on technical assistance to employers interested in providing child care to employees.

(b) The state and the representative for family child care providers must enter into bargaining over the implementation of grants and rate increases included in this proviso, and apply those increases consistent with the terms of this proviso and the agreement reached between the parties.

(18) \$265,000 of the general fund—state appropriation for fiscal year 2022 and \$265,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a statewide family resource and referral linkage system, with coordinated access point of resource navigators who will connect families with children prenatal through age five with services, programs, and community resources through a facilitated referral and linkage process.

(19)(a) \$414,000 of the general fund—federal appropriation (ARPA) is provided solely for the department to establish a pilot project to determine the feasibility of a child care license category for multi-site programs operating under one owner or one entity. The department shall adopt rules to implement the pilot project and may waive or adapt licensing requirements when necessary to allow for the

operation of a new license category. Pilot participants must include, at least:

- (i) One governmental agency;
- (ii) One nonprofit organization; and
- (iii) One for-profit private business.

(b) New or existing license child care providers may participate in the pilot. When selecting and approving pilot project locations, the department shall aim to select a mix of rural, urban, and suburban locations. By July 1, 2024, the department shall submit to the relevant committees of the legislature recommendations on whether to permanently implement this license category and what, if any, changes are needed to law to accomplish this.

(20)(a) \$2,771,000 of the home visiting account—state appropriation for fiscal year 2022, \$5,299,000 of the home visiting account—state appropriation for fiscal year 2023, and \$3,000,000 of the general fund—federal appropriation (ARPA) are provided to expand home visiting services, enhance data collection, and support the local implementing agencies providing home visiting services. The department shall:

(i) Contract with local implementing agencies to expand home visiting services by October 1, 2021; and

(ii) Provide semiannual updates to the home visiting advisory committee established in RCW 43.216.130 that includes an updated number of families served in home visiting programs and a status of the home visiting services account balance.

(iii) The home visiting advisory committee established in RCW 43.216.130 shall make recommendations to the department and the legislature by June 1, 2022, containing strategies for supporting home visiting providers and serving additional families. Recommendations should include, but are not limited to, strategies in the 2019 report to the legislature *Opportunities and Considerations for Expanding Home Visiting Services in Washington State*, such as enhancing data system collections and reporting, professional development supports, and rate adjustments to reimburse for the true cost of service delivery.

(b) Of the amounts provided in (a) of this subsection, \$2,528,000 of the home visiting account—state appropriation for fiscal year 2023 and \$3,000,000 of the general fund—federal appropriation (ARPA) are provided for additional home visiting services in order to implement

Engrossed Second Substitute Senate Bill No. 5237 (child care & early dev. exp.). (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

(21) The appropriations in this section are sufficient funding to implement section 29 of Substitute Senate Bill No. 5151 (foster care & child care).

(22)(a) \$390,600,000 of the general fund—federal appropriation (ARPA) and \$9,400,000 of the general fund—federal appropriation (CARES) are provided solely for the department to distribute grants to child care providers to stabilize the child care industry as part of the state's response to the COVID-19 public health emergency. Child care providers are eligible for grants if they are eligible for child care development fund moneys or if they are licensed, regulated, or registered within the state. The funding provided in this subsection must be expended consistent with federal law. Of the amounts provided in this subsection:

(i) \$27,342,000 of the general fund—federal appropriation (ARPA) is provided solely for the department to administer the grant program, including but not limited to costs related to creating and administering the online grant application, providing technical assistance and support for applying for and accessing the grants, publicizing the availability of the grants, and processing applications on a rolling basis.

(ii) \$11,718,000 of the general fund—federal appropriation (ARPA) is provided solely for the department to contract with an organization to provide language access support to child care providers during the grant application process, including but not limited to translation services, community-based support related to the grant application process, and other grant application support.

(iii) \$351,540,000 of the general fund—federal appropriation (ARPA) and \$9,400,000 of the general fund—federal appropriation (CARES) are provided solely for child care stabilization grants to eligible child care providers as defined in section 2202 of the American rescue plan act of 2021 (ARPA). In applying for grants, child care providers are expected to meet the certification requirements defined in section 2202(d)(2)(D)(i) of ARPA. To the extent practicable, at least 10 percent of each grant awarded to an eligible child care provider must be used for compensation increases to employees working at a provider's facility. The department must

1 make its best efforts to distribute 75 percent of the funding
2 provided in this subsection by January 1, 2022, with the remaining 25
3 percent distributed by June 30, 2022. To the extent practicable, the
4 department must prioritize: Providers in child care deserts;
5 providers serving or located in marginalized, low-income communities
6 or communities of color; and providers that help support racial
7 equity across the state. In processing applications, to the extent
8 practicable the department must also prioritize grant applications
9 that include funding for the following purposes:

- 10 (A) Rent or mortgage payments;
- 11 (B) Copayment or tuition waivers for families receiving care,
12 including refunds or credits to families who are not attending but
13 are paying tuition in order to maintain a child's spot in the
14 facility;
- 15 (C) Child care for historically disadvantaged populations;
- 16 (D) Child care during the summer months;
- 17 (E) Child care during nonstandard hours;
- 18 (F) Child care for school-age children;
- 19 (G) Outreach to families who may have stopped attending due to
20 cost;
- 21 (H) Mental health supports for children and employees;
- 22 (I) Broadband access for child care providers that care for
23 school-age children; and
- 24 (J) Personnel costs, including compensation, benefits, health
25 care premium pay, or paid leave.

26 (b) Nothing in this subsection changes the department's
27 responsibility to collectively bargain over mandatory subjects
28 consistent with RCW 41.56.028(3) or limits the legislature's
29 authority to make programmatic modifications to licensed child care
30 and early learning programs consistent with legislative reservation
31 of rights under RCW 41.56.028(4)(d).

32 (23) \$500,000 of the general fund—federal appropriation (CARES)
33 is provided solely for the department to hire two temporary language
34 access coordinators with specialties in Spanish and Somali to address
35 immediate language access needs at the department related to COVID-19
36 child care relief and recovery in department programs, including but
37 not limited to:

- 38 (a) Translation of department materials;
- 39 (b) Outreach to community organizations serving multilingual
40 children and families regarding department programs;

1 (c) Webinars and other technical assistance provided in Spanish
2 and Somali for department programs; and

3 (d) Other means of increasing language access and equity for
4 early learning providers and caregivers in health and safety,
5 licensing and regulations, and public funding opportunities for
6 programs offered by the department.

7 (24) \$100,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$30,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the department to convene a
10 work group that assesses and provides recommendations for creating
11 new infrastructures and funding streams that support youth
12 development. The work group must include representatives from
13 community-based organizations providing youth development programs,
14 including expanded learning, mentoring, school age child care, and
15 wrap around supports and integrated student support. The department
16 must report its findings and recommendations to the governor and
17 legislature by September 1, 2022. The report must include the
18 following recommendations:

19 (a) Programmatic changes for breaking down silos and barriers for
20 youth programming between state agencies;

21 (b) The appropriate program within the department to develop
22 meaningful youth-level, research-based prevention and promotion
23 outcomes, and to support community-based organizations providing
24 those outcomes;

25 (c) The establishment of a state grant program to provide quality
26 youth development opportunities for children and youth ages five
27 through high school graduation; and

28 (d) Strategies to increase access to youth development programs
29 for prioritized populations such as children of color, foster
30 children, children experiencing homelessness, and children involved
31 in the justice system.

32 ~~(25) ((\$27,000 of the general fund—state appropriation for fiscal~~
33 ~~year 2022 is provided solely for the implementation of Second~~
34 ~~Substitute House Bill No. 1127 (COVID-19 health data privacy). If the~~
35 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
36 ~~subsection shall lapse.~~

37 ~~(26))~~ \$5,548,000 of the general fund—federal appropriation
38 (ARPA) is provided solely for allocations from federal funding as

1 authorized in section 2014, the American rescue plan act of 2021,
2 P.L. 117-2.

3 ~~((27))~~ (26) (a) The department must provide to the education
4 research and data center, housed at the office of financial
5 management, data on all state-funded early childhood programs. These
6 programs include the early support for infants and toddlers, early
7 childhood education and assistance program (ECEAP), and the working
8 connections and seasonal subsidized childcare programs including
9 license-exempt facilities or family, friend, and neighbor care. The
10 data provided by the department to the education research data center
11 must include information on children who participate in these
12 programs, including their name and date of birth, and dates the child
13 received services at a particular facility.

14 (b) ECEAP early learning professionals must enter any new
15 qualifications into the department's professional development
16 registry starting in the 2015-16 school year, and every school year
17 thereafter. By October 2017, and every October thereafter, the
18 department must provide updated ECEAP early learning professional
19 data to the education research data center.

20 (c) The department must request federally funded head start
21 programs to voluntarily provide data to the department and the
22 education research data center that is equivalent to what is being
23 provided for state-funded programs.

24 (d) The education research and data center must provide an
25 updated report on early childhood program participation and K-12
26 outcomes to the house of representatives appropriations committee and
27 the senate ways and means committee using available data every March
28 for the previous school year.

29 (e) The department, in consultation with the department of social
30 and health services, must withhold payment for services to early
31 childhood programs that do not report on the name, date of birth, and
32 the dates a child received services at a particular facility.

33 ~~((28))~~ (27) Funding in this section is sufficient for the
34 department to collaborate with the department of commerce to jointly
35 convene and facilitate a child care collaborative task force to
36 continue the work of the task force created in chapter 368, Laws of
37 2019 (2SHB 1344) to establish a true cost of quality of child care.
38 The task force shall report its findings and recommendations to the
39 governor and the appropriate committees of the legislature by
40 November 1, 2022.

1 ~~((29))~~ (28) \$900,000 of the general fund—state appropriation
2 for fiscal year 2022 is provided solely for the department to provide
3 early childhood education and assistance program services during July
4 and August of 2021 to address learning loss and to meet the unique
5 educational and other needs of 468 children whose enrollment was
6 interrupted or delayed due to the COVID-19 public health emergency.

7 (29) \$1,358,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$4,612,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for the
10 department to provide early childhood education and assistance
11 program services during summer 2022.

12 (30) \$409,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$859,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for a quality support rate for
15 the early childhood education and assistance program.

16 **Sec. 230.** 2021 c 334 s 230 (uncodified) is amended to read as
17 follows:

18 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—PROGRAM SUPPORT**
19 General Fund—State Appropriation (FY 2022). ~~(((\$171,339,000))~~
20 \$197,326,000
21 General Fund—State Appropriation (FY 2023). ~~(((\$171,554,000))~~
22 \$214,189,000
23 General Fund—Federal Appropriation. ~~(((\$194,079,000))~~
24 \$193,173,000
25 General Fund—Private/Local Appropriation. ~~(((\$394,000))~~
26 \$459,000
27 Education Legacy Trust Account—State Appropriation. \$180,000
28 Home Visiting Services Account—State Appropriation. . . ~~(((\$458,000))~~
29 \$472,000
30 Home Visiting Services Account—Federal Appropriation. \$380,000
31 TOTAL APPROPRIATION. ~~(((\$538,384,000))~~
32 \$606,179,000

33 The appropriations in this section are subject to the following
34 conditions and limitations:

35 (1) \$400,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$400,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for a Washington state mentoring
38 organization to continue its public-private partnerships providing

1 technical assistance and training to mentoring programs that serve
2 at-risk youth.

3 (2) (a) \$1,000 of the general fund—state appropriation for fiscal
4 year 2022, \$1,000 of the general fund—state appropriation for fiscal
5 year 2023, and \$2,000 of the general fund—federal appropriation are
6 provided solely for the implementation of an agreement reached
7 between the governor and the Washington federation of state employees
8 for the language access providers under the provisions of chapter
9 41.56 RCW for the 2021-2023 fiscal biennium, as provided in section
10 945 of this act.

11 (b) \$6,000 of the general fund—state appropriation for fiscal
12 year 2023 and \$2,000 of the general fund—federal appropriation are
13 provided solely for the implementation of an agreement reached
14 between the governor and the Washington federation of state employees
15 for the language access providers under the provisions of chapter
16 41.56 RCW for fiscal year 2023 as provided in section 936 of this
17 act.

18 (3) \$100,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$100,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for a full-time employee to
21 coordinate policies and programs to support pregnant and parenting
22 individuals receiving chemical dependency or substance use disorder
23 treatment.

24 (4) \$505,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$505,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the department to
27 collaborate with the office of the superintendent of public
28 instruction to complete a report with options and recommendations for
29 administrative efficiencies and long-term strategies that align and
30 integrate high-quality early learning programs administered by both
31 agencies and consistent with implementation of Engrossed Second
32 Substitute Senate Bill No. 5237 (child care dev. exp.). The report,
33 due September 1, 2022, shall address capital needs, data collection
34 and data sharing, licensing changes, quality standards, options for
35 community-based and school-based settings with inclusive facilities
36 and operations, fiscal modeling, statutory changes needed to achieve
37 administrative efficiencies, and all other requirements of Engrossed
38 Second Substitute Senate Bill No. 5237 (child care & early dev.
39 exp.).

1 (5) Within existing resources, the department shall submit a
2 brief report to the governor and appropriate legislative committees
3 by December 1, 2022, outlining options for creating a new dedicated
4 account for adoption support that will meet 42 U.S.C. Sec. 473
5 requirements. The report shall include a methodology for calculating
6 savings in a manner that can be incorporated into the adoption
7 support forecast budget process, statutory needs, and expenditure
8 guidelines for the account.

9 (6) \$150,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$150,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for a statewide nonprofit with
12 demonstrated capability of partnering with state agencies and
13 community organizations to develop public-facing regionalized data
14 dashboards and reports to support the goals of the department and the
15 early learning advisory council, pursuant to Engrossed Second
16 Substitute Senate Bill No. 5237 (child care & early learning dev.
17 exp.).

18 (7) \$2,500,000 of the general fund—state appropriation for fiscal
19 year 2022, \$2,500,000 of the general fund—state appropriation for
20 fiscal year 2023, and \$5,000,000 of the general fund—federal
21 appropriation are provided solely for the implementation of Engrossed
22 Second Substitute House Bill No. 1227 (child abuse allegations). ~~((If~~
23 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
24 ~~this subsection shall lapse.))~~

25 (8) \$20,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$20,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the implementation of
28 Engrossed Substitute Senate Bill No. 5118 (reentry). ~~((If the bill is~~
29 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
30 ~~shall lapse.))~~

31 (9) \$6,532,000 of the general fund—state appropriation for fiscal
32 year 2022, \$7,385,000 of the general fund—state appropriation for
33 fiscal year 2023, and \$6,083,000 of the general fund—federal
34 appropriation (CRRSA) are provided solely for the department to
35 migrate the social service payment system to a cloud-based payment
36 system in order to implement child care stabilization grants, child
37 care subsidy rate enhancements, and other payments intended to
38 support child care providers during and after the COVID-19 public
39 health emergency, to implement changes to the social service payment

1 system necessary to implement these payments, and for other
2 improvements necessary for the successful implementation of Engrossed
3 Second Substitute Senate Bill No. 5237 (child care & early dev.
4 exp.). The amounts in this section are subject to the conditions,
5 limitations, and review provided in section 701 of this act.

6 (10) \$250,000 of the general fund—federal appropriation (CARES)
7 is provided solely for the department to develop or contract to
8 develop a language access plan that addresses equity and access for
9 immigrant, multilingual providers, caregivers, and families. The plan
10 must be submitted to the appropriate committees of the legislature by
11 June 30, 2022. The plan must include, but is not limited to, the
12 following:

13 (a) A needs assessment and staffing recommendation for program
14 accessibility at the department for individuals with limited English
15 and a geographic landscape analysis of language needs for providers,
16 caregivers, and families in their interactions with the department;

17 (b) A review of successful language access policies and practices
18 in public agencies to effectively address the needs of non-English
19 speaking families, providers, and other stakeholders;

20 (c) An alignment of best practices across the department in
21 multilingual workforce development;

22 (d) A framework for proactive community engagement to provide
23 child care providers, early learning providers, or families that
24 speak languages other than English access to information and support
25 in navigating English-dominant state resources at the department;

26 (e) Recommendations for a continuous improvement model of
27 measuring progress and success in language access at the department;
28 and

29 (f) Compliance with federal and state laws at the department.

30 (11) \$40,000 of the general fund—federal appropriation (CRRSA) is
31 provided solely for the department to establish a process for
32 informing, upon clearance of required background checks, employees of
33 licensed family home, center-based, and outdoor nature-based
34 childcares about available financial supports and options for
35 accessing health coverage. On at least an annual basis, no less than
36 45 days before the start of open-enrollment, the department must
37 share with the health benefits exchange (exchange) and designated
38 navigator organizations, but no additional third-party entity,
39 workforce data identifying licensed childcare employees for the sole
40 purpose of outreach, enrollment, verification, and other program

1 implementation activities identified by the exchange. The department
2 must share with the exchange and designated navigator organizations,
3 but no additional third-party entity, workforce data identifying
4 newly licensed childcare employees on an ongoing basis as needed
5 during the plan year for the sole purpose of outreach, enrollment,
6 verification, and other program implementation activities identified
7 by the exchange.

8 (12) \$1,494,000 of the general fund—federal appropriation is
9 provided solely for the department to implement the family first
10 prevention services act requirements, including technology
11 enhancements to support the automated assessments, data quality, and
12 reporting requirements. Funding provided in this subsection is
13 subject to the conditions, limitations, and review provided in
14 section 701 of this act.

15 (13) \$267,000 of the general fund—state appropriation for fiscal
16 year 2022, \$717,000 of the general fund—state appropriation for
17 fiscal year 2023, and \$223,000 of the general fund—federal
18 appropriation are provided solely for the implementation of Second
19 Substitute House Bill No. 1219 (youth counsel/dependency). (~~(If the~~
20 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
21 ~~subsection shall lapse.))~~)

22 (14) \$85,000 of the general fund—state appropriation for fiscal
23 year 2022 is provided solely for the implementation of Engrossed
24 Second Substitute House Bill No. 1295 (institutional ed/release).
25 (~~(If the bill is not enacted by June 30, 2021, the amount provided in~~
26 ~~this subsection shall lapse.))~~)

27 (15) \$848,000 of the general fund—state appropriation for fiscal
28 year 2022, \$848,000 of the general fund—state appropriation for
29 fiscal year 2023, and \$384,000 of the general fund—federal
30 appropriation are provided solely for the implementation of Engrossed
31 Second Substitute House Bill No. 1194 (parent-child visitation). (~~(If~~
32 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
33 ~~this subsection shall lapse.))~~)

34 (16)(a) \$1,000,000 of the general fund—state appropriation for
35 fiscal year 2023 and \$24,000 of the general fund—federal
36 appropriation are provided solely for the department to expand its
37 housing pilot to two additional sites. The housing pilot will serve
38 hard-to-place foster youth who are at least 16 years old with housing
39 and intensive case management.

1 (b) \$96,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$24,000 of the general fund—federal appropriation are
3 provided solely for the extraordinary litigation expenses of the
4 attorney general's office related to the case of *D.S., et al. v.*
5 *DCYF*, United States district court western district of Washington
6 case no. 2:21-cv-00111-BJR.

(End of part)

PART III
NATURAL RESOURCES

Sec. 301. 2021 c 334 s 301 (uncodified) is amended to read as follows:

FOR THE COLUMBIA RIVER GORGE COMMISSION

| | |
|--|--------------------------|
| General Fund—State Appropriation (FY 2022) | \$752,000 |
| General Fund—State Appropriation (FY 2023) | (\$820,000) |
| | <u>\$850,000</u> |
| General Fund—Federal Appropriation | \$32,000 |
| General Fund—Private/Local Appropriation | (\$1,354,000) |
| | <u>\$1,379,000</u> |
| TOTAL APPROPRIATION | (\$2,958,000) |
| | <u>\$3,013,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$94,000 of the general fund—state appropriation for fiscal year 2022 and \$94,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a land use planner to provide land use planning services dedicated to Klickitat county. Because the activities of the land use planner are solely for the benefit of Washington state, Oregon is not required to provide matching funds for this activity.

(2) \$88,000 of the general fund—state appropriation for fiscal year 2022, \$125,000 of the general fund—state appropriation for fiscal year 2023, and \$213,000 of the general fund—private/local appropriation are provided solely for the access database replacement project, and is subject to the conditions, limitations, and review provided in section 701 of this act.

Sec. 302. 2021 c 334 s 302 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

| | |
|--|---------------------------|
| General Fund—State Appropriation (FY 2022) | (\$47,364,000) |
| | <u>\$45,530,000</u> |
| General Fund—State Appropriation (FY 2023) | (\$39,868,000) |
| | <u>\$53,368,000</u> |
| General Fund—Federal Appropriation | (\$98,760,000) |
| | <u>\$101,200,000</u> |

| | | |
|----|---|-------------------------------|
| 1 | General Fund—Private/Local Appropriation. | ((\$26,999,000)) |
| 2 | | <u>\$27,545,000</u> |
| 3 | Reclamation Account—State Appropriation. | ((\$4,286,000)) |
| 4 | | <u>\$4,453,000</u> |
| 5 | Flood Control Assistance Account—State Appropriation. | ((\$4,066,000)) |
| 6 | | <u>\$4,200,000</u> |
| 7 | Aquatic Lands Enhancement Account—State | |
| 8 | Appropriation. | \$150,000 |
| 9 | State Emergency Water Projects Revolving Account— | |
| 10 | State Appropriation. | \$40,000 |
| 11 | Waste Reduction, Recycling, and Litter Control | |
| 12 | Account—State Appropriation. | ((\$26,666,000)) |
| 13 | | <u>\$29,036,000</u> |
| 14 | State Drought Preparedness Account—State | |
| 15 | Appropriation. | \$204,000 |
| 16 | State and Local Improvements Revolving Account—Water | |
| 17 | Supply Facilities—State Appropriation. | \$186,000 |
| 18 | Water Rights Tracking System Account—State | |
| 19 | Appropriation. | \$48,000 |
| 20 | Site Closure Account—State Appropriation. | \$582,000 |
| 21 | Wood Stove Education and Enforcement Account—State | |
| 22 | Appropriation. | ((\$567,000)) |
| 23 | | <u>\$580,000</u> |
| 24 | Worker and Community Right to Know Fund—State | |
| 25 | Appropriation. | ((\$1,968,000)) |
| 26 | | <u>\$2,053,000</u> |
| 27 | Water Rights Processing Account—State Appropriation. | \$39,000 |
| 28 | Water Quality Permit Account—State Appropriation. | ((\$46,578,000)) |
| 29 | | <u>\$50,077,000</u> |
| 30 | Underground Storage Tank Account—State Appropriation. | ((\$3,876,000)) |
| 31 | | <u>\$4,228,000</u> |
| 32 | Biosolids Permit Account—State Appropriation. | ((\$2,594,000)) |
| 33 | | <u>\$2,730,000</u> |
| 34 | Hazardous Waste Assistance Account—State | |
| 35 | Appropriation. | ((\$7,389,000)) |
| 36 | | <u>\$7,753,000</u> |
| 37 | Radioactive Mixed Waste Account—State Appropriation. | ((\$22,281,000)) |
| 38 | | <u>\$23,605,000</u> |
| 39 | Air Pollution Control Account—State Appropriation. | ((\$4,135,000)) |

| | | |
|----|--|--------------------------------|
| 1 | | <u>\$4,366,000</u> |
| 2 | Oil Spill Prevention Account—State Appropriation. . . | ((\$6,446,000)) |
| 3 | | <u>\$7,073,000</u> |
| 4 | Air Operating Permit Account—State Appropriation. . . | ((\$4,786,000)) |
| 5 | | <u>\$5,017,000</u> |
| 6 | Wastewater Treatment Plant Operator Certification | |
| 7 | Account—State Appropriation. | \$552,000 |
| 8 | Oil Spill Response Account—State Appropriation. | \$7,076,000 |
| 9 | Model Toxics Control Operating Account—State | |
| 10 | Appropriation. | ((\$283,123,000)) |
| 11 | | <u>\$300,805,000</u> |
| 12 | Model Toxics Control Operating Account—Local | |
| 13 | Appropriation. | \$499,000 |
| 14 | Voluntary Cleanup Account—State Appropriation. | \$344,000 |
| 15 | Paint Product Stewardship Account—State | |
| 16 | Appropriation. | \$140,000 |
| 17 | Dedicated Marijuana Account—State Appropriation | |
| 18 | (FY 2022). | ((\$270,000)) |
| 19 | | <u>\$284,000</u> |
| 20 | Dedicated Marijuana Account—State Appropriation | |
| 21 | (FY 2023). | ((\$276,000)) |
| 22 | | <u>\$306,000</u> |
| 23 | Water Pollution Control Revolving Administration | |
| 24 | Account—State Appropriation. | ((\$4,566,000)) |
| 25 | | <u>\$5,485,000</u> |
| 26 | Clean Fuels Program Account—State Appropriation. | \$382,000 |
| 27 | Climate Investment Account—State Appropriation. | ((\$5,139,000)) |
| 28 | | <u>\$7,138,000</u> |
| 29 | TOTAL APPROPRIATION. | ((\$652,245,000)) |
| 30 | | <u>\$697,074,000</u> |

31 The appropriations in this section are subject to the following
32 conditions and limitations:

33 (1) \$910,000 of the model toxics control operating account—state
34 appropriation is provided solely for the department to grant to the
35 northwest straits commission to distribute equally among the seven
36 Puget Sound marine resource committees.

37 (2) \$2,024,000 of the model toxics control operating account—
38 state appropriation is provided solely for additional staff to
39 process an increased workload of clean water act certification

1 requests and to process all United States army corps of engineers
2 permitted projects in Washington within the sixty-day processing
3 requirement, should it be implemented.

4 (3) (~~Within the amounts appropriated in this section,~~) \$287,000
5 of the model toxics control operating account—state appropriation is
6 provided solely for the department (~~must~~) to adopt rules to
7 implement the provisions of RCW 88.40.025.

8 (4) \$739,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$363,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the implementation of
11 Engrossed Second Substitute House Bill No. 1050 (fluorinated gases).
12 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
13 ~~in this subsection shall lapse.~~)

14 (5) \$2,277,000 of the general fund—state appropriation for fiscal
15 year 2022, \$897,000 of the general fund—state appropriation for
16 fiscal year 2023, and \$382,000 of the clean fuels program account—
17 state appropriation are provided solely for the implementation of
18 Engrossed Third Substitute House Bill No. 1091 (transportation fuel/
19 carbon). (~~If the bill is not enacted by June 30, 2021, the amounts~~
20 ~~provided in this subsection shall lapse.~~)

21 (6) \$262,000 of the model toxics control operating account—state
22 appropriation is provided solely for the implementation of Engrossed
23 Second Substitute House Bill No. 1382 (salmon recovery projects).
24 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
25 ~~this subsection shall lapse.~~)

26 (7) \$170,000 of the oil spill prevention account—state
27 appropriation is provided solely for a contract with the University
28 of Washington's sea grant program to continue an educational program
29 targeted to small spills from commercial fishing vessels, ferries,
30 cruise ships, ports, and marinas.

31 (8) \$204,000 of the model toxics control operating account—state
32 appropriation is provided solely for implementation of Executive
33 Order No. 12-07, Washington's response to ocean acidification.

34 (9) \$14,000,000 of the model toxics control operating account—
35 state appropriation is provided solely for the department to provide
36 grants to local governments for the purpose of supporting local solid
37 waste and financial assistance programs.

38 (10) \$150,000 of the aquatic lands enhancement account—state
39 appropriation is provided solely for implementation of the state

1 marine management plan and ongoing costs of the Washington coastal
2 marine advisory council to serve as a forum and provide
3 recommendations on coastal management issues.

4 (11) \$588,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$662,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the department to address
7 outstanding water rights issues. Of the amounts provided in this
8 subsection:

9 (a) \$463,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$537,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for preparation and filing of
12 adjudications of state water rights in the Nooksack (water resource
13 inventory area 1) and lake Roosevelt and middle tributaries (water
14 resource inventory area 58) watersheds. The department will not file
15 an adjudication in water resource inventory area 1 prior to June 1,
16 2023; and

17 (b) \$125,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$125,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for Whatcom county to support a
20 collaborative process among local water users and water right holders
21 that can complement water rights adjudication in the Nooksack (water
22 resources inventory area 1) watershed. Funding is provided for
23 facilitation and mediation among parties, development of planning and
24 technical information, and assessment of local solutions. At a
25 minimum, the collaborative process must seek to provide opportunities
26 for discussion of increasing salmon populations and preserving
27 farmland.

28 (12) (~~(\$242,000)~~) \$178,000 of the model toxics control operating
29 account—state appropriation is provided solely for an equipment cache
30 grant for the Jamestown S'klallam Tribe for a new response vehicle.

31 (13) \$398,000 of the model toxics control operating account—state
32 appropriation is provided solely for consumer product testing data
33 validation services to support increases to the agency's product
34 testing program.

35 (14) \$2,305,000 of the model toxics control operating account—
36 state appropriation is provided solely to increase the department's
37 capacity to test for toxics in children's products and other general
38 consumer goods, to implement needed policy changes resulting from
39 product testing, to communicate results to the public, and to conduct

1 a feasibility study to add an inorganics component to the plan for
2 new laboratory space at the department's headquarters building in
3 Lacey, Washington.

4 (15) \$497,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$497,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the department to provide
7 grants to conservation organizations and certain tribes for the
8 purpose of coordination, monitoring, and research related to Puget
9 Sound kelp conservation and recovery. Of the amounts provided in this
10 subsection the department shall distribute grants as follows:
11 \$175,000 each fiscal year to the Northwest Straits commission;
12 \$72,000 each fiscal year to the Lower Elwha Klallam Tribe; \$100,000
13 each fiscal year to the Samish Indian Nation; and \$150,000 each
14 fiscal year to the Puget Sound Restoration Fund.

15 (16) \$2,000,000 of the model toxics control operating account—
16 state appropriation is provided solely for the Spokane river regional
17 toxics task force to address elevated levels of polychlorinated
18 biphenyls in the Spokane river.

19 (17) \$150,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for the department to grant to Clark
21 county for the purpose of designing the process for developing a
22 long-term plan to restore and maintain the health of Vancouver lake,
23 a category 5 303(d) status impaired body of water, as well as
24 designing an institutional structure to take responsibility for the
25 plan's implementation in a financially sustainable manner. The plan
26 will build on existing work completed by the county, state agencies,
27 and nonprofit organizations. The department will support the work of
28 the county to include involvement by property owners around the lake
29 and within the watersheds that drain to the lake, the department of
30 natural resources, the department of fish and wildlife, other state
31 agencies and local governments with proprietary or regulatory
32 jurisdiction, tribes, and nonprofit organizations advocating for the
33 lake's health. The design should address timelines for plan
34 development, roles and responsibilities of governmental and nonprofit
35 entities, potential funding sources and options for plan
36 implementation, including formation of a potential lake management
37 district under chapter 36.61 RCW, and the management objectives to be
38 included in the plan.

1 (18) \$80,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for the department to work with the
3 Guemes island planning advisory committee to follow on to a United
4 States geologic survey study of the island's aquifer recharge areas,
5 quantify an updated water budget, and provide an accurate water-level
6 analysis and water-table map of the two aquifers on the island.

7 (19) \$150,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$150,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the department to support
10 the Pierce county health department and the friends of Spanaway lake
11 to treat and clean up elevated phosphorus and algae levels in
12 Spanaway lake.

13 (20) \$92,000 of the general fund—state appropriation for fiscal
14 year 2022 is provided solely to San Juan county for a study to build
15 on the existing knowledge of the islands' water resources to gain a
16 current understanding of the state of groundwater in the county,
17 including hydrologic data evaluation, completing recharge estimates,
18 and updating the water balance.

19 (21) \$146,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for the department to work with
21 landowners, state agencies, and others to analyze the water quality
22 of Deep lake.

23 (22) \$195,000 of the model toxics control operating account—state
24 appropriation is provided solely for the department to carry out an
25 assessment of potential hazards of 6PPD (CAS 793-24-8) and other
26 chemicals or chemical classes and breakdown products used as anti-
27 oxidants and/or antiozonants in tires and submit a technical memo to
28 the appropriate committees of the legislature by December 1, 2021.

29 (23) \$523,000 of the model toxics control operating account—state
30 appropriation is provided solely for the department to work with the
31 department of transportation, University of Washington-Tacoma, and
32 Washington State University-Puyallup to identify priority areas
33 affected by 6PPD or other related chemicals toxic to aquatic life
34 from roads and transportation infrastructure and on best management
35 practices for reducing toxicity. This includes developing a standard
36 method for the laboratory measurement of 6PPD-quinone and related
37 chemicals. The department will submit a report to the appropriate
38 committees of the legislature by November 1, 2022.

1 (24) \$1,090,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$1,090,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the
4 department to create a database, monitoring program, and laboratory
5 assessment method regarding polychlorinated biphenyls (PCB).
6 (~~Within~~) Of the amount provided in this subsection, \$440,000 is
7 provided to enhance the environmental information management
8 database; \$1,200,000 is provided to create a long-term statewide PCB
9 monitoring program; and \$540,000 is provided for developing a PCB
10 specific laboratory method for conducting analysis. The department
11 must coordinate with the department of fish and wildlife on the
12 implementation of this subsection and for recommending PCB clean-up
13 projects for legislative funding in subsequent appropriations.

14 (25) \$847,000 of the model toxics control operating account—state
15 appropriation is provided solely for the implementation of Engrossed
16 Second Substitute Senate Bill No. 5022 (recycling, waste, & litter).
17 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
18 ~~this subsection shall lapse.~~)

19 (26) (~~(\$11,716,000)~~) \$11,068,000 of the general fund—state
20 appropriation for fiscal year 2022, (~~(\$6,284,000)~~) \$7,788,000 of the
21 general fund—state appropriation for fiscal year 2023, and
22 (~~(\$5,139,000)~~) \$6,589,000 of the climate investment account—state
23 appropriation are provided solely for the implementation of Engrossed
24 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~
25 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
26 ~~this subsection shall lapse.~~)

27 (27) \$95,000 of the general fund—state appropriation for fiscal
28 year 2022, \$105,000 of the general fund—state appropriation for
29 fiscal year 2023, \$61,000 of the waste reduction, recycling, and
30 litter control account—state appropriation, \$231,000 of the water
31 quality permit account—state appropriation, \$31,000 of the hazardous
32 waste assistance account—state appropriation, \$31,000 of the oil
33 spill prevention account—state appropriation, and \$983,000 of the
34 model toxics control operating account—state appropriation are
35 provided solely for the implementation of Engrossed Second Substitute
36 Senate Bill No. 5141 (environmental justice task force
37 recommendations). (~~If the bill is not enacted by June 30, 2021, the~~
38 ~~amounts provided in this subsection shall lapse.~~)

1 (28) \$43,000 of the model toxics control operating account—state
2 appropriation is provided solely for the implementation of Substitute
3 Senate Bill No. 5381 (fish passage project permits). ~~((If the bill is
4 not enacted by June 30, 2021, the amount provided in this subsection
5 shall lapse.))~~

6 (29) \$52,000 of the general fund—state appropriation for fiscal
7 year 2022, \$52,000 of the general fund—state appropriation for fiscal
8 year 2023, \$8,000 of the reclamation account—state appropriation,
9 \$8,000 of the flood control assistant account—state appropriation,
10 \$32,000 of the waste reduction, recycling, and litter control account
11 —state appropriation, \$4,000 of the worker and community right-to-
12 know account—state appropriation, \$120,000 of the water quality
13 permit account—state appropriation, \$10,000 of the underground
14 storage tank account—state appropriation, \$6,000 of the bio solids
15 permit account—state appropriation, \$18,000 of the hazardous waste
16 assistance account—state appropriation, \$52,000 of the radioactive
17 mixed waste account—state appropriation, \$10,000 of the air pollution
18 control account—state appropriation, \$20,000 of the oil spill
19 prevention account—state appropriation, \$12,000 of the air operating
20 permit account—state appropriation, \$514,000 of the model toxics
21 control operating account—state appropriation, and \$80,000 of the
22 water pollution control revolving administration account—state
23 appropriation are provided solely for the department to maintain and
24 license the new eHub system. Funding is subject to the conditions,
25 limitations, and review requirements of section 701 of this act.

26 (30) \$250,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$250,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the department to enter into
29 a contract with a qualified third party to develop standards that
30 provide a framework for assessing the quality of volume, validity,
31 and durability of potential future carbon dioxide removal projects.
32 The resulting product should be adequate to allow in-state entities
33 to analyze proposed carbon removal project for conformity with state
34 carbon reduction laws, rules, and goals. The selected vendor should
35 build upon previously completed analyses by the state of Washington
36 and the federal government.

37 (31) \$40,000 of the general fund—state appropriation for fiscal
38 year 2022 is provided solely for the department to:

1 (a) Develop recommendations and implement actions under existing
2 authority to modify the process for the review of water banks to
3 ensure that key information is made available to the public. The
4 changes should consider requirements such as:

5 (i) A description of a proposed banking and operations plan,
6 including the needs and customers the bank intends to serve, the
7 geographic area to be served, the portfolio of available mitigating
8 rights and their allowed uses, any anticipated change in use of
9 available mitigating rights, any limitations the bank intends to
10 impose in offering water rights for use, and anything else the
11 department deems necessary to promote transparency and the public
12 interest;

13 (ii) Reporting requirements that include any changes in the
14 intended customers or needs being serviced by the bank, any change in
15 the geographic area to be served, any anticipated change in the use
16 of available mitigating rights, any change in limitation the banks
17 intends to impose in offering water right for use, and any other
18 change the department deems necessary to promote transparency and the
19 public interest; and

20 (iii) Reporting requirements for publishing each change and
21 providing notice to pertinent parties and soliciting public comment.

22 (b) The department must build off its work directed under chapter
23 357, Laws of 2020 to refine recommendations on improving the state's
24 framework for water banking, water trust, and water right transfers.
25 Recommendations should address issues of private investment in water
26 banking and the merits of incentives and regulations pertaining to
27 the out-of-basin transfer of water rights. In refining its
28 recommendations, the department shall consult with tribes and
29 consider input from stakeholders with expertise in water banking.

30 (c) By December 31, 2021, the department shall update the
31 appropriate committees of the legislature on its progress on refining
32 policy recommendations under this section, including any recommended
33 statutory changes, and on the status of the pilot grant program
34 established under subsection (32) of this section.

35 (d) By December 1, 2022, the department shall submit a report to
36 the appropriate committees of the legislature on work conducted
37 pursuant to this section and on the pilot grant program established
38 under this section. The report should include but is not limited to a
39 summary of water banking activity funded including success and
40 challenges, a summary of outcomes of the pilot grant program, a

summary of actions taken under current authority, and policy recommendations. The policy recommendations may also come in the form of agency request legislation.

~~(32) ((\$4,500,000 of the general fund state appropriation for fiscal year 2022 and \$4,500,000 of the general fund state appropriation for fiscal year 2023 are provided solely for the department to administer the pilot grant program for water banking strategies to meet water needs as described in this section. Within available appropriations, grants must be awarded to qualified applicants according to (c) of this subsection. Grant awards must be limited to not more than \$2,000,000 per applicant.~~

~~(a) Grant awards may only be used for:~~

~~(i) Development of water banks in rural counties as defined in RCW 82.14.370(5) that have the headwaters of a major watershed within their borders and only for water banking strategies within the county of origin. A major watershed has the same meaning as shoreline of the state in RCW 90.58.030(2)(f)(v)(A) and (B);~~

~~(ii) Acquisition of water rights appropriate for use in a water bank including all costs necessary to evaluate the water right for eligibility for its intended use; and~~

~~(iii) Activities necessary to facilitate the creation of a water bank.~~

~~(b) For the purposes of a grant pursuant to this section, a water bank must meet water needs, which include but are not limited to agricultural use and instream flow for fish and wildlife. The water bank must preserve water rights for use in the county of origin and for permanent instream flows for fish and wildlife through the primary and secondary reaches of the water right.~~

~~(c) To be qualified for these funds, an applicant must also show:~~

~~(i) That the applicant has sufficient expertise and capacity to develop and maintain a water bank consistent with the purposes of this appropriation;~~

~~(ii) That the applicant has secured a valid interest to purchase a water right;~~

~~(iii) That the water rights appear to be adequate for the intended use;~~

~~(iv) That the applicant agrees to have one-third of any water right purchased with the funds appropriated under this section to have its purpose of use changed permanently to instream flow benefiting fish and wildlife; and~~

1 ~~(v) That the applicant is a public entity or a participant in a~~
2 ~~public/private partnership with a public entity.~~

3 ~~(33))~~ \$500,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$500,000 of the general fund—state appropriation
5 for fiscal year 2023 are provided solely for the department to:

6 (a) Establish and administer a pilot grant program for
7 implementing water banking strategies to meet local water needs;

8 (b) Review water banking grant applications submitted under this
9 section, including evaluation of water right suitability; and

10 (c) Develop and finalize water banking agreements, trust water
11 right agreements, and other necessary legal instruments with entities
12 selected to receive grants under this section.

13 ~~((34))~~ (33) \$30,000 of the general fund—state appropriation for
14 fiscal year 2022 is provided solely for the department to designate a
15 regional clean air agency to convene a stakeholder group to assess
16 and develop recommendations for reducing and mitigating air quality
17 impacts in the form of noxious odors resulting from asphalt plants in
18 the Puget Sound region. The stakeholder group should include
19 representatives from the asphalt industry, cities within a county in
20 the region in which an asphalt plant is located, the Puget Sound
21 clean air agency, local and state health departments, research
22 institutions, and a community or environmental organization
23 representative with expertise in air pollution, toxicology, or other
24 relevant fields. The recommendations must address steps needed for
25 asphalt production facilities to develop odor control plans and best
26 management practices to reduce noxious odors that negatively impact
27 neighboring residents, businesses and persons utilizing publicly
28 owned recreational facilities. A report containing recommendations
29 must be submitted to the appropriate committees of the legislature by
30 December 1, 2021.

31 (34) \$233,000 of the model toxics control operating account—state
32 appropriation and \$100,000 of the oil spill prevention account—state
33 appropriation are provided solely for additional staff to develop and
34 implement new area contingency plans related to spill response in
35 Washington state.

36 (35) \$1,642,000 of the model toxics control operating account—
37 state appropriation and \$115,000 of the underground storage tank
38 account—state appropriation are provided solely for additional staff
39 to meet environmental protection agency underground storage tank site

1 inspection requirements and oversee the cleanup of known contaminated
2 leaking underground storage tank sites in Washington.

3 (36) \$1,800,000 of the waste reduction, recycling, and litter
4 control account—state appropriation is provided solely for
5 implementation of the food waste reduction act of 2019, chapter 255
6 Laws of 2019, through a series of food waste reduction campaigns, in
7 addition to continuing to invest in litter prevention campaigns to
8 address the state's ongoing litter problem.

9 (37) \$1,382,000 of the model toxics control operating account—
10 state appropriation is provided solely to develop methods and analyze
11 6PPD compounds in water and sediment, establish baseline monitoring
12 data, and fund projects to identify best management practices and
13 treatment devices that remove 6PPD from stormwater.

14 (38) \$1,322,000 of the model toxics control operating account—
15 state appropriation is provided solely for the department to complete
16 a full safer alternatives assessment of the 6PPD compounds used in
17 tires. The assessment shall incorporate and evaluate toxicity data of
18 alternatives on Coho and other species. Of the amounts provided in
19 this subsection, \$246,000 of the model toxics control operating
20 account—state appropriation is provided to support materials science
21 expertise and collection of industry data necessary to evaluate
22 feasibility of alternatives. The department shall provide a completed
23 assessment to the governor's office, office of financial management,
24 and the appropriate committees of the legislature, and, if the
25 department finds safer alternatives exist, include recommended
26 regulatory, policy, or legislative actions to advance safer
27 alternatives.

28 (39) \$4,000,000 of the model toxics control operating account—
29 state appropriation is provided solely for grants to local stormwater
30 municipalities for expanding capacity to address stormwater
31 management needs and meeting new municipal stormwater permit
32 requirements, including stormwater management action planning to
33 ensure that capital stormwater retrofit projects and other local
34 stormwater management actions are prioritized, planned, and scheduled
35 for construction or implementation.

36 (40) \$350,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for the department to establish a permit
38 assistance unit to facilitate the timely and efficient processing of
39 permits for low carbon energy facilities and projects.

1 (41) \$1,378,000 of the general fund—state appropriation for
2 fiscal year 2023 and \$549,000 of the climate investment account—state
3 appropriation is provided solely for the department to increase air
4 quality monitoring in overburdened communities as directed under RCW
5 70A.65.020(1).

6 (42) \$557,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for coordinating regulatory efforts to
8 address temperature and other water quality issues associated with
9 dams on the Columbia and Snake rivers, and for additional staff to
10 assist with hydropower relicensing and license implementation.

11 (43)(a) \$709,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely for the department to develop
13 recommendations for changes to water resource management statutes
14 that would enable management of water resources to more effectively
15 address increasing demand, adapt to climate change, and improve
16 critical stream flows to aid salmon recovery.

17 (b) The department shall convene and facilitate meetings of
18 stakeholders, water law experts, and tribes to assess changes needed
19 to standardize and update the laws that govern the department's water
20 right permitting and compliance actions. The department shall seek
21 and consider all input from stakeholders on potential policy changes
22 to improve water resource management.

23 (c) The department shall consult with federally recognized tribes
24 located in Washington and bordering areas and solicit input to
25 consider in the department's recommendations.

26 (d) By December 1, 2022, the department must update the
27 legislature on its progress in the implementation of this section.

28 (e) By November 1, 2023, the department must make recommendations
29 to the legislature in accordance with RCW 43.01.036. At a minimum,
30 recommendations will address changes to the water code to:

31 (i) Protect senior water rights from impairment, including
32 adopted instream flows;

33 (ii) Provide incentives for water conservation and use of
34 reclaimed water;

35 (iii) Address climate change in water management; and

36 (iv) Strengthen linkages between water right permitting and
37 compliance with growth management obligations to protect instream
38 resources.

(44) \$264,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to administer grants, funded under section 3008, chapter . . . , Laws of 2022 (the 2022 supplemental omnibus capital budget), to identify and implement new tools and incentives needed to advance and accelerate riparian standard implementation to protect and improve water quality and salmon habitat in priority impaired watersheds.

(45) \$500,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to develop and administer green infrastructure for stream resilience projects, funded under section 3009, chapter . . . , Laws of 2022 (the 2022 supplemental omnibus capital budget), to boost stream flows during critical periods to improve stream resilience due to climate change impacts.

(46) \$4,232,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to administer grants to the federally recognized Indian tribes whose ancestral lands and territories lie within the borders of Washington state, to support tribal government review of and consultation regarding climate commitment act funded projects and programs. Of the amounts provided in this subsection:

(a) \$232,000 is provided solely for the department to administer the grants.

(b) \$4,000,000 is provided solely for grants distributed equally to the 29 federally recognized tribes. If a tribe decides not to request a grant the agency may distribute unallocated amounts to the participating tribes.

Sec. 303. 2021 c 334 s 303 (uncodified) is amended to read as follows:

FOR THE WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM

| | |
|--|------------------------------|
| General Fund—Federal Appropriation. | ((\$638,000)) |
| | <u>\$754,000</u> |
| Pollution Liability Insurance Agency Underground Storage Tank Revolving Account—State Appropriation. | \$957,000 |
| Pollution Liability Insurance Program Trust Account—State Appropriation. | ((\$1,392,000)) |
| | <u>\$1,449,000</u> |

TOTAL APPROPRIATION. ((~~\$2,987,000~~))
\$3,160,000

Sec. 304. 2021 c 334 s 304 (uncodified) is amended to read as follows:

FOR THE STATE PARKS AND RECREATION COMMISSION

General Fund—State Appropriation (FY 2022). ((~~\$29,059,000~~))
\$29,604,000

General Fund—State Appropriation (FY 2023). ((~~\$29,036,000~~))
\$32,241,000

General Fund—Federal Appropriation. ((~~\$7,058,000~~))
\$7,154,000

Winter Recreation Program Account—State
Appropriation. ((~~\$3,303,000~~))
\$4,906,000

Millersylvania Park Current Account—State
Appropriation. \$5,000

ORV and Nonhighway Vehicle Account—State
Appropriation. ((~~\$369,000~~))
\$387,000

Snowmobile Account—State Appropriation. ((~~\$5,645,000~~))
\$5,682,000

Aquatic Lands Enhancement Account—State
Appropriation. \$367,000

Parks Renewal and Stewardship Account—State
Appropriation. ((~~\$125,451,000~~))
\$143,355,000

Parks Renewal and Stewardship Account—Private/Local
Appropriation. \$420,000

TOTAL APPROPRIATION. ((~~\$200,708,000~~))
\$224,121,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$129,000 of the general fund—state appropriation for fiscal year 2022 and \$129,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a grant for the operation of the Northwest weather and avalanche center.

(2) \$100,000 of the general fund—state appropriation for fiscal year 2022 and \$100,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely for the commission to pay assessments charged by local improvement districts.

(3) (~~(\$406,000)~~) \$514,000 of the general fund—state appropriation for fiscal year 2022, (~~(\$322,000)~~) \$663,000 of the general fund—state appropriation for fiscal year 2023, and (~~(\$88,000)~~) \$249,000 of the parks renewal and stewardship account—state appropriation are provided solely for operating budget impacts from capital budget projects funded in the 2019-2021 fiscal biennium.

(4) (~~(\$272,000)~~) \$80,000 of the general fund—state appropriation for fiscal year 2022 and (~~(\$272,000)~~) \$464,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for an update to the Seashore conservation area survey and plan.

(5) \$130,000 of the general fund—state appropriation for fiscal year 2022 and \$130,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the commission to hire a diversity, equity, and inclusion coordinator to expand the diversity of the agency's workforce.

(6) \$85,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the facilitation of a work group that includes representation from the state parks and recreation commission, the commission on African American affairs, and stakeholders with expertise of the black experience in outdoor recreation to identify barriers to inclusion and develop recommendations to increase participation of Black Washingtonians in the state parks system and other outdoor recreation spaces and public parks. The work group will be selected by the governor's office and will consist of at least twelve participants representing diverse geographic, socioeconomic, and experiential backgrounds. The parks commission will enter into an interagency agreement with the commission on African American affairs to procure a contractor to facilitate the work group and develop a report with recommendations. The amount provided in this subsection may also be used for a survey or focus group to assess the needs of Black Washingtonians related to state parks and outdoor recreation. The work group will submit a report to the governor's office and appropriate committees of the legislature no later than (~~(January)~~) April 1, 2022.

(7) \$7,900,000 of the general fund—state appropriation for fiscal year 2022 and \$7,900,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the commission to increase

customer service, conduct more custodial maintenance, expand interpretive services, accelerate work on preventative maintenance and improve the conditions of park facilities, and expand public safety.

(8) \$90,000 of the general fund—state appropriation for fiscal year 2022 and \$6,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5259 (law enforcement data). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(9) \$76,000 of the general fund—state appropriation for fiscal year 2022 and \$907,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the commission to address needs identified in the "2017 vulnerability assessment" conducted by the climate impacts group and to install electric-vehicle charging stations for park-use vehicles to aid in compliance with executive order 21-04, zero emission vehicles.

(10) \$114,000 of the general fund—state appropriation for fiscal year 2022 and \$705,000 of the general fund—state appropriation for 2023 are provided solely for the commission to dedicate resources to government-to-government consultations with Indian tribes and implement executive order 21-02, archaeological and cultural resources.

Sec. 305. 2021 c 334 s 305 (uncodified) is amended to read as follows:

FOR THE RECREATION AND CONSERVATION OFFICE

| | |
|--|------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$4,119,000)) |
| | <u>\$4,273,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$3,655,000)) |
| | <u>\$4,458,000</u> |
| General Fund—Federal Appropriation | ((\$3,716,000)) |
| | <u>\$4,329,000</u> |
| General Fund—Private/Local Appropriation | \$24,000 |
| Aquatic Lands Enhancement Account—State | |
| Appropriation | ((\$320,000)) |
| | <u>\$385,000</u> |
| Firearms Range Account—State Appropriation | \$37,000 |
| Recreation Resources Account—State Appropriation . . . | ((\$3,999,000)) |

| | | |
|---|---|-------------------------------|
| 1 | | <u>\$4,405,000</u> |
| 2 | NOVA Program Account—State Appropriation. | ((\$1,444,000)) |
| 3 | | <u>\$1,486,000</u> |
| 4 | Youth Athletic Facility Nonappropriated Account— | |
| 5 | State Appropriation. | \$181,000 |
| 6 | TOTAL APPROPRIATION. | ((\$17,495,000)) |
| 7 | | <u>\$19,578,000</u> |

8 The appropriations in this section are subject to the following
9 conditions and limitations:

10 (1) \$125,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$125,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely to pass through to the Spokane
13 tribe of Indians for a pilot study of salmon migratory behavior and
14 survival upstream of the Chief Joseph and Grand Coulee dams.

15 (2)(a) \$375,000 of the general fund—state appropriation for
16 fiscal year 2022 is provided solely to conduct a comprehensive equity
17 review of state grant programs administered by the office. The office
18 may, in consultation with the interested parties identified in (d) of
19 this subsection, contract with a consultant to assist with the
20 community engagement and review necessary to complete this review
21 process.

22 (b) The purposes of this comprehensive equity review are:

23 (i) To reduce barriers to historically underserved populations'
24 participation in recreation and conservation office grant programs;

25 (ii) To redress inequities in existing recreation and
26 conservation office policies and programs; and

27 (iii) To improve the equitable delivery of resources and benefits
28 in these programs.

29 (c) In completing the comprehensive equity review required under
30 this section, the office shall:

31 (i) Identify changes to policy and operational norms and
32 practices in furtherance of the equity review purposes identified in
33 (b) of this subsection;

34 (ii) Identify new investments and programs that prioritize
35 populations and communities that have been historically underserved
36 by conservation and recreation policies and programs; and

37 (iii) Include consideration of historic and systemic barriers
38 that may arise due to any of the following factors: Race, ethnicity,
39 religion, income, geography, disability, and educational attainment.

(d) The office must collaborate with: (i) The Washington state commission on African American affairs; (ii) the Washington state commission on Asian Pacific American affairs; (iii) the Washington state commission on Hispanic affairs; (iv) the governor's office of Indian affairs; (v) the governor's committee on disability issues and employment; (vi) the office of equity; (vii) the office of minority and women's business enterprises; (viii) the environmental justice council if established by passage of Engrossed Second Substitute Senate Bill No. 5141; and (ix) other interested parties as appropriate to develop and conduct a community engagement process to inform the review.

(e) The office must complete the comprehensive equity review under this section and submit a final report, containing all of the elements and considerations specified in this section, to the legislature by June 30, 2022.

(3) \$76,000 of the general fund—state appropriation for fiscal year 2022 and \$76,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1382 (salmon recovery projects). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(4) \$200,000 of the general fund—federal appropriation, \$12,000 of the general fund—private/local appropriation, and ~~(((\$112,000))~~ \$116,000 of the aquatic lands enhancement account—state appropriation are provided solely for the implementation of Senate Bill No. 5063 (invasive species council expiration). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(5) \$37,000 of the firearms range account—state appropriation is provided solely to the recreation and conservation funding board for administration of the firearms range grant program as described in RCW 79A.25.210.

(6) ~~(((\$3,999,000))~~ \$4,405,000 of the recreation resources account—state appropriation is provided solely to the recreation and conservation funding board for administrative and coordinating costs of the recreation and conservation office and the board as described in RCW 79A.25.080(1).

(7) ~~(((\$1,444,000))~~ \$1,486,000 of the NOVA program account—state appropriation is provided solely to the recreation and conservation

1 funding board for administration of the nonhighway and off-road
2 vehicle activities program as described in chapter 46.09 RCW.

3 (8) \$1,809,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$1,809,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for a grant to a nonprofit
6 organization with a mission for salmon and steelhead restoration to
7 install near-term solutions to prevent steelhead mortality at the
8 Hood Canal bridge.

9 (9) \$140,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$140,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the governor's salmon
12 recovery office to coordinate ongoing recovery efforts of southern
13 resident orcas and monitor progress toward implementation of
14 recommendations from the governor's southern resident killer whale
15 task force.

16 (10) \$175,000 of the youth athletic facility nonappropriated
17 account—state appropriation is provided solely for a task force to
18 consider ways to improve equitable access to K-12 schools' fields and
19 athletic facilities and local parks agency facilities with the goal
20 of increasing physical activity for youth and families. The task
21 force shall be created and managed by the recreation and conservation
22 office. A portion of the funds must be used to inventory K-12 school
23 fields and athletic facilities and park agency facilities, and for
24 joint use agreements for these facilities. The task force
25 participants must represent geographic diversity and must include
26 representatives from the office of the superintendent of public
27 instruction, the Washington association of school administrators, the
28 association of Washington principals, and the Washington recreation
29 and parks association; participants with a background in public
30 health; and stakeholders who represent diverse communities and
31 communities of color. The task force shall consider joint use
32 agreements, partnerships, improved scheduling practices with local
33 parks agencies including facility rental fees, and other strategies,
34 and submit a report with best practices and policy recommendations to
35 the recreation and conservation funding board. A final report from
36 the board must be submitted to the governor's office and legislature
37 no later than February 1, 2022.

38 (11) \$209,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$209,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely to contract for implementation
2 of the Nisqually watershed stewardship plan.

3 (12) \$30,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for the office to facilitate the
5 transfer of management authority over the project known as the beach
6 lake conservation area from the current owner to a local public
7 government entity. If the current owner does not accept the offer to
8 transfer management authority, then the office must pursue all legal
9 means to enforce the right of public access consistent with the deed
10 restrictions as set forth in the contract PSAR #15-1045. The amount
11 provided in this subsection is intended to secure daily public
12 access, during daylight hours, with minimal closures to the beach
13 lake conservation area.

14 (13) \$345,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$345,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the connections program to
17 provide outdoor learning experiences and virtual learning support for
18 vulnerable youth in the Blaine and Mount Baker school districts. Of
19 the amounts provided in this subsection, \$25,000 in each fiscal year
20 is provided solely for an organization in Whatcom county that
21 increases access to environmental education.

22 (14) \$139,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for the governor's salmon recovery
24 office to implement the governor's salmon recovery strategy update by
25 convening the natural resources sub-cabinet on a regular basis and
26 developing biennial statewide work priorities with a recommended
27 budget for salmon recovery pursuant to RCW 77.85.030(4)(e) that align
28 with tribal priorities and regional salmon recovery plans. The office
29 shall submit the biennial implementation plan to the governor's
30 office and the office of financial management no later than October
31 31, 2022.

32 (15) \$250,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for the governor's salmon recovery
34 office to provide recommendations on establishing a dedicated funding
35 source for salmon recovery. The office shall consult with the office
36 of financial management when developing the recommendations. The
37 recommendations shall include prioritized options of long-term,
38 reliable funding for salmon recovery, a cost and feasibility analysis
39 of each recommendation, a legal analysis of proposed recommendations,

1 and a summary of input received, including consultation with Indian
2 tribes. The office shall submit a final report to the appropriate
3 committees of the legislature and the office of financial management
4 by June 30, 2023.

5 (16) \$50,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$150,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the governor's salmon
8 recovery office to provide a grant to the Spokane Tribe of Indians
9 for purposes of forming a Spokane river watershed lead entity
10 pursuant to RCW 77.85.050(1) and developing a habitat restoration
11 strategy to support reintroduction of salmon upstream of Chief Joseph
12 and Grand Coulee dams.

13 (17) \$100,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$200,000 of general fund—state appropriation for fiscal
15 year 2023 are provided solely for motorized and nonmotorized boater
16 education and outreach on Lake Union, with a specific goal of
17 preventing boat and airplane conflicts on the lake during peak
18 recreation season. Funds are to be made available to appropriate
19 local government or federal government agencies, or appropriate
20 nonprofit organizations.

21 **Sec. 306.** 2021 c 334 s 306 (uncodified) is amended to read as
22 follows:

23 **FOR THE ENVIRONMENTAL AND LAND USE HEARINGS OFFICE**

| | | |
|----|--|------------------------------|
| 24 | General Fund—State Appropriation (FY 2022) | ((\$2,686,000)) |
| 25 | | <u>\$2,737,000</u> |
| 26 | General Fund—State Appropriation (FY 2023) | ((\$2,728,000)) |
| 27 | | <u>\$3,144,000</u> |
| 28 | TOTAL APPROPRIATION. | ((\$5,414,000)) |
| 29 | | <u>\$5,881,000</u> |

30 **Sec. 307.** 2021 c 334 s 307 (uncodified) is amended to read as
31 follows:

32 **FOR THE CONSERVATION COMMISSION**

| | | |
|----|--|-------------------------------|
| 33 | General Fund—State Appropriation (FY 2022) | ((\$10,859,000)) |
| 34 | | <u>\$10,889,000</u> |
| 35 | General Fund—State Appropriation (FY 2023) | ((\$10,797,000)) |
| 36 | | <u>\$14,248,000</u> |
| 37 | General Fund—Federal Appropriation. | \$2,482,000 |

| | | |
|---|--|-------------------------------|
| 1 | General Fund—Private/Local Appropriation. | \$100,000 |
| 2 | Public Works Assistance Account—State Appropriation. | ((\$8,450,000)) |
| 3 | | <u>\$8,464,000</u> |
| 4 | Model Toxics Control Operating Account—State | |
| 5 | Appropriation. | \$1,110,000 |
| 6 | TOTAL APPROPRIATION. | ((\$33,798,000)) |
| 7 | | <u>\$37,293,000</u> |

8 The appropriations in this section are subject to the following
9 conditions and limitations:

10 (1) \$2,000,000 of the general fund—state appropriation for fiscal
11 year 2023 and \$100,000 of the general fund—private/local
12 appropriation ((is)) are provided solely for the sustainable farms
13 and fields program created in RCW 89.08.615 to provide technical
14 assistance, education, and outreach to promote carbon storage and
15 reduce greenhouse gas emissions. Grant funds may be used to promote
16 cover crops, cost-share opportunities such as purchases of equipment,
17 seeds, soil amendments, and development of conservation plans that
18 increase carbon storage and reduce greenhouse gas emissions.

19 (2) \$1,500,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$1,500,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for conservation district
22 technical assistance, project cultural resources review, project
23 engineering, agency administration, and cost-share grants to
24 landowners for recovery from wildfire damage, including, but not
25 limited to, rebuilding fences, seeding unstable slopes, controlling
26 weeds, and planting shrubs and trees for wildlife habitat.

27 (3) \$85,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$40,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the commission to:

30 (a) Enter into an agreement with the department of ecology for a
31 water bank in Okanogan county, which must focus solely on retaining
32 agricultural water rights for use by other agricultural producers in
33 the watershed of origin; and

34 (b) Report to the appropriate committees of the legislature by
35 December 31, 2022, on the effectiveness of the Okanogan water bank at
36 retaining agricultural water rights, and the potential for developing
37 additional water banks in Washington using this model.

38 (4) ((~~\$8,450,000~~)) \$8,464,000 of the public works assistance
39 account—state appropriation is provided solely for implementation of

the voluntary stewardship program. This amount may not be used to fund agency indirect and administrative expenses.

(5) \$170,000 of the general fund—state appropriation for fiscal year 2022 and \$170,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the commission to continue to convene and facilitate a food policy forum.

(6) \$1,000,000 of the general fund—state appropriation for fiscal year 2022 and \$1,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the commission to share evenly with conservation districts to increase assistance to landowners to achieve environmental stewardship and agricultural sustainability.

(7) \$23,000 of the general fund—state appropriation for fiscal year 2022 and \$4,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Second Substitute Senate Bill No. 5253 (pollinator health). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(8) \$1,300,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the commission to develop a riparian plant propagation program of native trees and shrubs to implement riparian restoration projects that meet riparian zone requirements established by the department of fish and wildlife. Plants will be made available for free or at a reduced cost to restoration projects where a landowner is meeting the riparian zone requirement pursuant to House/Senate Bill No. . . . (Z-0441/22) (governor request legislation concerning salmon recovery habitat).

Sec. 308. 2021 c 334 s 308 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF FISH AND WILDLIFE

| | |
|--|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$89,387,000)) |
| | <u>\$99,859,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$87,617,000)) |
| | <u>\$153,076,000</u> |
| General Fund—Federal Appropriation. | ((\$130,092,000)) |
| | <u>\$133,898,000</u> |
| General Fund—Private/Local Appropriation. | ((\$62,539,000)) |
| | <u>\$64,966,000</u> |

| | | |
|----|--|-------------------------------|
| 1 | ORV and Nonhighway Vehicle Account—State | |
| 2 | Appropriation. | ((\$646,000)) |
| 3 | | <u>\$678,000</u> |
| 4 | Aquatic Lands Enhancement Account—State | |
| 5 | Appropriation. | ((\$12,240,000)) |
| 6 | | <u>\$12,630,000</u> |
| 7 | Recreational Fisheries Enhancement Account—State | |
| 8 | Appropriation. | ((\$3,300,000)) |
| 9 | | <u>\$3,363,000</u> |
| 10 | Warm Water Game Fish Account—State Appropriation. . . | ((\$2,779,000)) |
| 11 | | <u>\$3,481,000</u> |
| 12 | Eastern Washington Pheasant Enhancement Account— | |
| 13 | State Appropriation. | ((\$675,000)) |
| 14 | | <u>\$865,000</u> |
| 15 | Limited Fish and Wildlife Account—State | |
| 16 | Appropriation. | ((\$32,825,000)) |
| 17 | | <u>\$39,317,000</u> |
| 18 | Special Wildlife Account—State Appropriation. | ((\$2,891,000)) |
| 19 | | <u>\$2,911,000</u> |
| 20 | Special Wildlife Account—Federal Appropriation. | ((\$518,000)) |
| 21 | | <u>\$520,000</u> |
| 22 | Special Wildlife Account—Private/Local Appropriation. . | ((\$3,634,000)) |
| 23 | | <u>\$3,688,000</u> |
| 24 | Wildlife Rehabilitation Account—State Appropriation. | \$661,000 |
| 25 | Ballast Water and Biofouling Management Account— | |
| 26 | State Appropriation. | \$10,000 |
| 27 | Regional Fisheries Enhancement Salmonid Recovery | |
| 28 | Account—Federal Appropriation. | \$5,001,000 |
| 29 | Oil Spill Prevention Account—State Appropriation. . . | ((\$1,163,000)) |
| 30 | | <u>\$1,219,000</u> |
| 31 | Aquatic Invasive Species Management Account—State | |
| 32 | Appropriation. | \$1,037,000 |
| 33 | Model Toxics Control Operating Account—State | |
| 34 | Appropriation. | ((\$2,969,000)) |
| 35 | | <u>\$2,979,000</u> |
| 36 | Fish, Wildlife, and Conservation Account—State | |
| 37 | Appropriation. | ((\$75,023,000)) |
| 38 | | <u>\$74,755,000</u> |
| 39 | Oyster Reserve Land Account—State Appropriation. | \$524,000 |

TOTAL APPROPRIATION. ((\$515,531,000))
\$605,438,000

The appropriations in this section are subject to the following conditions and limitations:

(1) \$45,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the implementation of Engrossed Substitute House Bill No. 1054 (peace officer tactics, equip). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))~~

(2) \$29,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the implementation of Engrossed Second Substitute House Bill No. 1310 (uses of force by officers). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))~~

(3) \$534,000 of the general fund—state appropriation for fiscal year 2022 and \$472,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1382 (salmon recovery projects). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(4) \$1,777,000 of the general fund—state appropriation for fiscal year 2022 and \$1,777,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to grant to the northwest Indian fisheries commission for hatchery operations that are prioritized to increase prey abundance for southern resident orcas, including \$200,000 per fiscal year for tagging and marking costs, and the remainder to grant to tribes in the following amounts per fiscal year: \$150,000 for the Quinault Indian Nation, \$199,000 for the Tulalip Tribes, \$268,000 for the Quileute Tribe, \$186,000 for the Puyallup Tribe, \$122,000 for the Port Gamble S'Klallam Tribe, \$25,000 for the Muckleshoot Indian Tribe, \$207,000 for the Squaxin Island Tribe, \$142,000 for the Skokomish Indian Tribe, and \$278,000 for the Lummi Nation. It is the intent of the legislature to continue this funding in future biennia.

(5) \$330,000 of the general fund—state appropriation for fiscal year 2022 and \$330,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to provide to the Yakama Nation for hatchery operations that are prioritized to

1 increase prey abundance for southern resident orcas. It is the intent
2 of the legislature to continue this funding in future biennia.

3 (6) \$175,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$175,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely to grant to public utility
6 districts for additional hatchery production that is prioritized to
7 increase prey abundance for southern resident orcas. It is the intent
8 of the legislature to continue this funding in future biennia.

9 (7) \$500,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$500,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely to the department for hatchery
12 maintenance.

13 (8) (~~(\$467,000)~~) \$3,319,000 of the general fund—state
14 appropriation for fiscal year 2022 and \$467,000 of the general fund—
15 state appropriation for fiscal year 2023 are provided solely to pay
16 for emergency fire suppression costs. These amounts may not be used
17 to fund agency indirect and administrative expenses.

18 (9) \$503,000 of the general fund—state appropriation for fiscal
19 year 2022, \$503,000 of the general fund—state appropriation for
20 fiscal year 2023, and \$440,000 of the general fund—federal
21 appropriation are provided solely for county assessments.

22 (10) \$400,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$400,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for a state match to support the
25 Puget Sound nearshore partnership between the department and the
26 United States army corps of engineers.

27 (11) (~~(\$378,000)~~) \$555,000 of the general fund—state
28 appropriation for fiscal year 2022 and (~~(\$378,000)~~) \$558,000 of the
29 general fund—state appropriation for fiscal year 2023 are provided
30 solely for operating budget impacts from capital budget projects
31 funded in the 2019-2021 fiscal biennium.

32 (12) \$477,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$477,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely to develop conflict mitigation
35 strategies for wolf recovery and staff resources in northeast
36 Washington for response to wolf-livestock conflicts. The department
37 must provide focus on minimizing wolf-livestock issues in the Kettle
38 range. The department is discouraged from the use of firearms from
39 helicopters for removing wolves.

1 (13) \$251,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$251,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for suppression, eradication,
4 and monitoring of northern pike in the Columbia river. The department
5 must work with the Spokane Tribe of Indians, the Confederated Tribes
6 of the Colville Reservation, and the Kalispel Tribe of Indians on
7 identifying appropriate actions to reduce threats to anadromous
8 salmon from invasive northern pike.

9 (14) \$753,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$753,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for expanded management of
12 pinniped populations on the lower Columbia river and its tributaries
13 with the goal of increasing chinook salmon abundance and prey
14 availability for southern resident orcas.

15 (15) \$1,262,000 of the general fund—state appropriation for
16 fiscal year 2022 and \$1,262,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for the costs
18 for the department to maintain shellfish sanitation activities
19 necessary to implement its memorandum of understanding with the
20 department of health to ensure the state is compliant with its
21 federal obligations under the model ordinance of the national
22 shellfish sanitation program.

23 (16) \$603,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$603,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the department to create a
26 statewide permittee assistance program as part of hydraulic project
27 approvals, in which department staff collaborate with landowners
28 during construction to help resolve risks of permit noncompliance.

29 (17) \$470,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$470,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the department to expand
32 efforts to survey the diets of seals and sea lions in Puget Sound and
33 identify nonlethal management actions to deter them from preying on
34 salmon and steelhead.

35 ((~~(19)~~)) (18) \$518,000 of the general fund—state appropriation
36 for fiscal year 2022 and \$519,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for the
38 department to continue to provide policy and scientific support to
39 the department of ecology regarding surface and groundwater

1 management issues as part of implementing chapter 90.94 RCW
2 streamflow restoration.

3 ~~((+20+))~~ (19) \$271,000 of the general fund—state appropriation
4 for fiscal year 2022 and \$271,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the
6 implementation of chapter 291, Laws of 2019 (southern resident orca
7 whales-protection from vessels), contracts with nonprofit
8 organizations to monitor vessel traffic and educate boaters to be
9 whale wise, and participation in other orca recovery efforts.

10 ~~((+21+))~~ (20) Within amounts appropriated in this section, the
11 department, in coordination with statewide law enforcement agencies,
12 must provide a report to the legislature by January, 2022 on the
13 number of cougars reported to the department as harvested by local
14 government law enforcement agencies, training opportunities provided
15 to local law enforcement agencies, and how cougar removals by local
16 enforcement agencies impact the department's cougar management
17 strategies.

18 ~~((+22+))~~ (21) \$200,000 of the general fund—state appropriation
19 for fiscal year 2022 and \$200,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely for the
21 department to implement priority actions in the state pinto abalone
22 recovery plan. Of the amounts provided, \$85,000 each fiscal year must
23 be used to locate, monitor, and safeguard wild populations of pinto
24 abalone along the strait of Juan de Fuca, outer coast, and San Juan
25 islands and the remaining amounts must be granted to the Puget Sound
26 restoration fund to increase production, diversity, and resilience of
27 out-planted abalone.

28 ~~((+23+))~~ (22) \$315,000 of the general fund—state appropriation
29 for fiscal year 2022 and \$315,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely for the
31 department to research and monitor the impacts of polychlorinated
32 biphenyls (PCB) on indicator species. The department must coordinate
33 with the department of ecology on implementation of this subsection.

34 ~~((+24+))~~ (23) \$125,000 of the general fund—state appropriation
35 for fiscal year 2022 and \$125,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely for the
37 department to conduct an evaluation of the forest practices adaptive
38 management program. The evaluation will be carried out generally
39 consistent with the proposal provided to the timber, fish, and

wildlife (TFW) policy committee in January 2020 titled *Assessing Changes in Uncertainty During Adaptive Management: A Case Study of the Washington State Forest Practices Habitat Conservation Plan*. To the extent practicable, the evaluation shall satisfy the cooperative monitoring, evaluation, and research five-year peer review process as required in WAC 222-12-045(2)(f), and support other ongoing forest practices adaptive management program evaluation and improvement efforts. The department shall consult with TFW policy caucus participants during the evaluation and provide for public review and comment of the draft report. A progress report shall be delivered to TFW policy participants and appropriate committees of the legislature by December 31, 2022, and a final report by June 30, 2023.

~~((+25+))~~ (24) \$1,175,000 of the general fund—state appropriation for fiscal year 2022 and \$1,175,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to restore shrubsteppe habitat and associated wildlife impacted by wildfires.

(a) This funding is intended for the restoration of habitat on public lands as well as private lands by landowners who are willing to participate. The restoration effort must be coordinated with other natural resource agencies and interested stakeholders.

(b) Restoration actions may include: (i) Increasing the availability of native plant materials; (ii) increasing the number of certified and trained personnel for implementation at scale; (iii) support for wildlife-friendly fencing replacement; (iv) support for private landowners/ranchers to defer wildland grazing and allow natural habitat regeneration; and (v) species-specific recovery actions.

(c) The department must submit a progress report to the appropriate committees of the legislature on the investments made under this subsection by December 1, 2022, with a final report submitted by September 1, 2023.

(d) Within the amounts provided in this subsection, \$250,000 must be used by the department to form a collaborative group process representing diverse stakeholders and facilitated by a neutral third-party to develop a long-term strategy for shrubsteppe conservation and fire preparedness, response, and restoration to meet the needs of the state's shrubsteppe wildlife and human communities. The collaborative may serve as providing expertise and advice to the wildland fire advisory committee administered by the department of

1 natural resources and build from the wildland fire 10-year strategic
2 plan. Components to be addressed by the collaborative include the
3 restoration actions described in (b) of this subsection and on
4 spatial priorities for shrubsteppe conservation, filling gaps in fire
5 coverage, management tools to reduce fire-prone conditions on public
6 and private lands, and identifying and making recommendations on any
7 other threats. Any reports and findings resulting from the
8 collaborative may be included in the report specified in (c) of this
9 subsection.

10 ~~((+26+))~~ (25) \$80,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$60,000 of the general fund—state appropriation
12 for fiscal year 2023 are provided solely for the department to
13 contract with the Washington state academy of sciences to provide
14 policymakers with a report on current evidence on pinniped predation
15 of salmon, with an emphasis on Washington's portion of the Salish sea
16 and Washington's outer coast. The academy must provide an independent
17 study that reviews the existing science regarding pinniped predation
18 of salmonids, including what is known about pinniped predation of
19 salmonids, and with what level of certainty; where the knowledge gaps
20 are; where additional research is needed; how the science may inform
21 decisionmakers; and assessment of the scientific and technical
22 aspects of potential management actions. Early in this process, the
23 academy must convene separate meetings with comanagers and scientists
24 to share relevant research and data and provide context for the
25 academy's work.

26 ~~((+27+))~~ (26) \$198,000 of the general fund—state appropriation
27 for fiscal year 2022 and \$70,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely for the
29 implementation of Second Substitute Senate Bill No. 5253 (pollinator
30 health). ~~((If the bill is not enacted by June 30, 2021, the amounts
31 provided in this subsection shall lapse.~~

32 ~~(+28+))~~ (27) \$21,000 of the general fund—state appropriation for
33 fiscal year 2022 is provided solely for the implementation of
34 Substitute Senate Bill No. 5273 (shoreline armoring). ~~((If the bill
35 is not enacted by June 30, 2021, the amount provided in this
36 subsection shall lapse.~~

37 ~~(+29+))~~ (28) \$44,000 of the general fund—state appropriation for
38 fiscal year 2022 and \$24,000 of the general fund—state appropriation
39 for fiscal year 2023 are provided solely for the implementation of

1 Substitute Senate Bill No. 5381 (fish passage project permits). (~~If~~
2 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
3 ~~this subsection shall lapse.~~

4 ~~(30))~~ (29) \$132,000 of the general fund—state appropriation for
5 fiscal year 2022 and \$48,000 of the general fund—state appropriation
6 for fiscal year 2023 are provided solely for the implementation of
7 Engrossed Substitute Senate Bill No. 5452 (electric-assisted
8 bicycles). (~~If the bill is not enacted by June 30, 2021, the amount~~
9 ~~provided in this subsection shall lapse.~~

10 ~~(31))~~ (30) \$600,000 of the general fund—state appropriation for
11 fiscal year 2022 is provided solely for the department to conduct a
12 pilot project to test New Zealand style elk fencing, similar to the
13 style used by the United States Department of Agriculture at the
14 Starkey Experimental Forest and Range, including materials and
15 construction techniques, and determine the cost and effectiveness of
16 the fence design in reducing damage to school property and
17 agricultural lands within the range of the north Cascades elk herd.
18 The department of fish and wildlife shall work with at least one
19 agricultural property owner in Skagit county with property abutting
20 state highway 20 and one school district located in Skagit county
21 with enrollment of less than 650 students that volunteer to build and
22 test the elk fence design and, in compliance with RCW 43.01.036,
23 report back to the natural resources committees of the legislature by
24 November 1, 2022, on the results of the pilot project.

25 ~~((32))~~ (31) \$155,000 of the general fund—state appropriation
26 for fiscal year 2022 and \$310,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for the
28 department to implement strategies to control against chronic wasting
29 disease in native species of the state.

30 ~~((33) \$1,682,000 of the fish, wildlife and conservation account—~~
31 ~~state appropriation is))~~ (32) \$860,000 of the general fund—state
32 appropriation for fiscal year 2022 and \$822,000 of the general fund—
33 state appropriation for fiscal year 2023 are provided solely for the
34 department to work with stakeholders to improve steelhead spawning
35 estimates for improved fishing regulations such that enhanced
36 conservation and equitable fisheries are established.

37 ~~((34))~~ (33) \$50,000 of the general fund—state appropriation for
38 fiscal year 2022 and \$50,000 of the general fund—state appropriation
39 for fiscal year 2023 are provided solely for the department to assist

1 local jurisdictions in responding to cougar related public safety
2 issues. The funding is available to a local jurisdiction if they have
3 a signed agreement with the department that recognizes cougar
4 management authority is vested in the department and provides
5 criteria to determine if a cougar creates an actionable public safety
6 risk eligible for financial assistance. For the purposes of this
7 subsection, a cougar presence on private property alone does not
8 create an actionable public safety risk.

9 ~~((+35+))~~ (34) \$90,000 of the general fund—state appropriation for
10 fiscal year 2022 is provided solely for the department to complete
11 the final phase of the Cowlitz river salmon and steelhead hook
12 mortality study. No less than \$60,000 of the amount provided in this
13 subsection is provided for the original contractor of the study to
14 complete their work. A final report shall be provided to the
15 appropriate committees of the legislature by December 31, 2022.

16 ~~((+36+))~~ (35) \$130,000 of the general fund—state appropriation
17 for fiscal year 2022 and \$130,000 of the general fund—state
18 appropriation for fiscal year 2023 are provided solely for an
19 external facilitator to seek solutions through a collaborative
20 process using the department's wolf advisory group.

21 ~~((+37+))~~ (36) \$200,000 of the general fund—state appropriation
22 for fiscal year 2022 and \$100,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely for the
24 department to develop a plan to protect native and hatchery produced
25 steelhead for each river system of Grays harbor, Willapa bay, and
26 coastal Olympic peninsula. The plan must adequately protect those
27 fisheries for healthy runs year-after-year as well as provide
28 reasonable fishing opportunities. The plan must include active
29 stakeholder input and include an outreach strategy sufficient to keep
30 conservation and angler interests well informed of proposed changes
31 in advance of annual fishing seasons. The plan must be reported to
32 the appropriate committees of the legislature by December 1, 2022.

33 (37) \$407,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$664,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the department to implement
36 executive order 21-02, archaeological and cultural resources.

37 (38) \$313,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$408,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely for the department to perform forage fish spawning surveys in Puget Sound.

(39) \$294,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to complete rule making related to chapter 77.57 RCW, fishways, flow, and screening.

(40) \$16,700,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to reduce the number of commercial gillnet fishing licenses on the Columbia river through a voluntary buy-back program. For each license purchased, the five-year average harvest shall be extinguished and not available for allocation to other commercial or recreational license holders.

(41) \$3,418,000 of the general fund—state appropriation for fiscal year 2023 and \$497,000 of the limited fish and wildlife account—state appropriation are provided solely to increase the department's ability to manage impacts from increased public recreation on department-owned or managed lands and water access sites.

(42) \$402,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to provide technical assistance and permitting guidance on solar facility proposals with the intent of limiting impacts to threatened and endangered species and critical and sensitive habitat areas, including shrubsteppe.

(43) \$1,297,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to increase technical assistance to local jurisdictions to better integrate salmon recovery plans into growth management comprehensive plans and critical areas ordinances.

(44) \$842,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to improve salmon population data analysis, improve salmon abundance modeling, better manage salmon fisheries policy, and collaborate with tribal comanagers on fisheries allocations.

(45) \$3,802,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to monitor recreational salmon and steelhead harvest in freshwater streams and rivers in Puget Sound and along the Washington coast.

(46) \$158,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to monitor salmon harvest from the ocean.

1 (47) \$1,958,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely to monitor salmon harvest from
3 Puget Sound.

4 (48) \$994,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely to monitor salmon harvest from
6 commercial fisheries.

7 (49) \$226,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for a marine fisheries compliance
9 liaison to collaborate with other law enforcement partners on
10 commercial and recreational fisheries issues.

11 (50) \$1,283,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely for additional law enforcement
13 officers for marine and freshwater fisheries compliance.

14 (51) \$372,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely to develop and implement a mobile-based
16 electronic catch record card system for statewide marine and
17 freshwater fisheries.

18 (52) \$852,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for the department to provide additional
20 capacity to the attorney general's office to prosecute environmental
21 crimes.

22 (53) \$4,283,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely to develop a monitoring and
24 evaluation program for salmon and steelhead hatcheries in western
25 Washington with the goal to improve survival of hatchery fish to
26 adult returns and adaptively manage hatchery programs to better
27 achieve management goals, including rebuilding natural populations
28 for conservation purposes and increasing fishing opportunities.

29 (54) \$2,392,000 of the general fund—state appropriation for
30 fiscal year 2023 is provided solely to conduct fish in/fish out
31 monitoring for the purposes of measuring freshwater systems salmon
32 productivity for purposes of salmon recovery.

33 (55) \$395,000 of the general fund—state appropriation for fiscal
34 year 2023 and \$295,000 of the limited fish and wildlife account are
35 provided solely to monitor recreation shellfish harvest in Puget
36 Sound.

37 (56) \$710,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely to monitor recreational Dungeness crab
39 harvest along the Washington coast.

1 (57) \$8,466,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely to implement House/Senate Bill
3 No. . . . (Z-0441/22) (governor request legislation concerning salmon
4 recovery habitat).

5 (58) \$360,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the department to complete a
7 statewide prioritization of fish passage barriers in collaboration
8 with regional salmon recovery organizations.

9 (59) \$494,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for the department to participate in
11 hydropower licensing efforts for the purposes of mitigating impacts
12 to salmon and other fish and wildlife species as a result of new or
13 renewing federal and nonfederal hydropower facilities.

14 (60) \$90,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$166,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the department to complete
17 the following activities:

18 (a) By December 1, 2022, and consistent with RCW, the department
19 must submit a report to the legislature that assesses how to
20 incorporate a net ecological gain standard into state land use,
21 development, and environmental laws and rules to achieve a goal of
22 better statewide performance on endangered species recovery and
23 ecological health. The report must address each environmental,
24 development, or land use law or rule where the existing standard is
25 less protective of ecological integrity than the standard of net
26 ecological gain, including the shoreline management act (chapter
27 90.58 RCW), the growth management act (chapter 36.70A RCW),
28 construction projects in state waters (chapter 77.55 RCW), and the
29 model toxics control act.

30 (b) In developing the report under this section, the department
31 must consult with the appropriate local governments, state agencies,
32 federally recognized Indian tribes, and stakeholders with subject
33 matter expertise on environmental, land use, and development laws
34 including but not limited to cities, counties, ports, the department
35 of ecology, and the department of commerce.

36 (c) The report must include:

37 (i) Development of a definition, objectives, and goals for the
38 standard of net ecological gain;

(ii) An assessment and comparison analysis of opportunities and challenges, including legal issues and costs on state and local governments to achievement of overall net ecological gain through both:

(A) Implementation of a standard of net ecological gain under different environmental, development, and land use laws; and

(B) An enhanced approach to implementing and monitoring no net loss in existing environmental, development, and land use laws;

(iii) Recommendations on funding, incentives, technical assistance, legal issues, monitoring, and use of scientific data, and other applicable considerations to the integration of needs to assess progress made toward achieving net ecological gain into each environmental, development, and land use law or rule; and

(iv) An assessment of how applying a standard of net ecological gain in the context of each environmental, land use, or development law is likely to achieve substantial additional environmental or social co-benefits.

Sec. 309. 2021 c 334 s 309 (uncodified) is amended to read as follows:

FOR THE PUGET SOUND PARTNERSHIP

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$5,592,000)) |
| | <u>\$5,617,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$5,464,000)) |
| | <u>\$8,278,000</u> |
| General Fund—Federal Appropriation. | ((\$12,701,000)) |
| | <u>\$22,255,000</u> |
| Aquatic Lands Enhancement Account—State | |
| Appropriation. | ((\$1,437,000)) |
| | <u>\$1,450,000</u> |
| Model Toxics Control Operating Account—State | |
| Appropriation. | ((\$1,295,000)) |
| | <u>\$1,307,000</u> |
| TOTAL APPROPRIATION. | ((\$26,489,000)) |
| | <u>\$38,907,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$209,000 of the general fund—state appropriation for fiscal year 2022 and \$209,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the implementation of
2 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
3 projects). (~~(If the bill is not enacted by June 30, 2021, the amounts~~
4 ~~provided in this subsection shall lapse.))~~)

5 (2) By October 15, 2022, the Puget Sound partnership shall
6 provide the governor and appropriate legislative fiscal committees a
7 single, prioritized list of state agency 2023-2025 capital and
8 operating budget requests related to Puget Sound recovery and
9 restoration.

10 (3) \$304,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$272,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the Puget Sound partnership
13 to develop and implement an action plan that advances diversity,
14 equity, and inclusion and environmental justice in Puget Sound
15 recovery efforts.

16 (4) \$100,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$100,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the Puget Sound partnership
19 to perform coordination and monitoring related to Puget Sound kelp
20 conservation and recovery.

21 (5) \$250,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$250,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the Puget Sound partnership
24 to implement shipping noise-reduction initiatives and monitoring
25 programs in the Puget Sound, in coordination with Canadian and United
26 States authorities. The partnership must contract with Washington
27 Maritime Blue in order to establish and administer the quiet sound
28 program to better understand and reduce the cumulative effects of
29 acoustic and physical disturbance from large commercial vessels on
30 southern resident orcas throughout their range in Washington state.
31 Washington Maritime Blue will support a quiet sound advisory
32 committee that should include relevant federal and state agencies,
33 ports, industry, research institutions, and nongovernmental
34 organizations and consult early and often with relevant federally
35 recognized tribes.

36 (6) \$393,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$295,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the implementation of
39 Engrossed Second Substitute Senate Bill No. 5141 (environmental

justice task force recommendations). ((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))

(7) \$2,576,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to update local watershed salmon recovery chapters to reflect best available science on a regular basis, support scientific investigations to advance salmon recovery, increase collaboration and address barriers to Puget Sound salmon recovery, integrate data on salmon recovery into the Puget Sound online reporting platform, and track progress across the region.

Sec. 310. 2021 c 334 s 310 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF NATURAL RESOURCES

| | |
|--|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$134,520,000)) |
| | <u>\$231,865,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$153,194,000)) |
| | <u>\$108,139,000</u> |
| General Fund—Federal Appropriation. | ((\$42,668,000)) |
| | <u>\$52,174,000</u> |
| General Fund—Private/Local Appropriation. | ((\$3,161,000)) |
| | <u>\$3,162,000</u> |
| Forest Development Account—State Appropriation. | ((\$53,180,000)) |
| | <u>\$54,737,000</u> |
| ORV and Nonhighway Vehicle Account—State Appropriation. | ((\$7,063,000)) |
| | <u>\$7,097,000</u> |
| Surveys and Maps Account—State Appropriation. | ((\$2,131,000)) |
| | <u>\$2,145,000</u> |
| Aquatic Lands Enhancement Account—State Appropriation. | ((\$8,641,000)) |
| | <u>\$8,670,000</u> |
| Resource Management Cost Account—State Appropriation | ((\$108,931,000)) |
| | <u>\$108,476,000</u> |
| Surface Mining Reclamation Account—State Appropriation. | ((\$4,141,000)) |
| | <u>\$4,066,000</u> |
| Disaster Response Account—State Appropriation. | ((\$23,110,000)) |
| | <u>\$23,576,000</u> |
| ((Contract Harvesting Revolving | |

| | | |
|----|--|--------------------------------|
| 1 | Nonappropriated Account—State | |
| 2 | Appropriation. | \$186,000)) |
| 3 | Forest and Fish Support Account—State Appropriation. | ((\$11,182,000)) |
| 4 | | <u>\$11,230,000</u> |
| 5 | Aquatic Land Dredged Material Disposal Site Account— | |
| 6 | State Appropriation. | ((\$404,000)) |
| 7 | | <u>\$390,000</u> |
| 8 | Natural Resources Conservation Areas Stewardship | |
| 9 | Account—State Appropriation. | ((\$46,000)) |
| 10 | | <u>\$283,000</u> |
| 11 | Forest Fire Protection Assessment Nonappropriated | |
| 12 | Account—State Appropriation. | \$191,000 |
| 13 | State Forest Nursery Revolving Nonappropriated | |
| 14 | Account—State Appropriation. | \$75,000 |
| 15 | Access Road Revolving Nonappropriated Account—State | |
| 16 | Appropriation. | \$233,000 |
| 17 | Forest Practices Application Account—State | |
| 18 | Appropriation. | ((\$1,978,000)) |
| 19 | | <u>\$2,017,000</u> |
| 20 | Air Pollution Control Account—State Appropriation. | ((\$895,000)) |
| 21 | | <u>\$892,000</u> |
| 22 | Forest Health Revolving Nonappropriated Account— | |
| 23 | State Appropriation. | \$240,000 |
| 24 | Model Toxics Control Operating Account—State | |
| 25 | Appropriation. | ((\$21,407,000)) |
| 26 | | <u>\$13,804,000</u> |
| 27 | <u>Wildfire Response, Forest Restoration, and Community</u> | |
| 28 | <u>Resilience Account—State Appropriation.</u> | <u>\$87,107,000</u> |
| 29 | NOVA Program Account—State Appropriation. | ((\$779,000)) |
| 30 | | <u>\$778,000</u> |
| 31 | Derelict Vessel Removal Account—State Appropriation. | ((\$1,997,000)) |
| 32 | | <u>\$4,485,000</u> |
| 33 | Community Forest Trust Account—State Appropriation. | \$52,000 |
| 34 | Agricultural College Trust Management Account—State | |
| 35 | Appropriation. | ((\$3,171,000)) |
| 36 | | <u>\$3,991,000</u> |
| 37 | Natural Resources Federal Lands Revolving | |
| 38 | Nonappropriated Account—State Appropriation. | \$16,000 |
| 39 | TOTAL APPROPRIATION. | ((\$583,592,000)) |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,857,000 of the general fund—state appropriation for fiscal year 2022 and \$1,857,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to carry out the forest practices adaptive management program pursuant to RCW 76.09.370 and the May 24, 2012, settlement agreement entered into by the department and the department of ecology. Scientific research must be carried out according to the master project schedule and work plan of cooperative monitoring, evaluation, and research priorities adopted by the forest practices board.

(2) (~~(\$55,791,000)~~) \$43,316,000 of the general fund—state appropriation for fiscal year 2022 and (~~(\$74,632,000)~~) \$87,107,000 of the (~~general fund state appropriation for fiscal year 2023~~) wildfire response, forest restoration, and community resilience account—state appropriation are provided solely for the implementation of Second Substitute House Bill No. 1168 (long-term forest health). (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

(3) \$873,000 of the general fund—state appropriation for fiscal year 2022 and \$1,816,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1216 (urban and community forestry). (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

(4) \$176,000 of the forest development account—state appropriation, \$164,000 of the aquatic lands enhancement account—state appropriation, \$377,000 of the resource management cost account—state appropriation, and \$22,000 of the agricultural college trust management account—state appropriation are provided solely for the implementation of Substitute House Bill No. 1355 (noxious weeds). (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

(5) \$12,000 of the aquatic lands enhancement account—state appropriation and \$10,000 of the resource management cost account—state appropriation are provided solely for the implementation of Engrossed Second Substitute House Bill No. 1382 (salmon recovery

1 projects). (~~If the bill is not enacted by June 30, 2021, the amounts~~
2 ~~provided in this subsection shall lapse.~~)

3 (6) \$1,000,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$1,000,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the small forest landowner
6 office, in order to restore staffing capacity reduced during the
7 great recession and to support small forest landowners, including
8 assistance related to forest and fish act regulations.

9 (7) \$1,583,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$1,515,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for deposit into the
12 agricultural college trust management account and are provided solely
13 to manage approximately 70,700 acres of Washington State University's
14 agricultural college trust lands.

15 (8) (~~(\$20,668,000)~~) \$129,403,000 of the general fund—state
16 appropriation for fiscal year 2022, (~~(\$20,668,000)~~) \$29,139,000 of
17 the general fund—state appropriation for fiscal year 2023, and
18 (~~(\$16,050,000)~~) \$16,489,000 of the disaster response account—state
19 appropriation are provided solely for emergency response, including
20 fire suppression. The department shall provide a monthly report to
21 the office of financial management and the appropriate fiscal and
22 policy committees of the legislature with an update of fire
23 suppression costs incurred and the number and type of wildfires
24 suppressed. (~~The amounts provided in this subsection may not be used~~
25 ~~to fund the department's indirect and administrative expenses. The~~
26 ~~department's indirect and administrative costs shall be allocated~~
27 ~~among its remaining accounts and appropriations.~~)

28 (9) \$5,500,000 of the forest and fish support account—state
29 appropriation is provided solely for outcome-based performance
30 contracts with tribes to participate in the implementation of the
31 forest practices program. Contracts awarded may only contain indirect
32 costs set at or below the rate in the contracting tribe's indirect
33 cost agreement with the federal government. Of the amount provided in
34 this subsection, \$500,000 is contingent upon receipts under RCW
35 82.04.261 exceeding eight million dollars per biennium. If receipts
36 under RCW 82.04.261 are more than eight million dollars but less than
37 eight million five hundred thousand dollars for the biennium, an
38 amount equivalent to the difference between actual receipts and eight
39 million five hundred thousand dollars shall lapse.

1 (10) Consistent with the recommendations of the *Wildfire*
2 *Suppression Funding and Costs (18-02)* report of the joint legislative
3 audit and review committee, the department shall submit a report to
4 the governor and legislature by December 1, 2021, and December 1,
5 2022, describing the previous fire season. At a minimum, the report
6 shall provide information for each wildfire in the state, including
7 its location, impact by type of land ownership, the extent it
8 involved timber or range lands, cause, size, costs, and cost-share
9 with federal agencies and nonstate partners. The report must also be
10 posted on the agency's website.

11 (11) \$4,206,000 of the aquatic land enhancement account—state
12 appropriation is provided solely for the removal of creosote pilings
13 and debris from the marine environment and to continue monitoring
14 zooplankton and eelgrass beds on state-owned aquatic lands managed by
15 the department. Actions will address recommendations to recover the
16 southern resident orca population and to monitor ocean acidification
17 as well as help implement the Puget Sound action agenda.

18 (12) \$448,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$448,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the department to coordinate
21 with the Olympic natural resources center to study emerging ecosystem
22 threats such as Swiss needlecast disease, conduct field trials for
23 long-term ecosystem productivity and T3 watershed experiments, and
24 engage stakeholders through learning-based collaboration. The
25 department may retain up to \$30,000 in one fiscal year to conduct
26 Swiss needlecast surveys.

27 (13) \$185,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$185,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for compensation to the trust
30 beneficiaries and department for lost revenue from leases to amateur
31 radio operators who use space on the department managed radio towers
32 for their equipment. The department is authorized to lease sites at
33 the rate of up to one hundred dollars per year, per site, per lessee.
34 The legislature makes this appropriation to fulfill the remaining
35 costs of the leases at market rate per RCW 79.13.510.

36 (14) The appropriations in this section include sufficient
37 funding for the department to review its burn permit fee schedule,
38 and to develop options and recommendations on changes to the fee
39 schedule to meet the requirement in RCW 70A.15.5020. The agency must

1 report on options and recommendations to the office of financial
2 management and the appropriate committees of the legislature by
3 September 1, 2021.

4 (15) \$569,000 of the model toxics control operating account—state
5 appropriation is provided solely to implement recommendations in the
6 aerial herbicides in forestlands report submitted to the legislature
7 in December 2019 from the aerial herbicide application working group.
8 Specific work will include researching alternatives to chemicals for
9 control of unwanted competing vegetation, compliance monitoring of
10 aerial herbicides application, and updating the pesticide board
11 manual.

12 (16) \$925,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$779,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the department to undertake
15 geologic research to understand the geology and hydrology of the
16 Columbia basin with regard to geothermal and groundwater resources.
17 Funding must also be used for outreach and education to industries
18 and regional communities to increase awareness of underground
19 resources, how to access and use them, and the regulatory processes
20 for doing so.

21 (17) \$77,000 of the general fund—state appropriation for fiscal
22 year 2022, \$90,000 of the general fund—state appropriation for fiscal
23 year 2023, \$82,000 of the forest development account—state
24 appropriation, \$10,000 of the ORV and nonhighway vehicle account—
25 state appropriation, \$19,000 of the aquatic lands enhancement account
26 —state appropriation, \$189,000 of the resource management cost
27 account—state appropriation, \$7,000 of the surface mining reclamation
28 account—state appropriation, \$9,000 of the forest and fish support
29 account—state appropriation, \$43,000 of the forest fire protection
30 assessment nonappropriated account—state appropriation, \$13,000 of
31 the state forest nursery revolving nonappropriated account—state
32 appropriation, \$45,000 of the access road revolving nonappropriated
33 account—state appropriation, \$26,000 of the forest health revolving
34 nonappropriated account—state appropriation, and \$9,000 of the model
35 toxics control operating account—state appropriation are provided
36 solely for the department to move its data center currently located
37 in the natural resources building to the state data center located in
38 the Jefferson building as required by office of the chief information
39 officer policy 184 and RCW 43.105.375. Funding is subject to the

conditions, limitations, and review requirements of section 701 of this act.

(18) \$466,000 of the general fund—state appropriation for fiscal year 2022, (~~(\$125,000)~~) \$189,000 of the general fund—state appropriation for fiscal year 2023, (~~(\$364,000)~~) \$404,000 of the forest development account—state appropriation, \$254,000 of the aquatic lands enhancement account—state appropriation, (~~(\$754,000)~~) \$836,000 of the resource management cost account—state appropriation, \$27,000 of the surface mining reclamation account—state appropriation, (~~(\$186,000 of the contract harvesting revolving nonappropriated account—state appropriation,)~~) \$148,000 of the forest fire protection assessment nonappropriated account—state appropriation, \$62,000 of the state forest nursery revolving nonappropriated account—state appropriation, \$188,000 of the access road revolving nonappropriated account—state appropriation, \$214,000 of the forest health revolving nonappropriated account—state appropriation, and \$16,000 of the natural resources federal lands revolving nonappropriated account—state appropriation are provided solely for the department to replace the NaturE revenue and leasing administration system and integrate with the new One Washington financial system. Funding is subject to the conditions, limitations, and review requirements of section 701 of this act.

(19)(a) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to maintain existing administrative facility infrastructure operated by the six regions of the department.

(b) The department's allocation of this appropriation and existing expenditure authority in certain other funds will be spread equitably across agency funds based on a model of positions by program or activity that utilize existing facility spaces within the agency's operating regions. The remaining costs at each site will remain the burden of existing management fund distribution. Department allocation of funds in this appropriation will be trackable by region and by project code.

(c) This appropriation is provided solely for the maintenance of existing administrative infrastructure, inclusive of ordinary maintenance, preventive maintenance, and maintenance services and

1 inspections, minor repairs, system component replacement, and the
2 delivery of utility and facility services.

3 (d) The department must provide a comparison of quarterly agency
4 allotments and expenditures relating to this subsection, including a
5 summary of the maintenance work for all regional facilities subject
6 to this section to the office of financial management beginning in
7 October 2021.

8 (20) \$175,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$175,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the department to implement
11 a pilot project to evaluate the costs and benefits of marketing and
12 selling specialty forest products including cedar salvage, alder, and
13 other hardwood products. The pilot project must include: Identifying
14 suitable areas for hardwood or cedar sales within the administrative
15 areas of the Olympic and Pacific Cascade regions, preparing and
16 conducting sales, and evaluating the costs and benefits from
17 conducting the sales.

18 (a) The pilot project must include an evaluation that:

19 (i) Determines if revenues from the sales are sufficient to cover
20 the costs of preparing and conducting the sales;

21 (ii) Identifies and evaluates factors impacting the sales,
22 including regulatory constraints, staffing levels, or other
23 limitations;

24 (iii) Compares the specialty sales to other timber sales that
25 combine the sale of cedar and hardwoods with other species;

26 (iv) Evaluates the bidder pool for the pilot sales and other
27 factors that impact the costs and revenues received from the sales;
28 and

29 (v) Evaluates the current and future prices and market trends for
30 cedar salvage and hardwood species.

31 (b) The department must work with affected stakeholders and
32 report to the appropriate committees of the legislature with the
33 results of the pilot project and make recommendation for any changes
34 to statute by June 30, 2023.

35 (21) \$112,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$60,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the implementation of
38 Engrossed Senate Bill No. 5158 (utility wildland fire cmte.). (~~##~~

~~the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(22) \$407,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the department to complete development of a programmatic safe harbor agreement, and the associated environmental analysis and draft enrollment language for inclusion in the forest practices rules. Within the amount provided in this subsection, the department must provide \$182,000 to the department of fish and wildlife to assist in the development of the programmatic safe harbor agreement. The department must provide a report to the appropriate committees of the legislature by December 15, 2021, on the status of the rule making and the resources needed to implement the rule effective October 1, 2022.

(23) Within amounts appropriated in this section, the department on behalf of the forest practices board must provide an update to the natural resource policy committees of the legislature on the progress of its projects, including progress made to address recommendations from the 2021 state auditor's report on the adaptive management program, by December 1, 2021, and December 1, 2022.

(24) \$100,000 of the general fund—state appropriation for fiscal year 2022 and \$150,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to grant to local law enforcement agencies to assist in enforcing vessel registration laws. Funding is also provided for a pilot recycling project with a nonprofit maritime education center that has the capacity to coordinate with a local port and local businesses that can accommodate vessel waste material.

(25) Within amounts appropriated in this section, the department, acting in its capacity as the agency responsible for implementing Washington state's section 10 permit under the endangered species act for aquatic species, and for ensuring maintenance of clean water act assurances granted by the department of ecology, must report to the legislature by no later than June 30, 2022, on the status of forest practices board activities related to: (a) Permanent water typing rulemaking and associated board manual development and (b) rulemaking and associated board manual development regarding the protection of type N streams.

(26) Within amounts appropriated in this section, the department, in collaboration with motorized and nonmotorized outdoor recreation

1 stakeholders, must submit to the appropriate committees of the
2 legislature recommendations for the use of NOVA account
3 appropriations, by September 30, 2022.

4 (27) \$2,336,000 of the general fund—state appropriation for
5 fiscal year 2022 and \$1,591,000 of the general fund—state
6 appropriation for fiscal year 2023 are provided solely for the
7 implementation of Engrossed Second Substitute Senate Bill No. 5141
8 (environmental justice task force recommendations). ~~((If the bill is
9 not enacted by June 30, 2021, the amounts provided in this subsection
10 shall lapse.))~~

11 (28) ~~(((\$180,000))~~ \$34,000 of the general fund—state appropriation
12 for fiscal year 2022 and ~~(((\$4,000))~~ \$8,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for the
14 implementation of Second Substitute Senate Bill No. 5253 (pollinator
15 health). ~~((If the bill is not enacted by June 30, 2021, the amounts
16 provided in this subsection shall lapse.))~~

17 (29) ~~(((\$34,000))~~ \$180,000 of the general fund—state appropriation
18 for fiscal year 2022 and ~~(((\$8,000))~~ \$4,000 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely for the
20 implementation of Engrossed Substitute Senate Bill No. 5452
21 (electric-assisted bicycles). ~~((If the bill is not enacted by June
22 30, 2021, the amounts provided in this subsection shall lapse.))~~

23 (30) \$1,765,000 of the general fund—state appropriation for
24 fiscal year 2023 is provided solely for the department to:

25 (a) Replace the statewide forest practices permit database
26 system. Funding is subject to the conditions, limitations, and review
27 requirements of section 701 of this act; and

28 (b) Provide a recommendation for ways that the forest products
29 industry could help cover the cost of the new forest practice online
30 system. The recommendation must include proposed changes to the fees
31 that are paid for forest practice applications and notifications, as
32 well as a description and table that illustrates the operating costs
33 of the program and how those costs are covered by fund source
34 including fee revenue. The recommendation must be reported to the
35 fiscal committees of the legislature by December 1, 2021, and may be
36 included as a decision package to the office of financial management
37 for consideration in the governor's proposed 2022 supplemental
38 operating budget.

1 (31) \$225,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$225,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the department to implement
4 a pilot project to evaluate the costs and benefits of entering into
5 such stewardship agreements with individual neighboring landowners
6 who would take on the responsibility for protecting small segments of
7 shared boundary with department managed lands. The pilot project must
8 include identifying the legal limits and bounds of such stewardship
9 agreements, identifying suitable areas, preparing and entering into
10 shared stewardship agreements, and evaluating the costs and benefits
11 of these agreements.

12 (a) The pilot project evaluation must include:

13 (i) A determination of an appropriate mechanism for the sale of
14 valuable materials from state trust lands harvested under a
15 stewardship agreement;

16 (ii) Identification of regulatory constraints, staffing levels
17 necessary to administer a statewide program, and other limitations;
18 and

19 (iii) Identification of legal risk and insurance and
20 indemnification requirements that may be necessary on the part of
21 private individuals entering into these agreements.

22 (b) The pilot project must include agreements on at least the
23 Teanaway or Klickitat Community Forests and on state trust lands in
24 the vicinity of the town of Darrington, Washington. The department of
25 natural resources must work with affected stakeholders and report to
26 the appropriate committees of the legislature with the results of the
27 pilot project and any recommendations for changes and statewide
28 implementation by July 1, 2023.

29 (32) \$134,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$134,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the department to grant non-
32 tribal outcome-based performance participation grants for
33 implementation of the forest practices adaptive management program.
34 Of the amounts provided in this subsection, \$54,000 per fiscal year
35 is provided for grants to the Washington farm forestry association
36 and \$80,000 per fiscal year is provided for grants to the Washington
37 state association of counties.

38 (33) \$442,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for implementation of chapter 316, Laws

1 of 2021 (Engrossed Second Substitute Senate Bill No. 5126) (climate
2 commitment act).

3 (34) \$3,481,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for the department to collect and
5 refresh statewide lidar data on a 10-year cycle.

6 (35) \$680,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for the department to improve
8 performance of the forest practices adaptive management program by
9 implementing recommendations made by the state auditor's office in
10 its January 2021 performance audit of the program.

11 (36) \$450,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for the department to conduct a targeted
13 analysis of the current and projected impact from drought and
14 opportunities for drought resilience on department owned and managed
15 uplands and agricultural lands.

16 (37) \$222,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for the department to hire a watershed
18 steward to expedite salmon recovery actions and projects, including
19 education, with a primary focus on agency owned and managed uplands
20 and aquatic lands.

21 (38) \$1,075,000 of the general fund—state appropriation for
22 fiscal year 2023 is provided solely for the department to establish a
23 program focused on forest conservation and reforestation, and develop
24 a science and evidence based strategic plan for conservation of
25 working and natural forestland at threat of conversion. In
26 development of the strategic plan, the department will:

27 (a) Invite input from all federally recognized tribal nations on
28 forested areas with important cultural, ecological, and economic
29 values that are threatened by conversion or other disturbance;

30 (b) Invite input from impacted stakeholder groups including, but
31 not limited to, the forest industry, private forestland owners,
32 conservation groups, state and federal agencies, local governments,
33 and scientists or other experts;

34 (c) Engage and utilize the expertise of relevant advisory
35 councils and committees, including, but not limited to, the forest
36 health advisory committee established pursuant to chapter 95, Laws of
37 2017, the natural heritage advisory council established in RCW
38 79.70.070, the small forestland owner advisory committee established

in RCW 76.13.110, and the Washington state urban and community forest council; and

(d) Consult with appropriate state agencies to include the department of fish and wildlife, the department of ecology, the recreation and conservation office, and the Puget Sound partnership.

(39) \$726,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the department to develop a kelp forest and eelgrass meadow health and conservation plan. The plan shall identify and prioritize existing and historic kelp forests and eelgrass meadows in need of conservation and restoration, determine potential stressors impacting these priority locations and develop actions and success measures to conserve critical marine forests and meadows. In developing this plan, the department shall consult with the department of fish and wildlife, the department of ecology, and the Puget Sound partnership.

(40) \$2,090,000 of the forest development account—state appropriation, \$1,695,000 of the resource management cost account—state appropriation, and \$115,000 of the agricultural college trust management account are provided solely for the department to complete silvicultural work in western Washington. This appropriation is subject to the department having the authority to charge indirect and administrative emergency wildfire suppression costs to their emergency wildfire suppression appropriation.

Sec. 311. 2021 c 334 s 311 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF AGRICULTURE

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$21,046,000)) |
| | <u>\$27,837,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$20,632,000)) |
| | <u>\$25,113,000</u> |
| General Fund—Federal Appropriation | ((\$35,878,000)) |
| | <u>\$40,634,000</u> |
| General Fund—Private/Local Appropriation | \$193,000 |
| Aquatic Lands Enhancement Account—State | |
| Appropriation | ((\$2,692,000)) |
| | <u>\$2,765,000</u> |
| Water Quality Permit Account—State Appropriation | \$73,000 |
| Model Toxics Control Operating Account—State | |

| | | |
|----|--|--------------------------------|
| 1 | Appropriation. | ((\$9,410,000)) |
| 2 | | <u>\$9,576,000</u> |
| 3 | Dedicated Marijuana Account—State Appropriation | |
| 4 | (FY 2022). | ((\$621,000)) |
| 5 | | <u>\$1,417,000</u> |
| 6 | Dedicated Marijuana Account—State Appropriation | |
| 7 | (FY 2023). | ((\$627,000)) |
| 8 | | <u>\$1,419,000</u> |
| 9 | Northeast Washington Wolf-Livestock Management | |
| 10 | Nonappropriated Account—State Appropriation. | \$952,000 |
| 11 | Coronavirus State Fiscal Recovery Fund—Federal | |
| 12 | Appropriation. | ((\$90,000,000)) |
| 13 | | <u>\$182,463,000</u> |
| 14 | TOTAL APPROPRIATION. | ((\$182,124,000)) |
| 15 | | <u>\$292,442,000</u> |

16 The appropriations in this section are subject to the following
17 conditions and limitations:

18 (1) ((~~\$45,000,000~~)) \$119,838,000 of the coronavirus state fiscal
19 recovery fund—federal appropriation is provided solely to develop a
20 state alternative to the United States department of agriculture
21 farmers to families food box program and provide resources for hunger
22 relief organizations, including organizations that serve BIPOC and
23 other socially disadvantaged communities.

24 (2) \$5,000,000 of the coronavirus state fiscal recovery fund—
25 federal appropriation is provided solely for the farm-to-school
26 program under RCW 15.64.060.

27 (3) \$8,000,000 of the coronavirus state fiscal recovery fund—
28 federal appropriation is provided solely for local food system
29 infrastructure and market access grants, prioritized for women,
30 minority, and small business owners.

31 (4) \$9,000,000 of the coronavirus state fiscal recovery fund—
32 federal appropriation is provided solely for a grant program to
33 improve food supply chain infrastructure and market access for farms,
34 food processors, and food distributors.

35 (5) (a) \$90,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$90,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the department to coordinate
38 with the office of equity, the conservation commission,
39 underrepresented farmers and ranchers, organizations that represent

historically underrepresented farmers and ranchers, farmworkers, and labor advocates to:

(i) Ensure inclusion of historically underrepresented farmers and ranchers in the agricultural industry;

(ii) Evaluate related boards, commissions, and advisory panels to ensure inclusion of historically underrepresented farmers and ranchers;

(iii) Include historically underrepresented farmers and ranchers in the development, implementation, and enforcement of food and agriculture laws, rules, regulations, policies, and programs; and

(iv) Consider ways to increase engagement in agricultural education and workforce development opportunities by communities who have been historically underrepresented in agriculture.

(b) The department must report to the governor and legislature, in accordance with RCW 43.01.036, by October 31, 2022, on its activities and efforts to include historically underrepresented farmers and ranchers. The report must describe the department's efforts to serve historically underrepresented farmers and ranchers, identify existing gaps and financial barriers to land ownership and obtaining equipment, and must include recommendations to improve outreach to and services for historically underrepresented farmers and ranchers.

(6) (~~(\$203,000)~~) \$4,936,000 of the general fund—state appropriation for fiscal year 2022 and (~~(\$203,000)~~) \$938,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementing a Japanese beetle monitoring and eradication program in central Washington.

(7) \$6,105,445 of the general fund—state appropriation for fiscal year 2022, \$6,105,905 of the general fund—state appropriation for fiscal year 2023, and (~~(\$23,000,000)~~) \$40,625,000 of the coronavirus state fiscal recovery fund—federal appropriation are provided solely for implementing the emergency food assistance program as defined in RCW 43.23.290.

(8) \$170,000 of the general fund—state appropriation for fiscal year 2022 and \$170,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to continue a shellfish coordinator position. The shellfish coordinator assists the industry with complying with regulatory requirements and will work with regulatory agencies to identify ways to streamline and make more

transparent the permit process for establishing and maintaining shellfish operations.

(9) \$194,000 of the general fund—state appropriation for fiscal year 2022, \$194,000 of the general fund—state appropriation for fiscal year 2023, and \$1,134,000 of the general fund—federal appropriation are provided solely for implementing a Vespa mandarinia eradication program.

(10) \$952,000 of the northeast Washington wolf-livestock management nonappropriated account—state appropriation is provided solely for the department to conduct the following:

(a) Fund the northeast Washington wolf-livestock management grant program as provided in RCW 16.76.020, at \$432,000 for fiscal year 2022 and fiscal year 2023. Funds from the grant program must be used only for the deployment of nonlethal deterrence, specifically with the goal to reduce the likelihood of cattle being injured or killed by wolves by deploying proactive, preventative methods that have a good probability of producing effective results. Grant proposals will be assessed partially on this intent. Grantees who use funds for range riders or herd monitoring must deploy this tool in a manner so that targeted areas with cattle are visited daily or near daily. Grantees must collaborate with other entities providing prevention efforts resulting in coordinated wolf-livestock conflict deterrence efforts, both temporally and spatially, therefore providing well-timed and placed preventative coverage on the landscape. The department retains the final decision-making authority over disbursement of funds. Annual reports from grantees will be assessed for how well grant objectives were met and used to decide whether future grant funds will be awarded to past grantees.

(b) Contract with the northeast Washington wolf-cattle collaborative, a nonprofit organization, for \$320,000 for fiscal year 2022 and fiscal year 2023 for range riders to conduct proactive deterrence activities with the goal to reduce the likelihood of cattle being injured or killed by wolves. The contract must provide that the organization share all relevant information with the department of fish and wildlife in a timely manner to aid in wolf management decisions. Additionally, range riders must document their activities with geo-referenced photo points and provide written description of their efforts to the department of fish and wildlife by December 31, 2021, and December 31, 2022. Work is to be conducted

solely on United States forest service grazing allotments and adjoining private lands in the Kettle mountains in Ferry county. This includes an area from the northern boundary of the Colville Confederated Tribes reservation, west of the Columbia river north to state route 20, and then west of United States route 395 to the Canadian border, and from the northern boundary of the Colville Confederated Tribes reservation east of state highway 21 to the Canadian border. Also included are federal grazing allotments and adjoining private lands in the Vulcan mountain area, an area which is north of the Kettle river where it enters the United States at Midway, British Columbia and leaves the United States near Danville, Washington.

(c) Within the amounts provided in this subsection, the department must provide \$120,000 in fiscal year 2022 and \$80,000 in fiscal year 2023 to the sheriffs offices of Ferry and Stevens counties for providing a local wildlife specialist to aid the department of fish and wildlife in the management of wolves in northeast Washington.

(11) \$1,400,000 of the model toxics control operating account—state appropriation is provided solely for research grants to assist with development of an integrated pest management plan to find a suitable replacement for imidacloprid to address burrowing shrimp in Willapa bay and Grays harbor and facilitate continued shellfish cultivation on tidelands. In selecting research grant recipients for this purpose, the department must incorporate the advice of the Willapa-Grays harbor working group formed from the settlement agreement with the department of ecology signed on October 15, 2019. Up to eight percent of the total amount provided may be used by the departments of agriculture, commerce, ecology, and natural resources to cover overhead expenses relating to their continued participation in the working group for the 2021-2023 fiscal biennium.

(12) ~~(((\$119,000))~~ \$323,000 of the general fund—state appropriation for fiscal year 2022 and ~~(((\$25,000))~~ \$477,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of Engrossed Second Substitute Senate Bill No. 5141 (environmental justice task force recommendations). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

1 (13) \$78,000 of the general fund—state appropriation for fiscal
2 year 2022 and (~~(\$24,000)~~) \$276,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the
4 implementation of Second Substitute Senate Bill No. 5253 (pollinator
5 health). (~~(If the bill is not enacted by June 30, 2021, the amounts~~
6 ~~provided in this subsection shall lapse.)~~)

7 (14) \$2,000,000 of the general fund—federal appropriation, not to
8 exceed the amount appropriated in section 11, chapter 3, Laws of
9 2021, that is unobligated at the end of fiscal year 2021, is provided
10 solely to assist hunger relief organizations to achieve food security
11 and is subject to the same terms and conditions as the appropriation
12 in section 11, chapter 3, Laws of 2021.

13 (15) \$168,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$168,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the department to assist
16 small and midsize farms and small and midsize processors in exploring
17 options to expand capacity for processing meat or meat and poultry
18 for sale and direct marketing efforts. In carrying out this duty, the
19 department must:

20 (a) Assist farms in complying with federal, state, and local
21 rules and regulations as they apply to direct marketing of meat and
22 poultry products;

23 (b) Assist in developing infrastructure including, but not
24 limited to, custom meat facilities and slaughter facilities inspected
25 by the United States department of agriculture as appropriate to
26 increase direct marketing opportunities for farms;

27 (c) Assist processors in complying with federal, state, and local
28 rules and regulations as they apply to processing meat and poultry
29 and the marketing of meat and poultry;

30 (d) Assist in developing, in consultation with Washington State
31 University extension, training opportunities or apprenticeship
32 opportunities for slaughterers or inspectors;

33 (e) Provide information on direct marketing opportunities for
34 farms;

35 (f) Identify and help reduce market barriers facing farms in
36 direct marketing;

37 (g) Identify and help reduce barriers facing processors in
38 operating slaughter facilities;

(h) Assist in developing and submitting proposals to grant programs to assist farm direct marketing efforts; and

(i) Perform other functions that will assist farms in directly marketing their meat and poultry products.

(16) \$1,832,000 of the general fund—state appropriation for fiscal year 2022 and \$1,832,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department, in consultation with the state conservation commission, to develop a grant program to provide funding to conservation districts or other entities to provide access to meat and poultry processing and inspection. In addition to other funding needs to provide access to meat and poultry processing and inspection, grant funding may be used to establish a mobile slaughter unit or to provide needed infrastructure to provide for the retail sale of meat or poultry. The department must conduct outreach to gain input from other entities, such as conservation districts, Washington State University and the food policy forum in developing the grant program described in this subsection.

(17) ~~(((\$152,000))~~ \$156,000 of the general fund—state appropriation for fiscal year 2022 ~~((is))~~ and \$213,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Second Substitute Senate Bill No. 5192 (electric vehicle equipment). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))~~

(18) \$366,000 of the general fund—state appropriation for fiscal year 2022 and \$366,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to support the department's emergency management planning responsibilities related to agricultural systems, radiological preparedness and response, foodborne outbreaks, food security, and other emergency management responsibilities.

NEW SECTION. **Sec. 312.** A new section is added to 2021 c 334 (uncodified) to read as follows:

FOR THE ENERGY FACILITY SITE EVALUATION COUNCIL

| | |
|--|--------------|
| General Fund—State Appropriation (FY 2023) | \$1,021,000 |
| Energy Facility Site Evaluation Council Account— | |
| Private/Local Appropriation. | \$12,265,000 |
| TOTAL APPROPRIATION. | \$13,286,000 |

1 The appropriations in this section are subject to the following
2 conditions and limitations: The appropriations are provided solely to
3 implement House/Senate Bill No. . . . (Z-0376/22) (governor request
4 legislation concerning modernizing the energy facility site
5 evaluation council).

(End of part)

PART IV
TRANSPORTATION

Sec. 401. 2021 c 334 s 401 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$2,901,000)) |
| | <u>\$3,010,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$2,585,000)) |
| | <u>\$2,847,000</u> |
| Architects' License Account—State Appropriation. | ((\$1,263,000)) |
| | <u>\$1,379,000</u> |
| Real Estate Commission Account—State Appropriation. | ((\$13,532,000)) |
| | <u>\$14,621,000</u> |
| Uniform Commercial Code Account—State Appropriation. | ((\$3,121,000)) |
| | <u>\$3,276,000</u> |
| Real Estate Education Program Account—State | |
| Appropriation. | \$276,000 |
| Real Estate Appraiser Commission Account—State | |
| Appropriation. | ((\$1,876,000)) |
| | <u>\$2,018,000</u> |
| Business and Professions Account—State Appropriation. | ((\$23,882,000)) |
| | <u>\$26,087,000</u> |
| Real Estate Research Account—State Appropriation. | \$415,000 |
| Firearms Range Account—State Appropriation. | \$74,000 |
| <u>Funeral and Cemetery Account—State Appropriation.</u> | <u>\$27,000</u> |
| Landscape Architects' License Account—State | |
| Appropriation. | ((\$80,000)) |
| | <u>\$88,000</u> |
| Appraisal Management Company Account—State | |
| Appropriation. | ((\$256,000)) |
| | <u>\$264,000</u> |
| Concealed Pistol License Renewal Notification | |
| Account—State Appropriation. | \$140,000 |
| Geologists' Account—State Appropriation. | \$149,000 |
| Derelict Vessel Removal Account—State Appropriation. | \$33,000 |
| TOTAL APPROPRIATION. | ((\$50,583,000)) |
| | <u>\$54,704,000</u> |

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) \$140,000 of the concealed pistol license renewal notification
4 account—state appropriation and \$74,000 of the firearms range account
5 —state appropriation are provided solely to implement chapter 74,
6 Laws of 2017 (concealed pistol license).

7 (2) \$16,000 of the general fund—state appropriation for fiscal
8 year 2022, \$9,000 of the general fund—state appropriation for fiscal
9 year 2023, \$13,000 of the architects' license account—state
10 appropriation, \$121,000 of the real estate commission account—state
11 appropriation, \$22,000 of the uniform commercial code account—state
12 appropriation, \$16,000 of the real estate appraiser commission
13 account—state appropriation, and \$227,000 of the business and
14 professions account—state appropriation are provided solely for the
15 department to redesign and improve its online services and website,
16 and are subject to the conditions, limitations, and review
17 requirements of section 701 of this act.

18 (3) The department shall inventory all business and professions
19 fees and associated accounts including identification of all fees
20 paid into each account, the amount and timing of the last fee
21 increase, the estimated expenditures necessary to administer each fee
22 based program, and the projected fee changes necessary to ensure
23 positive account balances for each business and professions program
24 account. The projection should include the period beginning with the
25 2021-2023 fiscal biennium through the 2025-2027 biennium. A report to
26 the governor and legislature is due December 1, 2021.

27 (4) \$157,000 of the uniform commercial code account—state
28 appropriation is provided solely to implement Engrossed Substitute
29 Senate Bill No. 5355 (wage liens). ~~((If the bill is not enacted by
30 June 30, 2021, the amount provided in this subsection shall lapse.))~~

31 (5) \$267,000 of the real estate commission account—state
32 appropriation is provided solely to implement Substitute Senate Bill
33 No. 5378 (real estate broker renewal). ~~((If the bill is not enacted
34 by June 30, 2021, the amount provided in this subsection shall
35 lapse.))~~

36 (6) \$808,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$551,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the continued implementation

of the legacy firearms system until the modernization project is completed.

(7) \$28,000 of the general fund—state appropriation for fiscal year 2022 is provided solely to implement Substitute House Bill No. 1107 (nonresident vessel permit provisions). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))~~

(8) \$30,000 of the architects' license account—state appropriation, \$297,000 of the real estate commission account—state appropriation, \$50,000 of the real estate appraiser commission account—state appropriation, and \$514,000 of the business and professions account—state appropriation are provided solely for implementation of House Bill No. 1399 (professional licensure/convictions). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

Sec. 402. 2021 c 334 s 402 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE PATROL

| | |
|--|------------------------------|
| General Fund—State Appropriation (FY 2022) | (((\$59,974,000)) |
| | <u>\$66,783,000</u> |
| General Fund—State Appropriation (FY 2023) | (((\$60,590,000)) |
| | <u>\$68,288,000</u> |
| General Fund—Federal Appropriation. | (((\$16,707,000)) |
| | <u>\$16,766,000</u> |
| General Fund—Private/Local Appropriation. | \$3,091,000 |
| Death Investigations Account—State Appropriation. . . | (((\$7,906,000)) |
| | <u>\$8,794,000</u> |
| County Criminal Justice Assistance Account—State | |
| Appropriation. | (((\$4,533,000)) |
| | <u>\$4,622,000</u> |
| Municipal Criminal Justice Assistance Account—State | |
| Appropriation. | (((\$1,637,000)) |
| | <u>\$1,681,000</u> |
| Fire Service Trust Account—State Appropriation. | \$131,000 |
| Vehicle License Fraud Account—State Appropriation. | \$119,000 |
| Disaster Response Account—State Appropriation. | (((\$8,500,000)) |
| | <u>\$12,500,000</u> |
| Fire Service Training Account—State Appropriation. . | (((\$12,297,000)) |

| | | |
|----|--|--------------------------------|
| 1 | | <u>\$12,497,000</u> |
| 2 | Model Toxics Control Operating Account—State | |
| 3 | Appropriation. | ((\$567,000)) |
| 4 | | <u>\$591,000</u> |
| 5 | Fingerprint Identification Account—State | |
| 6 | Appropriation. | ((\$12,617,000)) |
| 7 | | <u>\$12,956,000</u> |
| 8 | Dedicated Marijuana Account—State Appropriation | |
| 9 | (FY 2022). | \$2,423,000 |
| 10 | Dedicated Marijuana Account—State Appropriation | |
| 11 | (FY 2023). | ((\$2,423,000)) |
| 12 | | <u>\$2,560,000</u> |
| 13 | Washington Internet Crimes Against Children Account— | |
| 14 | State Appropriation. | \$1,000,000 |
| 15 | TOTAL APPROPRIATION. | ((\$194,515,000)) |
| 16 | | <u>\$214,802,000</u> |

17 The appropriations in this section are subject to the following
18 conditions and limitations:

19 (1) ((~~\$8,500,000~~)) \$12,500,000 of the disaster response account—
20 state appropriation is provided solely for Washington state fire
21 service resource mobilization costs incurred in response to an
22 emergency or disaster authorized under RCW 43.43.960 through
23 43.43.964. The state patrol shall submit a report quarterly to the
24 office of financial management and the legislative fiscal committees
25 detailing information on current and planned expenditures from this
26 account. This work shall be done in coordination with the military
27 department.

28 (2) \$2,423,000 of the dedicated marijuana account—state
29 appropriation for fiscal year 2022 and ((~~\$2,423,000~~)) \$2,560,000 of
30 the dedicated marijuana account—state appropriation for fiscal year
31 2023 are provided solely for the Washington state patrol to partner
32 with multi-jurisdictional drug and gang task forces to detect, deter,
33 and dismantle criminal organizations involved in criminal activity
34 including diversion of marijuana from the legalized market and the
35 illicit production and distribution of marijuana and marijuana-
36 related products in Washington state.

37 (3) \$643,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$643,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for addressing a backlog of
2 toxicology tests in the toxicology laboratory.

3 (4) \$356,000 of the general fund—state appropriation for fiscal
4 year 2022, \$356,000 of the general fund—state appropriation for
5 fiscal year 2023, and \$298,000 of the death investigations account—
6 state appropriations are provided solely for increased supply and
7 maintenance costs for the crime laboratory division and toxicology
8 laboratory division.

9 (5) \$510,000 of the county criminal justice assistance account—
10 state appropriation is provided solely for the Washington state
11 patrol to support local police, sheriffs' departments, and
12 multiagency task forces in the prosecution of criminals. However, the
13 office of financial management must reduce the allotment of the
14 amount provided in this subsection if allotment of the full
15 appropriation will put the account into deficit.

16 (6)(a) \$700,000 of the fire service training account—state
17 appropriation is provided solely for the firefighter apprenticeship
18 training program.

19 (b) The joint apprenticeship training committee shall submit a
20 report to the fiscal committees of the legislature by December 1,
21 2022, describing how the funding appropriated in this section was
22 spent during the biennium. At a minimum, the report shall include
23 information about the number of individuals that completed the
24 training, the level of training or type of training being taught, the
25 total cost of training everyone through completion, the percentage of
26 passage rate for trainees, and the geographic location of the fire
27 department sponsoring the trainee.

28 (7) \$316,000 of the general fund—state appropriation for fiscal
29 year 2023 and \$1,000,000 of the Washington internet crimes against
30 children account—state appropriation are provided solely for the
31 missing and exploited children's task force within the patrol to help
32 prevent possible abuse to children and other vulnerable citizens from
33 sexual abuse.

34 (8) \$1,000 of the general fund—state appropriation for fiscal
35 year 2022 is provided solely for the implementation of Substitute
36 Senate Bill No. 5055 (law enforcement grievances), which changes
37 methods for selecting an arbitrator for labor disputes involving law
38 enforcement disciplinary matters. (~~(If the bill is not enacted by~~
39 ~~June 30, 2021, the amounts provided in this subsection shall lapse.)~~)

1 (9) \$213,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$163,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the implementation of
4 Substitute House Bill No. 1223 (custodial interrogations). (~~If the~~
5 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
6 ~~subsection shall lapse.~~)

7 (10) \$1,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$1,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the implementation of
10 Engrossed Substitute House Bill No. 1054 (peace officer tactics and
11 equipment). (~~If the bill is not enacted by June 30, 2021, the~~
12 ~~amounts provided in this subsection shall lapse.~~)

13 (11) \$2,000 of the general fund—state appropriation for fiscal
14 year 2022 is provided solely for the implementation of Engrossed
15 Second Substitute House Bill No. 1310 (use of force). (~~If the bill~~
16 ~~is not enacted by June 30, 2021, the amount provided in this~~
17 ~~subsection shall lapse.~~)

18 (12) \$1,334,000 of the general fund—state appropriation for
19 fiscal year 2022 is provided solely for facility and staff costs
20 associated with construction of a second toxicology laboratory
21 facility in Federal Way. The Washington state patrol must provide a
22 report on the progress of the toxicology lab construction
23 semiannually to the fiscal committees of the legislature with a final
24 report due 90 days after completion of the project. The report must
25 include, but is not limited to:

- 26 (a) A detailed list of expenditures so far;
27 (b) A detailed list of expenditure yet to be made before the
28 completion of the project;
29 (c) An updated project timeline with expected end date; and
30 (d) Other project details that the Washington state patrol finds
31 important to relay.

32 (13) \$213,000 of the general fund—state appropriation for fiscal
33 year 2022 is provided solely for the Washington state patrol to
34 outsource death investigation cases to reduce the current backlog of
35 cases awaiting toxicology testing.

36 (14) \$1,320,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely for an enhanced forensic
38 capabilities pilot program that provides expedited DNA technology and
39 forensic services to assist in the processing of crime scene

1 evidence, expediting investigative leads, and reducing the backlog of
2 other cases. Prior to the purchase of the DNA technology and forensic
3 services for the pilot program, the Washington state patrol must
4 submit a plan to the legislature no later than December 31, 2021,
5 that addresses the following operational issues of the program:

6 (a) Protocols on the operation and use of the program while
7 maintaining civil liberties and protecting individual privacy;

8 (b) A description of how expedited DNA technology and forensic
9 services will tie into the current operations of the state patrol's
10 existing crime lab; and

11 (c) Details of how the Washington state patrol will protect
12 individual privacy and civil liberties in relation to the program
13 described in this subsection.

14 (15) \$313,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for diversity, equity, and inclusion
16 (DEI) efforts within the Washington state patrol. The amount provided
17 is for the state patrol to achieve the following objectives:

18 (a) Staffing positions within the state patrol's DEI program;

19 (b) Conducting a study to analyze existing state barriers to
20 hiring commissioned officers. The study shall make recommendations to
21 amend current Washington state patrol hiring practices and underlying
22 statutes that may need revision. Recommendations are due to the
23 governor and legislature by November 1, 2022;

24 (c) Contracting with a social media and marketing consultant to
25 standardize messaging and recruitment efforts to diverse audiences
26 across media platforms; and

27 (d) Contracting with an external psychologist to perform exams.

(End of part)

PART V
EDUCATION

Sec. 501. 2021 c 334 s 501 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

| | |
|---|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$31,237,000)) |
| | <u>\$32,006,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$30,769,000)) |
| | <u>\$34,754,000</u> |
| General Fund—Federal Appropriation | ((\$105,917,000)) |
| | <u>\$106,299,000</u> |
| General Fund—Private/Local Appropriation | ((\$8,060,000)) |
| | <u>\$8,064,000</u> |
| Washington Opportunity Pathways Account—State Appropriation | ((\$265,000)) |
| | <u>\$268,000</u> |
| Dedicated Marijuana Account—State Appropriation (FY 2022) | \$520,000 |
| Dedicated Marijuana Account—State Appropriation (FY 2023) | ((\$533,000)) |
| | <u>\$541,000</u> |
| Performance Audits of Government Account—State Appropriation | \$213,000 |
| Workforce Education Investment Account—State Appropriation | ((\$3,812,000)) |
| | <u>\$7,420,000</u> |
| Elementary and Secondary School Emergency Relief III Account—Federal Appropriation | ((\$4,631,000)) |
| | <u>\$7,116,000</u> |
| TOTAL APPROPRIATION | ((\$185,957,000)) |
| | <u>\$197,201,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) BASE OPERATIONS AND EXPENSES OF THE OFFICE

(a) ((~~\$14,470,000~~)) \$15,186,000 of the general fund—state appropriation for fiscal year 2022 and ((~~\$14,486,000~~)) \$17,521,000 of the general fund—state appropriation for fiscal year 2023 are

1 provided solely for the operation and expenses of the office of the
2 superintendent of public instruction.

3 (i) The superintendent shall recognize the extraordinary
4 accomplishments of four students who have demonstrated a strong
5 understanding of the civics essential learning requirements to
6 receive the Daniel J. Evans civic education award.

7 (ii) Districts shall report to the office of the superintendent
8 of public instruction daily student unexcused absence data by school,
9 using a uniform definition of unexcused absence as established by the
10 superintendent.

11 (iii) By October 31st of each year, the office of the
12 superintendent of public instruction shall produce an annual status
13 report on implementation of the budget provisos in section 501,
14 chapter 415, Laws of 2019 and sections 515 and 522 of this act. The
15 status report of each proviso shall include, but not be limited to,
16 the following information: Purpose and objective, number of state
17 staff funded by the proviso, number of contractors, status of proviso
18 implementation, number of beneficiaries by year, list of
19 beneficiaries, a comparison of budgeted funding and actual
20 expenditures, other sources and amounts of funding, and proviso
21 outcomes and achievements.

22 (iv) The superintendent of public instruction, in consultation
23 with the secretary of state, shall update the program prepared and
24 distributed under RCW 28A.230.150 for the observation of temperance
25 and good citizenship day to include providing an opportunity for
26 eligible students to register to vote at school.

27 (v) Districts shall annually report to the office of the
28 superintendent of public instruction on: (A) The annual number of
29 graduating high school seniors within the district earning the
30 Washington state seal of biliteracy provided in RCW 28A.300.575; and
31 (B) the number of high school students earning competency-based high
32 school credits for world languages by demonstrating proficiency in a
33 language other than English. The office of the superintendent of
34 public instruction shall provide a summary report to the office of
35 the governor and the appropriate committees of the legislature by
36 December 1st of each year.

37 (vi) The office of the superintendent of public instruction shall
38 provide statewide oversight and coordination to the regional nursing
39 corps program supported through the educational service districts.

(vii) Within the amounts provided in this subsection (1)(a), \$318,000 of the general fund—state appropriation for fiscal year 2022 and \$310,000 of the general fund—state appropriation for fiscal year 2023 are for 2.0 FTE to support multi-tiered systems of support (MTSS) data management and implementation activities.

(viii) Within the amounts provided in this subsection (1)(a), \$79,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for a contract to assess the feasibility, specifications, and cost estimates for full development and implementation of a MTSS database.

(ix) Within the amounts provided in this subsection (1)(a), \$53,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for a contract with regional and/or national experts to train the MTSS staff and staff from the center on the improvement of student learning on MTSS implementation science and evidence-based practices as distinct but complementary to the Washington integrated student supports protocol.

(x) Within amounts provided in this subsection (1)(a), \$200,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for a climate science curriculum staff position within the office of the superintendent of public instruction and to integrate climate change content into the Washington state learning standards across subject areas and grade levels. The office shall develop materials and resources that accompany the updated learning standards that encourage school districts to develop interdisciplinary units focused on climate change that include authentic learning experiences, that integrate a range of perspectives, and that are action oriented.

(b) \$1,217,000 of the general fund—state appropriation for fiscal year 2022 and \$1,217,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for maintenance of the apportionment system, including technical staff and the data governance working group.

(c) \$494,000 of the general fund—state appropriation for fiscal year 2022 and \$494,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of chapter 240, Laws of 2010, including staffing the office of equity and civil rights.

1 (d) \$61,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$61,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the ongoing work of the
4 education opportunity gap oversight and accountability committee.

5 (e) \$61,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$61,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the implementation of
8 chapter 380, Laws of 2009 (enacting the interstate compact on
9 educational opportunity for military children).

10 (f) \$265,000 of the Washington opportunity pathways account—state
11 appropriation is provided solely for activities related to public
12 schools other than common schools authorized under chapter 28A.710
13 RCW.

14 (g) Within amounts appropriated in this section, the office of
15 the superintendent of public instruction and the state board of
16 education shall adopt a rule that the minimum number of students to
17 be used for public reporting and federal accountability purposes is
18 ten.

19 (h) \$123,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$123,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for implementation of chapter
22 163, Laws of 2012 (foster care outcomes). The office of the
23 superintendent of public instruction shall annually report each
24 December on the implementation of the state's plan of cross-system
25 collaboration to promote educational stability and improve education
26 outcomes of foster youth.

27 (i) \$250,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$250,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for implementation of chapter
30 178, Laws of 2012 (open K-12 education resources).

31 (j) \$14,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$14,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for implementation of chapter
34 242, Laws of 2013 (state-tribal education compacts).

35 (k) \$131,000 of the general fund—state appropriation for fiscal
36 year 2022, \$131,000 of the general fund—state appropriation for
37 fiscal year 2023, and \$213,000 of the performance audits of
38 government account—state appropriation are provided solely for the
39 office of the superintendent of public instruction to perform on-

1 going program reviews of alternative learning experience programs,
2 dropout reengagement programs, and other high risk programs. Findings
3 from the program reviews will be used to support and prioritize the
4 office of the superintendent of public instruction outreach and
5 education efforts that assist school districts in implementing the
6 programs in accordance with statute and legislative intent, as well
7 as to support financial and performance audit work conducted by the
8 office of the state auditor.

9 (l) \$117,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$117,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for implementation of chapter 3,
12 Laws of 2015 1st sp. sess. (computer science).

13 (m) \$250,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$250,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for implementation of chapter
16 237, Laws of 2017 (paraeducators).

17 (n) \$385,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$385,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the office of native
20 education to increase services to tribes, including but not limited
21 to, providing assistance to tribes and school districts to implement
22 Since Time Immemorial, applying to become tribal compact schools,
23 convening the Washington state native American education advisory
24 committee, and extending professional learning opportunities to
25 provide instruction in tribal history, culture, and government. The
26 professional development must be done in collaboration with school
27 district administrators and school directors. Funding in this
28 subsection is sufficient for the office, the Washington state school
29 directors' association government-to-government task force, and the
30 association of educational service districts to collaborate with the
31 tribal leaders congress on education to develop a tribal consultation
32 training and schedule. The tribal consultation training and schedule
33 must be developed by January 1, 2022.

34 (o) \$205,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$205,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely to promote the financial
37 literacy of students. The effort will be coordinated through the
38 financial literacy public-private partnership.

1 (p) \$75,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$75,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for staff at the office of the
4 superintendent of public instruction to coordinate and promote
5 efforts to develop integrated math, science, technology, and
6 engineering programs in schools and districts across the state.

7 (q) \$481,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$481,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for additional full-time
10 equivalent staff to support the work of the safety net committee and
11 to provide training and support to districts applying for safety net
12 awards.

13 (r) Districts shall report to the office the results of each
14 collective bargaining agreement for certificated staff within their
15 district using a uniform template as required by the superintendent,
16 within thirty days of finalizing contracts. The data must include but
17 is not limited to: Minimum and maximum base salaries, supplemental
18 salary information, and average percent increase for all certificated
19 instructional staff. Within existing resources by December 1st of
20 each year, the office shall produce a report for the legislative
21 evaluation and accountability program committee summarizing the
22 district level collective bargaining agreement data.

23 (s) \$4,631,000 of the elementary and secondary school emergency
24 relief III account—federal appropriation from funds attributable to
25 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
26 117-2 is provided solely for administrative costs related to the
27 management of federal funds provided for COVID-19 response and other
28 emergency needs.

29 (t) \$250,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for the office of the superintendent of
31 public instruction to enter into a contract to assess the
32 feasibility, specifications, integration, and cost estimates for full
33 development and implementation of the apportionment system.

34 (u) Within funds appropriated in this section, and in addition to
35 the annual reports to the school for the blind and the Washington
36 state school for the deaf and hard of hearing youth required from
37 school districts (RCW 72.40.060), educational service districts, and
38 the office of the superintendent of public instruction (RCW
39 72.40.070) reporting the number of youth aged from three to 21 years

1 who are visually or hearing impaired, the office of the
2 superintendent shall collect information from school districts on the
3 following:

4 (i) For the purposes of being able to properly serve students
5 with a blind/low-vision or deaf or hard of hearing "impairment" as
6 identified in chapter 392-172A WAC with basic language access needs,
7 these students must be specifically identified in reports. This must
8 also include those students who may not be served under the special
9 education state administrative code but may be served under section
10 504 of the Americans with disabilities act. Reporting must be
11 complete and note all known students with an identified vision and/or
12 hearing loss, regardless of that disability determination status
13 being considered primary, secondary, etc. or being included as part
14 of the special education category of multiple disabilities, as well
15 as those students served on 504 plans;

16 (ii) The number of school staff assigned to an individual student
17 who is visually impaired or deaf or hard of hearing, or both;

18 (iii) The number of these staff members who are acting as
19 educational interpreters and whether they have passed the educational
20 interpreter performance test and their score; and

21 (iv) The number of educational interveners and whether they have
22 passed the educational interpreter performance test and their score.

23 (2) DATA SYSTEMS

24 (a) \$1,802,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$1,802,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementing a comprehensive
27 data system to include financial, student, and educator data,
28 including development and maintenance of the comprehensive education
29 data and research system (CEDARS).

30 (b) \$281,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$281,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for K-20 telecommunications
33 network technical support in the K-12 sector to prevent system
34 failures and avoid interruptions in school utilization of the data
35 processing and video-conferencing capabilities of the network. These
36 funds may be used to purchase engineering and advanced technical
37 support for the network.

38 (c) \$450,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$450,000 of the general fund—state appropriation for

fiscal year 2023 are provided for the superintendent of public instruction to develop and implement a statewide accountability system to address absenteeism and to improve student graduation rates. The system must use data to engage schools and districts in identifying successful strategies and systems that are based on federal and state accountability measures. Funding may also support the effort to provide assistance about successful strategies and systems to districts and schools that are underperforming in the targeted student subgroups.

(3) WORK GROUPS

(a) \$335,000 of the general fund—state appropriation for fiscal year 2022 and \$335,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 206, Laws of 2018 (career and college readiness).

(b) \$200,000 of the general fund—state appropriation for fiscal year 2022 and \$200,000 of the general fund—state appropriation for fiscal year 2023 are provided for the office of the superintendent of public instruction to meet statutory obligations related to the provision of medically and scientifically accurate, age-appropriate, and inclusive sexual health education as authorized by chapter 206, Laws of 1988 (AIDS omnibus act) and chapter 265, Laws of 2007 (healthy youth act).

(c) \$118,000 of the general fund—state appropriation for fiscal year 2022 and \$118,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 75, Laws of 2018 (dyslexia).

(d) \$200,000 of the general fund—state appropriation for fiscal year 2022 and \$200,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 386, Laws of 2019 (social emotional learning).

(e) \$130,000 of the general fund—state appropriation for fiscal year 2022 and \$130,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the office of the superintendent of public instruction to collaborate with the department of children, youth, and families to complete a report with options and recommendations for administrative efficiencies and long term strategies that align and integrate high-quality early learning programs administered by both agencies and consistent with implementation of Engrossed Second Substitute Senate Bill No. 5237

(child care & early dev. exp.). The report, due September 1, 2022, shall address capital needs, data collection and data sharing, licensing changes, quality standards, options for community-based and school-based settings with inclusive facilities and operations, fiscal modeling, and any statutory changes needed to achieve administrative efficiencies.

(f) \$107,000 of the general fund—state appropriation for fiscal year 2022 and \$107,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the office to support the children and youth behavioral health work group created in chapter 130, Laws of 2020 (child. mental health wk. grp).

(g) \$310,000 of the general fund—state appropriation for fiscal year 2022 and \$249,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the development and implementation of a language access technical assistance program for school districts and to reconvene an expanded work group under section 2, chapter 256, Laws of 2019. The activities of and resources provided by the language access technical assistance program must align with the recommendations in the October 2020 report of the language access work group created by section 2, chapter 256, Laws of 2019 in order to improve awareness and fulfillment of language access rights for families in educational settings. The work group under this subsection shall, by December 1, 2021, report to the appropriate committees of the legislature recommendations for standards, training, testing, and credentialing for spoken and sign language interpreters for students' families and for collecting information related to language access services in schools and school districts. Within the amounts provided in this subsection, the office must provide a report to the appropriate committees of the legislature by December 1, 2021. The report shall include, at a minimum, information regarding the different languages in which students and students' families prefer to communicate by each school district.

(4) STATEWIDE PROGRAMS

(a) \$2,590,000 of the general fund—state appropriation for fiscal year 2022 and \$2,590,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Washington kindergarten inventory of developing skills. State funding shall support statewide administration and district implementation of the inventory under RCW 28A.655.080.

(b) \$703,000 of the general fund—state appropriation for fiscal year 2022 and \$703,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 72, Laws of 2016 (educational opportunity gap).

(c) \$950,000 of the general fund—state appropriation for fiscal year 2022 and \$950,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Washington reading corps. The superintendent shall allocate reading corps members to schools identified for comprehensive or targeted support and school districts that are implementing comprehensive, proven, research-based reading programs. Two or more schools may combine their Washington reading corps programs.

(d) \$10,000 of the general fund—state appropriation for fiscal year 2022 and \$10,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for chapter 102, Laws of 2014 (biliteracy seal).

(e)(i) \$50,000 of the general fund—state appropriation for fiscal year 2022 and \$50,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for school bullying and harassment prevention activities.

(ii) \$15,000 of the general fund—state appropriation for fiscal year 2022 and \$15,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 240, Laws of 2016 (school safety).

(iii) \$570,000 of the general fund—state appropriation for fiscal year 2022 and \$570,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the office of the superintendent of public instruction to provide statewide support and coordination for the regional network of behavioral health, school safety, and threat assessment established in chapter 333, Laws of 2019 (school safety and well-being). Within the amounts provided in this subsection (4)(e)(iii), \$200,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for grants to schools or school districts for planning and integrating tiered suicide prevention and behavioral health supports. Grants must be awarded first to districts demonstrating the greatest need and readiness. Grants may be used for intensive technical assistance and training, professional development, and evidence-based suicide prevention training.

1 (iv) \$196,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$196,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the school safety center
4 within the office of the superintendent of public instruction.

5 (A) Within the amounts provided in this subsection (4)(e)(iv),
6 \$100,000 of the general fund—state appropriation for fiscal year 2022
7 and \$100,000 of the general fund—state appropriation for fiscal year
8 2023 are provided solely for a school safety program to provide
9 school safety training for all school administrators and school
10 safety personnel. The school safety center advisory committee shall
11 develop and revise the training program, using the best practices in
12 school safety.

13 (B) Within the amounts provided in this subsection (4)(e)(iv),
14 \$96,000 of the general fund—state appropriation for fiscal year 2022
15 and \$96,000 of the general fund—state appropriation for fiscal year
16 2023 are provided solely for administration of the school safety
17 center. The safety center shall act as an information dissemination
18 and resource center when an incident occurs in a school district in
19 Washington or in another state, coordinate activities relating to
20 school safety, review and approve manuals and curricula used for
21 school safety models and training, and maintain a school safety
22 information web site.

23 (f)(i) \$162,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$162,000 of the general fund—state appropriation
25 for fiscal year 2023 are provided solely for youth suicide prevention
26 activities.

27 (ii) \$76,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$76,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for implementation of chapter
30 64, Laws of 2018 (sexual abuse of students).

31 (g)(i) \$280,000 of the general fund—state appropriation for
32 fiscal year 2022, \$280,000 of the general fund—state appropriation
33 for fiscal year 2023, and \$1,053,000 of the dedicated marijuana
34 account—state appropriation are provided solely for dropout
35 prevention, intervention, and reengagement programs, including the
36 jobs for America's graduates (JAG) program, dropout prevention
37 programs that provide student mentoring, and the building bridges
38 statewide program. Students in the foster care system or who are
39 homeless shall be given priority by districts offering the jobs for

America's graduates program. The office of the superintendent of public instruction shall convene staff representatives from high schools to meet and share best practices for dropout prevention. Of these amounts, \$520,000 of the dedicated marijuana account—state appropriation for fiscal year 2022, and (~~(\$533,000)~~) \$541,000 of the dedicated marijuana account—state appropriation for fiscal year 2023 are provided solely for the building bridges statewide program.

(ii) \$293,000 of the general fund—state appropriation for fiscal year 2022 and \$293,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the office of the superintendent of public instruction to support district implementation of comprehensive guidance and planning programs in support of high-quality high school and beyond plans consistent with RCW 28A.230.090.

(iii) \$178,000 of the general fund—state appropriation for fiscal year 2022 and \$178,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 291, Laws of 2017 (truancy reduction efforts).

(h) Sufficient amounts are appropriated in this section for the office of the superintendent of public instruction to create a process and provide assistance to school districts in planning for future implementation of the summer knowledge improvement program grants.

(i) \$358,000 of the general fund—state appropriation for fiscal year 2022 and \$358,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of chapter 221, Laws of 2019 (CTE course equivalencies).

(j) \$196,000 of the general fund—state appropriation for fiscal year 2022 and \$196,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of chapter 252, Laws of 2019 (high school graduation reqs.).

(k) \$60,000 of the general fund—state appropriation for fiscal year 2022, \$60,000 of the general fund—state appropriation for fiscal year 2023, and \$680,000 of the general fund—federal appropriation are provided solely for the implementation of chapter 295, Laws of 2019 (educator workforce supply). Of the amounts provided in this subsection, \$680,000 of the general fund—federal appropriation is provided solely for title II SEA state-level activities to implement

1 section 103, chapter 295, Laws of 2019 relating to the regional
2 recruiters program.

3 (l) \$150,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$150,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for a tribal liaison at the
6 office of the superintendent of public instruction to facilitate
7 access to and support enrollment in career connected learning
8 opportunities for tribal students, including career awareness and
9 exploration, career preparation, and career launch programs, as
10 defined in RCW 28C.30.020, so that tribal students may receive high
11 school or college credit to the maximum extent possible.

12 (m) \$57,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$57,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for implementation of chapter
15 288, Laws of 2020 (school meals at no cost).

16 (n) \$269,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$142,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for implementation of chapter
19 353, Laws of 2020 (innovative learning pilot).

20 (o) \$200,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$200,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the office of the
23 superintendent of public instruction to provide statewide
24 coordination towards multicultural, culturally responsive, and anti-
25 racist education to support academically, socially, and culturally
26 literate learners. The office must engage community members and key
27 interested parties to:

28 (i) Develop a clear definition and framework for African American
29 studies to guide instruction in grades seven through twelve;

30 (ii) Develop a plan for aligning African American studies across
31 all content areas; and

32 (iii) Identify professional development opportunities for
33 educators and administrators to build capacity in creating high-
34 quality learning environments centered in belonging and racial
35 equity, anti-racist approaches, and asset-based methodologies that
36 pull from all students' cultural funds of knowledge.

37 (p) \$275,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$125,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the office of the

1 superintendent of public instruction to convene and provide staff
2 support to the K-12 basic education compensation advisory committee
3 established in section 951 of this act.

4 (q) \$250,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$250,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the office of the
7 superintendent of public instruction to develop resources, share best
8 practices, and provide technical assistance for school districts to
9 support implementation of comprehensive, culturally responsive, and
10 high-quality civics education. Within amounts provided in this
11 subsection, the office shall administer competitive grant awards of
12 up to \$1,500 per first class school district and \$750 per second
13 class school district to support in-service training and the
14 development or adoption of curriculum and instructional materials.
15 The office shall utilize a portion of this funding to assess the
16 learning outcomes related to civic education curriculum and to
17 support related assessments that gauge the degree to which high
18 quality civic education is taking place in school districts
19 throughout the state.

20 (r) \$250,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$250,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the office of the
23 superintendent of public instruction to provide technical assistance
24 to school districts through the center for the improvement of student
25 learning. The technical assistance must support the implementation of
26 trauma-informed practices, policies, and procedures, including
27 implementation of social emotional learning programs, multi-tiered
28 systems of support, and other evidence-based programs that improve
29 school climate and student emotional wellbeing.

30 (s) \$49,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$49,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for implementation of Engrossed
33 Substitute House Bill No. 1214 (K-12 safety & security serv.). (~~If~~
34 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
35 ~~this subsection shall lapse.~~)

36 (t) \$35,000 of the general fund—state appropriation for fiscal
37 year 2022 is provided solely for implementation of Substitute House
38 Bill No. 1363 (secondary trauma/K-12). (~~If the bill is not enacted~~

~~by June 30, 2021, the amount provided in this subsection shall lapse.))~~

(u) \$140,000 of the general fund—state appropriation for fiscal year 2022 and \$135,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Substitute House Bill No. 1208 (learning assistance program). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(v) \$505,000 of the general fund—state appropriation for fiscal year 2022 and \$486,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1295 (institutional ed./release). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(w) \$60,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the office of the superintendent of public instruction to evaluate and implement best practices and procedures for ensuring that student lunch periods include a seated lunch duration of at least 20 minutes. The office of the superintendent of public instruction shall, through an application-based process, select six public schools to serve as demonstration sites. Of the amounts provided in this subsection:

(i) \$30,000 of the general fund—state appropriation is provided solely for annual grant awards of \$5,000 each provided to the six school districts selected to serve as school demonstration sites;

(ii) \$20,000 of the general fund—state appropriation is provided solely for the office to hire a consultant with expertise in nutrition programs to oversee the demonstration projects and provide technical support; and

(iii) \$10,000 of the general fund—state appropriation is provided solely for the office to provide technical support to the demonstration sites and report its findings and recommendations to the education committees of the house of representatives and the senate by October 1, 2022.

(x) \$27,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for implementation of Substitute Senate Bill No. 5030 (school counseling programs). ~~((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))~~

(y) \$16,000 of the general fund—state appropriation for fiscal year 2022 and \$16,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5237 (child care & early dev. exp.). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(z) \$553,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the office of the superintendent of public instruction to develop and implement a mathematics pathways pilot to modernize algebra II. The office should use research and engage stakeholders to develop a revised and expanded course.

(5) CAREER CONNECTED LEARNING

(a) \$852,000 of the workforce education investment account—state appropriation is provided solely for expanding career connected learning as provided in RCW 28C.30.020.

(b) \$960,000 of the workforce education investment account—state appropriation is provided solely for increasing the funding per full-time equivalent for career launch programs as described in RCW 28A.700.130. In the 2021-2023 fiscal biennium, for career launch enrollment exceeding the funding provided in this subsection, funding is provided in section 504 of this act.

(c) \$500,000 of the workforce education investment account—state appropriation is provided solely for the Federal Way school district to establish pre-apprenticeship pathways and career connected learning programs in the skilled trades in Federal Way.

(d) \$1,500,000 of the workforce education investment account—state is provided solely for Marysville school district to collaborate with Arlington school district, Everett Community College, other local school districts, local labor unions, local Washington state apprenticeship and training council registered apprenticeship programs, and local industry groups to continue the regional apprenticeship pathways program.

(e) \$3,600,000 of the workforce education investment account—state appropriation is provided solely for the office of the superintendent of public instruction to administer grants to skill centers for nursing programs to purchase or upgrade simulation laboratory equipment.

Sec. 502. 2021 c 334 s 502 (uncodified) is amended to read as follows:

FOR THE STATE BOARD OF EDUCATION

| | |
|---|------------------------------|
| General Fund—State Appropriation (FY 2022) | \$3,001,000 |
| General Fund—State Appropriation (FY 2023) | ((\$5,003,000)) |
| | <u>\$5,398,000</u> |
| Washington Opportunity Pathways Account—State | |
| Appropriation | ((\$322,000)) |
| | <u>\$326,000</u> |
| TOTAL APPROPRIATION | ((\$8,326,000)) |
| | <u>\$8,725,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$152,000 of the general fund—state appropriation for fiscal year 2022 and \$138,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to the state board of education for the following: Continuation of the mastery-based learning work group (chapter 252, Laws of 2019), expansion of ongoing pathways research, and a report outlining findings and recommendations to the governor and education committees of the legislature by December 31, 2022.

(2) \$1,500,000 of the general fund—state appropriation for fiscal year 2022 and \$3,500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to the state board of education for implementation of mastery-based learning in school district demonstration sites for the purpose of addressing learning recovery and other educational issues related to COVID-19. The funds must be used for grants to school districts, professional development of school district staff, and implementation support provided by the state board of education. The state board of education shall require grant recipients to report on impacts and participate in a collaborative to share best practices. Grants for mastery-based learning may be made in partnership with private matching funds.

(3) \$263,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the state board of education for a community engagement coordinator position within the state board of education.

(4) \$100,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the state board of education to

purchase a school climate survey tool, and work with the office of the superintendent of public instruction and school districts to develop a statewide implementation plan, and report back on progress and any results, if available, to the governor and education committees of the legislature by June 30, 2023.

Sec. 503. 2021 c 334 s 503 (uncodified) is amended to read as follows:

FOR THE PROFESSIONAL EDUCATOR STANDARDS BOARD

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | \$16,868,000 |
| General Fund—State Appropriation (FY 2023) | ((\$19,203,000)) |
| | <u>\$19,266,000</u> |
| TOTAL APPROPRIATION | ((\$36,071,000)) |
| | <u>\$36,134,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$1,693,000 of the general fund—state appropriation for fiscal year 2022 and ~~((\$1,725,000))~~ \$1,778,000 of the general fund—state appropriation for fiscal year 2023 are for the operation and expenses of the Washington professional educator standards board including implementation of chapter 172, Laws of 2017 (educator prep. data/ PESB).

(2)(a) \$600,000 of the general fund—state appropriation for fiscal year 2022 and \$600,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for grants to improve preservice teacher training and funding of alternate routes to certification programs administered by the professional educator standards board.

(b) Within the amounts provided in this subsection (2), up to \$500,000 of the general fund—state appropriation for fiscal year 2022 and up to \$500,000 of the general fund—state appropriation for fiscal year 2023 are provided for grants to public or private colleges of education in Washington state to develop models and share best practices for increasing the classroom teaching experience of preservice training programs.

(3) \$622,000 of the general fund—state appropriation for fiscal year 2022 and \$622,000 of the general fund—state appropriation for fiscal year 2023 are provided for the recruiting Washington teachers program with priority given to programs that support bilingual

1 teachers, teachers from populations that are underrepresented, and
2 English language learners. Of the amounts provided in this subsection
3 (3), \$500,000 of the general fund—state appropriation for fiscal year
4 2022 and \$500,000 of the general fund—state appropriation for fiscal
5 year 2023 are provided solely for implementation and expansion of the
6 bilingual educator initiative pilot project established under RCW
7 28A.180.120.

8 (4) \$150,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$150,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the implementation of
11 chapter 295, Laws of 2019 (educator workforce supply).

12 (5) \$13,499,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$16,076,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for
15 implementation of chapter 237, Laws of 2017 (paraeducators). Of the
16 amounts provided in this subsection:

17 (a) \$250,000 of the general fund—state appropriation for fiscal
18 year 2022 is provided solely to develop an online course to train
19 educators on effective community, family, and student engagement.

20 (b) \$12,587,000 of the general fund—state appropriation for
21 fiscal year 2022 and \$15,414,000 of the general fund—state
22 appropriation for fiscal year 2023 are provided solely for grants to
23 districts to provide two days of training per school year in the
24 paraeducator certificate program to all paraeducators. Funds in this
25 subsection are provided solely for reimbursement to school districts
26 that provide paraeducators with two days of training in the
27 paraeducator certificate program in each of the 2020-21 and 2021-22
28 school years.

29 (6) \$54,000 of the general fund—state appropriation for fiscal
30 year 2022 is provided solely for implementation of Second Substitute
31 House Bill No. 1028 (residency teacher cert.). ~~((If the bill is not
32 enacted by June 30, 2021, the amount provided in this subsection
33 shall lapse.))~~

34 (7) \$63,000 of the general fund—state appropriation for fiscal
35 year 2022 is provided solely to develop standards for two specialty
36 endorsements in computer science, one in elementary computer science
37 and one in secondary computer science. The professional educator
38 standards board shall consult with the superintendent of public
39 instruction to confirm that the specialty endorsements reflect the

appropriate content necessary to teach computer science in the classroom, as defined by the office of the superintendent of public instruction with industry input. The computer science specialty endorsements must be available to all certificated teachers who hold a valid license and who demonstrate sufficient content knowledge in computer science.

(8) \$187,000 of the general fund—state appropriation for fiscal year 2022 and \$30,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Substitute Senate Bill No. 5044 (schools/equity training). (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

Sec. 504. 2021 c 334 s 504 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GENERAL APPORTIONMENT

| | |
|---|-----------------------------------|
| General Fund—State Appropriation (FY 2022). . . . | ((\$9,852,652,000)) |
| | <u>\$9,501,597,000</u> |
| General Fund—State Appropriation (FY 2023). . . . | ((\$9,550,695,000)) |
| | <u>\$9,245,962,000</u> |
| Education Legacy Trust Account—State Appropriation. . | \$1,398,115,000 |
| TOTAL APPROPRIATION. | ((\$20,801,462,000)) |
| | <u>\$20,145,674,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) Each general fund fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(b) For the 2021-22 and 2022-23 school years, the superintendent shall allocate general apportionment funding to school districts as provided in the funding formulas and salary allocations in sections 504 and 505 of this act, excluding (c) of this subsection.

(c) From July 1, 2021, to August 31, 2021, the superintendent shall allocate general apportionment funding to school districts programs as provided in sections 503 and 504, chapter 357, Laws of 2020, as amended.

(d) The enrollment of any district shall be the annual average number of full-time equivalent students and part-time students as

provided in RCW 28A.150.350, enrolled on the fourth day of school in September and on the first school day of each month October through June, including students who are in attendance pursuant to RCW 28A.335.160 and 28A.225.250 who do not reside within the servicing school district. Any school district concluding its basic education program in May must report the enrollment of the last school day held in May in lieu of a June enrollment.

(e)(i) Funding provided in part V of this act is sufficient to provide each full-time equivalent student with the minimum hours of instruction required under RCW 28A.150.220.

(ii) The office of the superintendent of public instruction shall align the agency rules defining a full-time equivalent student with the increase in the minimum instructional hours under RCW 28A.150.220, as amended by the legislature in 2014.

(f) The superintendent shall adopt rules requiring school districts to report full-time equivalent student enrollment as provided in RCW 28A.655.210.

(g) For the 2021-22 and 2022-23 school years, school districts must report to the office of the superintendent of public instruction the monthly actual average district-wide class size across each grade level of kindergarten, first grade, second grade, and third grade classes. The superintendent of public instruction shall report this information to the education and fiscal committees of the house of representatives and the senate by September 30th of each year.

(2) CERTIFICATED INSTRUCTIONAL STAFF ALLOCATIONS

Allocations for certificated instructional staff salaries for the 2021-22 and 2022-23 school years are determined using formula-generated staff units calculated pursuant to this subsection.

(a) Certificated instructional staff units, as defined in RCW 28A.150.410, shall be allocated to reflect the minimum class size allocations, requirements, and school prototypes assumptions as provided in RCW 28A.150.260. The superintendent shall make allocations to school districts based on the district's annual average full-time equivalent student enrollment in each grade.

(b) Additional certificated instructional staff units provided in this subsection (2) that exceed the minimum requirements in RCW 28A.150.260 are enhancements outside the program of basic education, except as otherwise provided in this section.

(c)(i) The superintendent shall base allocations for each level of prototypical school, including those at which more than fifty percent of the students were eligible for free and reduced-price meals in the prior school year, on the following regular education average class size of full-time equivalent students per teacher, except as provided in (c)(ii) of this subsection:

General education class size:

| Grade | RCW 28A.150.260 | 2021-22 School Year | 2022-23 School Year |
|-------------|-----------------|------------------------|------------------------|
| Grade K | | 17.00 | 17.00 |
| Grade 1 | | 17.00 | 17.00 |
| Grade 2 | | 17.00 | 17.00 |
| Grade 3 | | 17.00 | 17.00 |
| Grade 4 | | 27.00 | 27.00 |
| Grades 5-6 | | 27.00 | 27.00 |
| Grades 7-8 | | 28.53 | 28.53 |
| Grades 9-12 | | 28.74 | 28.74 |

The superintendent shall base allocations for: Laboratory science average class size as provided in RCW 28A.150.260; career and technical education (CTE) class size of 23.0; and skill center program class size of 19. Certificated instructional staff units provided for skills centers that exceed the minimum requirements of RCW 28A.150.260 achieve class size reductions under RCW 28A.400.007 and are part of the state's program of basic education.

(ii) Pursuant to RCW 28A.150.260(4)(a), the assumed teacher planning period, expressed as a percentage of a teacher work day, is 13.42 percent in grades K-6, and 16.67 percent in grades 7-12; and

(iii) Advanced placement and international baccalaureate courses are funded at the same class size assumptions as general education schools in the same grade; and

(d)(i) Funding for teacher librarians, school nurses, social workers, school psychologists, and guidance counselors is allocated based on the school prototypes as provided in RCW 28A.150.260 and is considered certificated instructional staff, except as provided in (d)(ii) of this subsection.

(ii)(A) For the twenty schools with the lowest overall school score for all students in the 2018-19 school year, as determined by

the Washington school improvement framework among elementary schools, middle schools, and other schools not serving students up to twelfth grade, having enrollments greater than one hundred fifty students, in addition to the allocation under (d)(i) of this subsection the superintendent shall allocate additional funding for guidance counselors for each level of prototypical school in the 2021-22 school year as follows:

| | Elementary | Middle |
|------------|------------|--------|
| Guidance | 0.307 | 0.512 |
| counselors | | |

To receive additional allocations under this subsection (2)(d)(ii)(A), a school eligible to receive the allocation must have demonstrated actual staffing for guidance counselors for its prototypical school level that meets or exceeds the staffing for guidance counselors in (d)(i) of this subsection and this subsection (2)(d)(ii)(A) for its prototypical school level. School districts must distribute the additional guidance counselors allocation in this subsection to the schools that generate the allocation. The enhancement within this subsection is not part of the state's program of basic education.

(B) For qualifying high-poverty schools in the 2022-23 school year, at which more than 50 percent of the students were eligible for free and reduced-price meals in the prior school year, in addition to the allocation under (d)(i) of this subsection, the superintendent shall allocate additional funding for guidance counselors for each level of prototypical school as follows:

| | Elementary | Middle | High |
|------------|------------|--------|-------|
| Guidance | 0.500 | 0.500 | 0.500 |
| counselors | | | |

(C) Students in approved career and technical education and skill center programs generate certificated instructional staff units to provide for the services of teacher librarians, school nurses, social workers, school psychologists, and guidance counselors at the following combined rate per 1000 student full-time equivalent enrollment:

| 2021-22 | 2022-23 |
|-------------|-------------|
| School Year | School Year |

| | | |
|--------------------------------|------|---------------------------------|
| Career and Technical Education | 3.07 | ((3.07)) <u>3.91</u> |
| Skill Center | 3.41 | ((3.41)) <u>4.25</u> |

(3) ADMINISTRATIVE STAFF ALLOCATIONS

(a) Allocations for school building-level certificated administrative staff salaries for the 2021-22 and 2022-23 school years for general education students are determined using the formula generated staff units calculated pursuant to this subsection. The superintendent shall make allocations to school districts based on the district's annual average full-time equivalent enrollment in each grade. The following prototypical school values shall determine the allocation for principals, assistant principals, and other certificated building level administrators:

Prototypical School Building:

| | |
|-------------------|-------|
| Elementary School | 1.253 |
| Middle School | 1.353 |
| High School | 1.880 |

(b) Students in approved career and technical education and skill center programs generate certificated school building-level administrator staff units at per student rates that are a multiple of the general education rate in (a) of this subsection by the following factors:

| | |
|--|-------|
| Career and Technical Education students. | 1.025 |
| Skill Center students. | 1.198 |

(4) CLASSIFIED STAFF ALLOCATIONS

Allocations for classified staff units providing school building-level and district-wide support services for the 2021-22 and 2022-23 school years are determined using the formula-generated staff units provided in RCW 28A.150.260 and pursuant to this subsection, and adjusted based on each district's annual average full-time equivalent student enrollment in each grade.

(5) CENTRAL OFFICE ALLOCATIONS

In addition to classified and administrative staff units allocated in subsections (3) and (4) of this section, classified and administrative staff units are provided for the 2021-22 and 2022-23

1 school years for the central office administrative costs of operating
2 a school district, at the following rates:

3 (a) The total central office staff units provided in this
4 subsection (5) are calculated by first multiplying the total number
5 of eligible certificated instructional, certificated administrative,
6 and classified staff units providing school-based or district-wide
7 support services, as identified in RCW 28A.150.260(6)(b) and the
8 increased allocations provided pursuant to subsections (2) and (4) of
9 this section, by 5.3 percent.

10 (b) Of the central office staff units calculated in (a) of this
11 subsection, 74.53 percent are allocated as classified staff units, as
12 generated in subsection (4) of this section, and 25.48 percent shall
13 be allocated as administrative staff units, as generated in
14 subsection (3) of this section.

15 (c) Staff units generated as enhancements outside the program of
16 basic education to the minimum requirements of RCW 28A.150.260, and
17 staff units generated by skill center and career-technical students,
18 are excluded from the total central office staff units calculation in
19 (a) of this subsection.

20 (d) For students in approved career-technical and skill center
21 programs, central office classified units are allocated at the same
22 staff unit per student rate as those generated for general education
23 students of the same grade in this subsection (5), and central office
24 administrative staff units are allocated at staff unit per student
25 rates that exceed the general education rate established for students
26 in the same grade in this subsection (5) by ~~((12.52))~~ 12.55 percent
27 in the 2021-22 school year and ~~((11.96))~~ 12.50 percent in the 2022-23
28 school year for career and technical education students, and
29 ~~((17.86))~~ 17.89 percent in the 2021-22 school year and ~~((17.26))~~
30 17.84 percent in the 2022-23 school year for skill center students.

31 (6) FRINGE BENEFIT ALLOCATIONS

32 Fringe benefit allocations shall be calculated at a rate of 22.71
33 percent in the 2021-22 school year and ~~((22.71))~~ 22.98 percent in the
34 2022-23 school year for certificated salary allocations provided
35 under subsections (2), (3), and (5) of this section, and a rate of
36 22.75 percent in the 2021-22 school year and ~~((22.75))~~ 22.94 percent
37 in the 2022-23 school year for classified salary allocations provided
38 under subsections (4) and (5) of this section.

39 (7) INSURANCE BENEFIT ALLOCATIONS

Insurance benefit allocations shall be calculated at the rates specified in section 506 of this act, based on the number of benefit units determined as follows: Except for nonrepresented employees of educational service districts, the number of calculated benefit units determined below. Calculated benefit units are staff units multiplied by the benefit allocation factors established in the collective bargaining agreement referenced in section 942 of this act. These factors are intended to adjust allocations so that, for the purpose of distributing insurance benefits, full-time equivalent employees may be calculated on the basis of 630 hours of work per year, with no individual employee counted as more than one full-time equivalent. The number of benefit units is determined as follows:

(a) The number of certificated staff units determined in subsections (2), (3), and (5) of this section multiplied by 1.02; and

(b) The number of classified staff units determined in subsections (4) and (5) of this section multiplied by 1.43.

(8) MATERIALS, SUPPLIES, AND OPERATING COSTS (MSOC) ALLOCATIONS

Funding is allocated per annual average full-time equivalent student for the materials, supplies, and operating costs (MSOC) incurred by school districts, consistent with the requirements of RCW 28A.150.260.

(a)(i) MSOC funding for general education students are allocated at the following per student rates:

MSOC RATES/STUDENT FTE

| MSOC Component | 2021-22 School Year | 2022-23 School Year |
|---|------------------------|--|
| Technology | \$140.84 | (((\$168.10)) <u>\$171.22</u> |
| Utilities and Insurance | \$382.70 | (((\$388.82)) <u>\$397.38</u> |
| Curriculum and Textbooks | \$151.22 | (((\$153.64)) <u>\$157.02</u> |
| Other Supplies | \$299.50 | (((\$303.29)) <u>\$289.84</u> |
| Library Materials | \$21.54 | (((\$21.89)) <u>\$21.97</u> |
| Instructional Professional Development for Certificated and Classified Staff | \$23.39 | (((\$23.76)) <u>\$24.29</u> |
| Facilities Maintenance | \$189.59 | (((\$192.62)) <u>\$196.86</u> |

| | | |
|-----------------------------|------------|---|
| Security and Central Office | \$131.35 | ((\$133.45)) <u>\$136.39</u> |
| TOTAL MSOC/STUDENT FTE | \$1,340.13 | ((\$1,386.57)) |
| | | <u>\$1,394.96</u> |

(ii) For the 2021-22 school year and 2022-23 school year, as part of the budget development, hearing, and review process required by chapter 28A.505 RCW, each school district must disclose: (A) The amount of state funding to be received by the district under (a) and (d) of this subsection (8); (B) the amount the district proposes to spend for materials, supplies, and operating costs; (C) the difference between these two amounts; and (D) if (A) of this subsection (8)(a)(ii) exceeds (B) of this subsection (8)(a)(ii), any proposed use of this difference and how this use will improve student achievement.

(iii) Within the amount provided in (a)(i) of this subsection (8), allocations for MSOC technology in excess of RCW 28A.150.260 are not part of the state's basic education.

(b) Students in approved skill center programs generate per student FTE MSOC allocations of \$1,585.55 for the 2021-22 school year and ((~~\$1,610.92~~)) \$1,438.02 for the 2022-23 school year.

(c) Students in approved exploratory and preparatory career and technical education programs generate per student FTE MSOC allocations of \$1,585.55 for the 2021-22 school year and ((~~\$1,610.92~~)) \$1,617.26 for the 2022-23 school year.

(d) Students in grades 9-12 generate per student FTE MSOC allocations in addition to the allocations provided in (a) through (c) of this subsection at the following rate:

| MSOC Component | 2021-22 School Year | 2022-23 School Year |
|--|------------------------|---|
| Technology | \$40.50 | ((\$41.15)) <u>\$40.50</u> |
| Curriculum and Textbooks | \$44.18 | ((\$44.89)) <u>\$44.18</u> |
| Other Supplies | \$86.06 | ((\$87.43)) <u>\$85.94</u> |
| Library Materials | \$5.99 | ((\$6.09)) <u>\$6.11</u> |
| Instructional Professional Development for Certified and Classified Staff | \$7.36 | ((\$7.48)) <u>\$7.36</u> |
| TOTAL GRADE 9-12 BASIC EDUCATION MSOC/STUDENT FTE | \$184.09 | ((\$187.04)) <u>\$184.10</u> |

(9) SUBSTITUTE TEACHER ALLOCATIONS

1 For the 2021-22 and 2022-23 school years, funding for substitute
2 costs for classroom teachers is based on four (4) funded substitute
3 days per classroom teacher unit generated under subsection (2) of
4 this section, at a daily substitute rate of \$151.86.

5 (10) ALTERNATIVE LEARNING EXPERIENCE PROGRAM FUNDING

6 (a) Amounts provided in this section from July 1, 2021, to August
7 31, 2021, are adjusted to reflect provisions of chapter 357, Laws of
8 2020, as amended (allocation of funding for students enrolled in
9 alternative learning experiences).

10 (b) The superintendent of public instruction shall require all
11 districts receiving general apportionment funding for alternative
12 learning experience (ALE) programs as defined in WAC 392-121-182 to
13 provide separate financial accounting of expenditures for the ALE
14 programs offered in district or with a provider, including but not
15 limited to private companies and multidistrict cooperatives, as well
16 as accurate, monthly headcount and FTE enrollment claimed for basic
17 education, including separate counts of resident and nonresident
18 students.

19 (11) DROPOUT REENGAGEMENT PROGRAM

20 The superintendent shall adopt rules to require students claimed
21 for general apportionment funding based on enrollment in dropout
22 reengagement programs authorized under RCW 28A.175.100 through
23 28A.175.115 to meet requirements for at least weekly minimum
24 instructional contact, academic counseling, career counseling, or
25 case management contact. Districts must also provide separate
26 financial accounting of expenditures for the programs offered by the
27 district or under contract with a provider, as well as accurate
28 monthly headcount and full-time equivalent enrollment claimed for
29 basic education, including separate enrollment counts of resident and
30 nonresident students.

31 (12) ALL DAY KINDERGARTEN PROGRAMS

32 Funding in this section is sufficient to fund all day
33 kindergarten programs in all schools in the 2021-22 school year and
34 2022-23 school year, pursuant to RCW 28A.150.220 and 28A.150.315.

35 (13) ADDITIONAL FUNDING FOR SMALL SCHOOL DISTRICTS AND REMOTE AND
36 NECESSARY PLANTS

37 For small school districts and remote and necessary school plants
38 within any district which have been judged to be remote and necessary

1 by the superintendent of public instruction, additional staff units
2 are provided to ensure a minimum level of staffing support.
3 Additional administrative and certificated instructional staff units
4 provided to districts in this subsection shall be reduced by the
5 general education staff units, excluding career and technical
6 education and skills center enhancement units, otherwise provided in
7 subsections (2) through (5) of this section on a per district basis.

8 (a) For districts enrolling not more than twenty-five average
9 annual full-time equivalent students in grades K-8, and for small
10 school plants within any school district which have been judged to be
11 remote and necessary by the superintendent of public instruction and
12 enroll not more than twenty-five average annual full-time equivalent
13 students in grades K-8:

14 (i) For those enrolling no students in grades 7 and 8, 1.76
15 certificated instructional staff units and 0.24 certificated
16 administrative staff units for enrollment of not more than five
17 students, plus one-twentieth of a certificated instructional staff
18 unit for each additional student enrolled; and

19 (ii) For those enrolling students in grades 7 or 8, 1.68
20 certificated instructional staff units and 0.32 certificated
21 administrative staff units for enrollment of not more than five
22 students, plus one-tenth of a certificated instructional staff unit
23 for each additional student enrolled;

24 (b) For specified enrollments in districts enrolling more than
25 twenty-five but not more than one hundred average annual full-time
26 equivalent students in grades K-8, and for small school plants within
27 any school district which enroll more than twenty-five average annual
28 full-time equivalent students in grades K-8 and have been judged to
29 be remote and necessary by the superintendent of public instruction:

30 (i) For enrollment of up to sixty annual average full-time
31 equivalent students in grades K-6, 2.76 certificated instructional
32 staff units and 0.24 certificated administrative staff units; and

33 (ii) For enrollment of up to twenty annual average full-time
34 equivalent students in grades 7 and 8, 0.92 certificated
35 instructional staff units and 0.08 certificated administrative staff
36 units;

37 (c) For districts operating no more than two high schools with
38 enrollments of less than three hundred average annual full-time
39 equivalent students, for enrollment in grades 9-12 in each such

1 school, other than alternative schools, except as noted in this
2 subsection:

3 (i) For remote and necessary schools enrolling students in any
4 grades 9-12 but no more than twenty-five average annual full-time
5 equivalent students in grades K-12, four and one-half certificated
6 instructional staff units and one-quarter of a certificated
7 administrative staff unit;

8 (ii) For all other small high schools under this subsection, nine
9 certificated instructional staff units and one-half of a certificated
10 administrative staff unit for the first sixty average annual full-
11 time equivalent students, and additional staff units based on a ratio
12 of 0.8732 certificated instructional staff units and 0.1268
13 certificated administrative staff units per each additional forty-
14 three and one-half average annual full-time equivalent students;

15 (iii) Districts receiving staff units under this subsection shall
16 add students enrolled in a district alternative high school and any
17 grades nine through twelve alternative learning experience programs
18 with the small high school enrollment for calculations under this
19 subsection;

20 (d) For each nonhigh school district having an enrollment of more
21 than seventy annual average full-time equivalent students and less
22 than one hundred eighty students, operating a grades K-8 program or a
23 grades 1-8 program, an additional one-half of a certificated
24 instructional staff unit;

25 (e) For each nonhigh school district having an enrollment of more
26 than fifty annual average full-time equivalent students and less than
27 one hundred eighty students, operating a grades K-6 program or a
28 grades 1-6 program, an additional one-half of a certificated
29 instructional staff unit;

30 (f)(i) For enrollments generating certificated staff unit
31 allocations under (a) through (e) of this subsection, one classified
32 staff unit for each 2.94 certificated staff units allocated under
33 such subsections;

34 (ii) For each nonhigh school district with an enrollment of more
35 than fifty annual average full-time equivalent students and less than
36 one hundred eighty students, an additional one-half of a classified
37 staff unit; and

38 (g) School districts receiving additional staff units to support
39 small student enrollments and remote and necessary plants under this
40 subsection (13) shall generate additional MSOC allocations consistent

1 with the nonemployee related costs (NERC) allocation formula in place
2 for the 2010-11 school year as provided section 502, chapter 37, Laws
3 of 2010 1st sp. sess. (2010 supplemental budget), adjusted annually
4 for inflation.

5 (14) Any school district board of directors may petition the
6 superintendent of public instruction by submission of a resolution
7 adopted in a public meeting to reduce or delay any portion of its
8 basic education allocation for any school year. The superintendent of
9 public instruction shall approve such reduction or delay if it does
10 not impair the district's financial condition. Any delay shall not be
11 for more than two school years. Any reduction or delay shall have no
12 impact on levy authority pursuant to RCW 84.52.0531 and local effort
13 assistance pursuant to chapter 28A.500 RCW.

14 (15) The superintendent may distribute funding for the following
15 programs outside the basic education formula during fiscal years 2022
16 and 2023 as follows:

17 (a) \$650,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$650,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for fire protection for school
20 districts located in a fire protection district as now or hereafter
21 established pursuant to chapter 52.04 RCW.

22 (b) \$436,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$436,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for programs providing skills
25 training for secondary students who are enrolled in extended day
26 school-to-work programs, as approved by the superintendent of public
27 instruction. The funds shall be allocated at a rate not to exceed
28 \$500 per full-time equivalent student enrolled in those programs.

29 (16) Funding in this section is sufficient to fund a maximum of
30 1.6 FTE enrollment for skills center students pursuant to chapter
31 463, Laws of 2007.

32 (17) Funding in this section is sufficient to fund a maximum of
33 1.2 FTE enrollment for career launch students pursuant to RCW
34 28A.700.130. Expenditures for this purpose must come first from the
35 appropriations provided in section 501(5) of this act; funding for
36 career launch enrollment exceeding those appropriations is provided
37 in this section. The office of the superintendent of public
38 instruction shall provide a summary report to the office of the
39 governor and the appropriate committees of the legislature by January

1 1, 2022. The report must include the total FTE enrollment for career
2 launch students, the FTE enrollment for career launch students that
3 exceeded the appropriations provided in section 501(5) of this act,
4 and the amount expended from this section for those students.

5 (18) Students participating in running start programs may be
6 funded up to a combined maximum enrollment of 1.2 FTE including
7 school district and institution of higher education enrollment
8 consistent with the running start course requirements provided in
9 chapter 202, Laws of 2015 (dual credit education opportunities). In
10 calculating the combined 1.2 FTE, the office of the superintendent of
11 public instruction may average the participating student's September
12 through June enrollment to account for differences in the start and
13 end dates for courses provided by the high school and higher
14 education institution. Additionally, the office of the superintendent
15 of public instruction, in consultation with the state board for
16 community and technical colleges, the student achievement council,
17 and the education data center, shall annually track and report to the
18 fiscal committees of the legislature on the combined FTE experience
19 of students participating in the running start program, including
20 course load analyses at both the high school and community and
21 technical college system.

22 (19) If two or more school districts consolidate and each
23 district was receiving additional basic education formula staff units
24 pursuant to subsection (13) of this section, the following apply:

25 (a) For three school years following consolidation, the number of
26 basic education formula staff units shall not be less than the number
27 of basic education formula staff units received by the districts in
28 the school year prior to the consolidation; and

29 (b) For the fourth through eighth school years following
30 consolidation, the difference between the basic education formula
31 staff units received by the districts for the school year prior to
32 consolidation and the basic education formula staff units after
33 consolidation pursuant to subsection (13) of this section shall be
34 reduced in increments of twenty percent per year.

35 (20)(a) Indirect cost charges by a school district to approved
36 career and technical education middle and secondary programs shall
37 not exceed the lesser of five percent or the cap established in
38 federal law of the combined basic education and career and technical
39 education program enhancement allocations of state funds. Middle and
40 secondary career and technical education programs are considered

1 separate programs for funding and financial reporting purposes under
2 this section.

3 (b) Career and technical education program full-time equivalent
4 enrollment shall be reported on the same monthly basis as the
5 enrollment for students eligible for basic support, and payments
6 shall be adjusted for reported career and technical education program
7 enrollments on the same monthly basis as those adjustments for
8 enrollment for students eligible for basic support.

9 (21) Funding in this section is sufficient to provide full
10 general apportionment payments to school districts eligible for
11 federal forest revenues as provided in RCW 28A.520.020. For the
12 2021-2023 biennium, general apportionment payments are not reduced
13 for school districts receiving federal forest revenues.

14 (22) \$16,211,000 of the general fund—state appropriation for
15 fiscal year 2022 is provided solely to ensure that school districts
16 receive at least \$500 per pupil for COVID-19 relief funding when
17 combined with federal relief dollars. These funds are one-time
18 allocations to school districts and may be used according to the
19 allowable uses defined in section 2001(2)(e) of the American rescue
20 plan act of 2021, P.L. 117-2. Prior to receiving funds, a school
21 district must submit an academic and student well-being recovery plan
22 to the office of the superintendent of public instruction as required
23 in section 12(3), chapter 3, Laws of 2021, and must also report
24 progress on implementing the plan in a manner identified by the
25 superintendent.

26 (a) The office of the superintendent of public instruction must
27 calculate a relief per pupil amount for each district defined as: The
28 quotient from dividing the total funding allocated to each district
29 from the federal relief funds, as defined in (b) of this subsection,
30 by a school district's total enrollment as defined in (c) of this
31 subsection. A school district with a relief per pupil amount less
32 than \$500 shall receive the difference between \$500 and the relief
33 per pupil amount, multiplied by the school district's total
34 enrollment.

35 (b) For the purposes of this subsection, federal relief funds
36 allocated to school districts include:

37 (i) Subgrants authorized under section 18003, the coronavirus
38 aid, relief, and economic security act, P.L. 116-136;

(ii) Subgrants authorized under section 313, the coronavirus response and relief supplemental appropriations act, P.L. 116-260; and

(iii) Subgrants authorized under section 2001, the American rescue plan act of 2021, P.L. 117-2.

(c) For the purposes of this subsection, a school district's total enrollment means the district's 2019-20 school year annual average full-time equivalent student enrollment, excluding full-time equivalent student enrollments for which funds are separately calculated and allocated under RCW 28A.232.020, 28A.600.310(4), 28A.245.020, and 28A.175.110.

(d) For the purposes of this subsection, this subsection applies to state-tribal compact schools established under chapter 28A.715 RCW.

(23) \$27,806,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for enrollment stabilization allocations required in section 1519 of this act.

Sec. 505. 2021 c 334 s 505 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—BASIC EDUCATION EMPLOYEE COMPENSATION

(1) The following calculations determine the salaries used in the state allocations for certificated instructional, certificated administrative, and classified staff units as provided in RCW 28A.150.260, and under section 504 of this act: For the 2021-22 school year and the 2022-23 school year salary allocations for certificated instructional staff, certificated administrative staff, and classified staff units are determined for each school district by multiplying the statewide minimum salary allocation for each staff type by the school district's regionalization factor shown in LEAP Document 3.

Statewide Minimum Salary Allocation

| Staff Type | 2021-22 School Year | 2022-23 School Year |
|------------|------------------------|------------------------|
|------------|------------------------|------------------------|

| | | |
|-----------------------------|-----------|----------------------------|
| Certificated Instructional | \$68,937 | ((\$70,040)) |
| | | <u>\$70,315</u> |
| Certificated Administrative | \$102,327 | ((\$103,964)) |
| | | <u>\$104,374</u> |
| Classified | \$49,453 | ((\$50,244)) |
| | | <u>\$50,442</u> |

(2) For the purposes of this section, "LEAP Document 3" means the school district regionalization factors for certificated instructional, certificated administrative, and classified staff, as developed by the legislative evaluation and accountability program committee on February 1, 2021, at 5:17 hours.

(3) Incremental fringe benefit factors are applied to salary adjustments at a rate of 22.07 percent for school year 2021-22 and ((22.07)) 22.34 percent for school year 2022-23 for certificated instructional and certificated administrative staff and 19.25 percent for school year 2021-22 and ((19.25)) 19.44 percent for the 2022-23 school year for classified staff.

(4) The salary allocations established in this section are for allocation purposes only except as provided in this subsection, and do not entitle an individual staff position to a particular paid salary except as provided in RCW 28A.400.200, as amended by chapter 13, Laws of 2017 3rd sp. sess. (fully funding the program of basic education).

Sec. 506. 2021 c 334 s 506 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL EMPLOYEE
COMPENSATION ADJUSTMENTS**

| | |
|--|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$102,094,000)) |
| | <u>\$97,127,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$310,929,000)) |
| | <u>\$325,791,000</u> |
| TOTAL APPROPRIATION. | ((\$413,023,000)) |
| | <u>\$422,918,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) The salary increases provided in this section are 2.0 percent for the 2021-22 school year, and ((1.6)) 2.3 percent for the 2022-23

1 school year, the annual inflationary adjustments pursuant to RCW
2 28A.400.205.

3 (2)(a) In addition to salary allocations, the appropriations in
4 this section include funding for professional learning as defined in
5 RCW 28A.415.430, 28A.415.432, and 28A.415.434. Funding for this
6 purpose is calculated as the equivalent of three days of salary and
7 benefits for each of the funded full-time equivalent certificated
8 instructional staff units. Nothing in this section entitles an
9 individual certificated instructional staff to any particular number
10 of professional learning days.

11 (b) Of the funding provided for professional learning in this
12 section, the equivalent of one day of salary and benefits for each of
13 the funded full-time equivalent certificated instructional staff
14 units in the 2021-22 school year must be used to train school
15 district staff on cultural competency, diversity, equity, or
16 inclusion, as required in Engrossed Substitute Senate Bill No. 5044
17 (schools/equity training).

18 (3)(a) The appropriations in this section include associated
19 incremental fringe benefit allocations at 22.07 percent for the
20 2021-22 school year and (~~((22.07))~~) 22.34 percent for the 2022-23
21 school year for certificated instructional and certificated
22 administrative staff and 19.25 percent for the 2021-22 school year
23 and (~~((19.25))~~) 19.44 percent for the 2022-23 school year for
24 classified staff.

25 (b) The appropriations in this section include the increased or
26 decreased portion of salaries and incremental fringe benefits for all
27 relevant state-funded school programs in part V of this act. Changes
28 for general apportionment (basic education) are based on the salary
29 allocations and methodology in sections 504 and 505 of this act.
30 Changes for special education result from changes in each district's
31 basic education allocation per student. Changes for educational
32 service districts and institutional education programs are determined
33 by the superintendent of public instruction using the methodology for
34 general apportionment salaries and benefits in sections 504 and 505
35 of this act. Changes for pupil transportation are determined by the
36 superintendent of public instruction pursuant to RCW 28A.160.192, and
37 impact compensation factors in sections 504, 505, and 506 of this
38 act.

39 (c) The appropriations in this section include no salary
40 adjustments for substitute teachers.

(4) The appropriations in this section are sufficient to fund the collective bargaining agreement referenced in section 942 of this act and reflect the incremental change in cost of allocating rates as follows: For the 2021-22 school year, \$968 per month and for the 2022-23 school year, \$1,032 per month.

(5) When bargaining for funding for school employees health benefits for the 2021-2023 fiscal biennium, any proposal agreed upon must assume the imposition of a twenty-five dollar per month surcharge payment from members who use tobacco products and a surcharge payment of not less than fifty dollars per month from members who cover a spouse or domestic partner where the spouse or domestic partner has chosen not to enroll in another employer-based group health insurance that has benefits and premiums with an actuarial value of not less than ninety-five percent of the actuarial value of the public employees' benefits board plan with the largest enrollment. The surcharge payments shall be collected in addition to the member premium payment.

(6) The rates specified in this section are subject to revision each year by the legislature.

Sec. 507. 2021 c 334 s 507 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PUPIL TRANSPORTATION

| | |
|--|----------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$615,759,000)) |
| | <u>\$613,255,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$649,872,000)) |
| | <u>\$657,811,000</u> |
| TOTAL APPROPRIATION. | ((\$1,265,631,000)) |
| | <u>\$1,271,066,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) Each general fund fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(2)(a) For the 2021-22 and 2022-23 school years, the superintendent shall allocate funding to school district programs for the transportation of eligible students as provided in RCW 28A.160.192. Funding in this section constitutes full implementation of RCW 28A.160.192, which enhancement is within the program of basic

1 education. Students are considered eligible only if meeting the
2 definitions provided in RCW 28A.160.160.

3 (b) From July 1, 2021, to August 31, 2021, the superintendent
4 shall allocate funding to school districts programs for the
5 transportation of students as provided in section 506, chapter 357,
6 Laws of 2020, as amended.

7 (3) Within amounts appropriated in this section, up to
8 \$10,000,000 of the general fund—state appropriation for fiscal year
9 2022 and up to \$10,000,000 of the general fund—state appropriation
10 for fiscal year 2023 are for a transportation alternate funding grant
11 program based on the alternate funding process established in RCW
12 28A.160.191. The superintendent of public instruction must include a
13 review of school district efficiency rating, key performance
14 indicators and local school district characteristics such as unique
15 geographic constraints in the grant award process.

16 (4) A maximum of \$939,000 of the general fund—state appropriation
17 for fiscal year 2022 and a maximum of \$939,000 of the general fund—
18 state appropriation for fiscal year 2023 may be expended for regional
19 transportation coordinators and related activities. The
20 transportation coordinators shall ensure that data submitted by
21 school districts for state transportation funding shall, to the
22 greatest extent practical, reflect the actual transportation activity
23 of each district.

24 (5) Subject to available funds under this section, school
25 districts may provide student transportation for summer skills center
26 programs.

27 (6) The office of the superintendent of public instruction shall
28 provide reimbursement funding to a school district for school bus
29 purchases only after the superintendent of public instruction
30 determines that the school bus was purchased from the list
31 established pursuant to RCW 28A.160.195(2) or a comparable
32 competitive bid process based on the lowest price quote based on
33 similar bus categories to those used to establish the list pursuant
34 to RCW 28A.160.195.

35 (7) The superintendent of public instruction shall base
36 depreciation payments for school district buses on the presales tax
37 five-year average of lowest bids in the appropriate category of bus.
38 In the final year on the depreciation schedule, the depreciation

payment shall be based on the lowest bid in the appropriate bus category for that school year.

(8) Funding levels in this section reflect waivers granted by the state board of education for four-day school weeks as allowed under RCW 28A.305.141.

(9) The office of the superintendent of public instruction shall annually disburse payments for bus depreciation in August.

(10) The superintendent must provide student transportation allocations for the 2021-22 school year equal to the greater of allocations provided in the 2019-20 school year or the student transportation allocations calculated under RCW 28A.160.192. These allocations satisfy the formula requirements for transportation allocations under RCW 28A.160.192.

(11) \$33,858,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for transportation emergency allocations required in section 1504(12) of this act.

Sec. 508. 2021 c 334 s 508 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—SCHOOL FOOD SERVICES

| | |
|---|--------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$11,667,000)) |
| | <u>\$18,667,000</u> |
| General Fund—State Appropriation (FY 2023). | \$11,667,000 |
| General Fund—Federal Appropriation. | \$551,378,000 |
| TOTAL APPROPRIATION. | ((\$574,712,000)) |
| | <u>\$581,712,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$11,548,000 of the general fund—state appropriation for fiscal year 2022 and \$11,548,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for state matching money for federal child nutrition programs, and may support the meals for kids program through the following allowable uses:

(a) Elimination of breakfast copays for eligible public school students and lunch copays for eligible public school students in grades pre-kindergarten through twelfth grades who are eligible for reduced-price lunch as required in Engrossed House Bill No. 1342 (reduced-price lunch copays);

1 (b) Assistance to school districts and authorized public and
2 private nonprofit organizations for supporting summer food service
3 programs, and initiating new summer food service programs in low-
4 income areas;

5 (c) Reimbursements to school districts for school breakfasts
6 served to students eligible for free and reduced-price lunch,
7 pursuant to chapter 287, Laws of 2005; and

8 (d) Assistance to school districts in initiating and expanding
9 school breakfast programs.

10 (2) The office of the superintendent of public instruction shall
11 report annually to the fiscal committees of the legislature on annual
12 expenditures in subsection (1)(a) through (c) of this section.

13 (3) The superintendent of public instruction shall provide the
14 department of health with the following data, where available, for
15 all nutrition assistance programs that are funded by the United
16 States department of agriculture and administered by the office of
17 the superintendent of public instruction. The superintendent must
18 provide the report for the preceding federal fiscal year by February
19 1, 2022, and February 1, 2023. The report must provide:

20 (a) The number of people in Washington who are eligible for the
21 program;

22 (b) The number of people in Washington who participated in the
23 program;

24 (c) The average annual participation rate in the program;

25 (d) Participation rates by geographic distribution; and

26 (e) The annual federal funding of the program in Washington.

27 (4) \$119,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$119,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for implementation of chapter
30 271, Laws of 2018 (school meal payment) to increase the number of
31 schools participating in the federal community eligibility program
32 and to support breakfast after the bell programs authorized by the
33 legislature that have adopted the community eligibility provision.

34 (5) \$14,200,000 of the general fund—federal appropriation (CRRSA)
35 is provided solely for emergency costs for child nutrition programs
36 provided under section 722 of P.L. 116-260, the consolidated
37 appropriations act, 2021, title VII, chapter 3 to school food
38 programs.

(6) \$7,000,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for the office of the superintendent of public instruction to reimburse school districts for emergency costs of child nutrition programs.

Sec. 509. 2021 c 334 s 509 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SPECIAL EDUCATION PROGRAMS

| | |
|---|----------------------------------|
| General Fund—State Appropriation (FY 2022). . . . | ((\$1,455,154,000)) |
| | <u>\$1,453,272,000</u> |
| General Fund—State Appropriation (FY 2023). . . . | ((\$1,537,068,000)) |
| | <u>\$1,454,484,000</u> |
| General Fund—Federal Appropriation. | \$571,229,000 |
| Education Legacy Trust Account—State Appropriation. . . . | \$54,694,000 |
| Elementary and Secondary School Emergency Relief III | |
| Account—Federal Appropriation. | \$7,000,000 |
| TOTAL APPROPRIATION. | ((\$3,625,145,000)) |
| | <u>\$3,540,679,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) Funding for special education programs is provided on an excess cost basis, pursuant to RCW 28A.150.390. School districts shall ensure that special education students as a class receive their full share of the general apportionment allocation accruing through sections 504 and 506 of this act. To the extent a school district cannot provide an appropriate education for special education students under chapter 28A.155 RCW through the general apportionment allocation, it shall provide services through the special education excess cost allocation funded in this section.

(b) Funding provided within this section is sufficient for districts to provide school principals and lead special education teachers annual professional development on the best-practices for special education instruction and strategies for implementation. Districts shall annually provide a summary of professional development activities to the office of the superintendent of public instruction.

(2)(a) The superintendent of public instruction shall ensure that:

(i) Special education students are basic education students first;

(ii) As a class, special education students are entitled to the full basic education allocation; and

(iii) Special education students are basic education students for the entire school day.

(b) The superintendent of public instruction shall continue to implement the full cost method of excess cost accounting, as designed by the committee and recommended by the superintendent, pursuant to section 501(1)(k), chapter 372, Laws of 2006.

(3) Each fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(4)(a) For the 2021-22 and 2022-23 school years, the superintendent shall allocate funding to school district programs for special education students as provided in RCW 28A.150.390, except that the calculation of the base allocation also includes allocations provided under section 504 (2) and (4) of this act and RCW 28A.150.415, which enhancement is within the program of basic education.

(b) From July 1, 2021, to August 31, 2021, the superintendent shall allocate funding to school district programs for special education students as provided in section 507, chapter 357, Laws of 2020, as amended.

(5) The following applies throughout this section: The definitions for enrollment and enrollment percent are as specified in RCW 28A.150.390(3). Each district's general fund—state funded special education enrollment shall be the lesser of the district's actual enrollment percent or 13.5 percent.

(6) At the request of any interdistrict cooperative of at least 15 districts in which all excess cost services for special education students of the districts are provided by the cooperative, the maximum enrollment percent shall be calculated in accordance with RCW 28A.150.390(3) (c) and (d), and shall be calculated in the aggregate rather than individual district units. For purposes of this subsection, the average basic education allocation per full-time equivalent student shall be calculated in the aggregate rather than individual district units.

(7) (~~(\$63,338,000)~~) \$76,334,000 of the general fund—state appropriation for fiscal year 2022, (~~(\$82,671,000)~~) \$91,192,000 of

1 the general fund—state appropriation for fiscal year 2023, and
2 \$29,574,000 of the general fund—federal appropriation are provided
3 solely for safety net awards for districts with demonstrated needs
4 for special education funding beyond the amounts provided in
5 subsection (4) of this section. If the federal safety net awards
6 based on the federal eligibility threshold exceed the federal
7 appropriation in this subsection (7) in any fiscal year, the
8 superintendent shall expend all available federal discretionary funds
9 necessary to meet this need. At the conclusion of each school year,
10 the superintendent shall recover safety net funds that were
11 distributed prospectively but for which districts were not
12 subsequently eligible.

13 (a) For the 2021-22 and 2022-23 school years, safety net funds
14 shall be awarded by the state safety net oversight committee as
15 provided in section 109(1) chapter 548, Laws of 2009 (education).

16 (b) The office of the superintendent of public instruction shall
17 make award determinations for state safety net funding in August of
18 each school year, except that the superintendent of public
19 instruction shall make award determinations for state safety net
20 funding in July of each school year for the Washington state school
21 for the blind and for the center for childhood deafness and hearing
22 loss. Determinations on school district eligibility for state safety
23 net awards shall be based on analysis of actual expenditure data from
24 the current school year.

25 (8) A maximum of \$931,000 may be expended from the general fund—
26 state appropriations to fund 5.43 full-time equivalent teachers and
27 2.1 full-time equivalent aides at children's orthopedic hospital and
28 medical center. This amount is in lieu of money provided through the
29 home and hospital allocation and the special education program.

30 (9) The superintendent shall maintain the percentage of federal
31 flow-through to school districts at 85 percent. In addition to other
32 purposes, school districts may use increased federal funds for high-
33 cost students, for purchasing regional special education services
34 from educational service districts, and for staff development
35 activities particularly relating to inclusion issues.

36 (10) A school district may carry over from one year to the next
37 year up to 10 percent of the general fund—state funds allocated under
38 this program; however, carryover funds shall be expended in the
39 special education program.

1 (11) \$88,000 of the general fund—state appropriation for fiscal
2 year 2022, \$87,000 of the general fund—state appropriation for fiscal
3 year 2023, and \$214,000 of the general fund—federal appropriation are
4 provided solely for a special education family liaison position
5 within the office of the superintendent of public instruction.

6 (12) \$5,000,000 of the general fund—state appropriation for
7 fiscal year 2022, \$12,000,000 of the general fund—state appropriation
8 for fiscal year 2023, and \$7,000,000 of the elementary and secondary
9 school emergency relief III account—federal appropriation are
10 provided solely for the office of the superintendent of public
11 instruction to provide an allocation to school districts for
12 extension of transition services for students with disabilities who
13 turned age 21 during the 2019-20 or 2020-21 school years, did not
14 graduate with a regular diploma, and require recovery services on or
15 after July 1, 2021, as determined by the student's individualized
16 education plan team. The extension of these services does not reduce
17 or supplant any other services for which the individual would be
18 eligible. Allocations for this purpose may not exceed the amounts
19 provided in this subsection. The office of the superintendent of
20 public instruction may adopt formulas and procedures to define a per-
21 student amount to be provided to students that meet the criteria, so
22 that allocations do not exceed amounts provided in this subsection.
23 Amounts provided in this subsection are outside the state's program
24 of basic education.

25 (13)(a) \$52,704,000 of the general fund—federal appropriation
26 (ARPA) is provided solely for allocations from federal funding as
27 authorized in section 2014, the American rescue plan act of 2021,
28 P.L. 117-2.

29 (b) \$4,411,000 of the general fund—federal appropriation (ARPA)
30 is provided solely for providing preschool services to qualifying
31 special education students under section 619 of the federal
32 individuals with disabilities education act, pursuant to section
33 2002, the American rescue plan act of 2021, P.L. 117-2.

34 (14) \$7,000,000 of the general fund—state appropriation for
35 fiscal year 2022 and \$5,000,000 of the general fund—state
36 appropriation for fiscal year 2023 are provided solely for the office
37 of the superintendent of public instruction to support professional
38 development in inclusionary practices for classroom teachers. The
39 primary form of support to public school classroom teachers must be

for mentors who are experts in best practices for inclusive education, differentiated instruction, and individualized instruction. Funding for mentors must be prioritized to the public schools with the highest percentage of students with individualized education programs aged three through 21 who spend the least amount of time in general education classrooms.

Sec. 510. 2021 c 334 s 510 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR EDUCATIONAL SERVICE DISTRICTS

| | |
|--|---------------------------|
| General Fund—State Appropriation (FY 2022) | \$28,636,000 |
| General Fund—State Appropriation (FY 2023) | (\$28,636,000) |
| | <u>\$28,682,000</u> |
| TOTAL APPROPRIATION | (\$57,272,000) |
| | <u>\$57,318,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) The educational service districts shall continue to furnish financial services required by the superintendent of public instruction and RCW 28A.310.190 (3) and (4).

(2) Funding within this section is provided for regional professional development related to mathematics and science curriculum and instructional strategies aligned with common core state standards and next generation science standards. Funding shall be distributed among the educational service districts in the same proportion as distributions in the 2007-2009 biennium. Each educational service district shall use this funding solely for salary and benefits for a certificated instructional staff with expertise in the appropriate subject matter and in professional development delivery, and for travel, materials, and other expenditures related to providing regional professional development support.

(3) Funding in this section is provided for regional professional development related to English language arts curriculum and instructional strategies aligned with common core state standards. Each educational service district shall use this funding solely for salary and benefits for certificated instructional staff with expertise in the appropriate subject matter and in professional development delivery, and for travel, materials, and other

expenditures related to providing regional professional development support.

(4) Funding in this section is provided for regional technical support for the K-20 telecommunications network to prevent system failures and avoid interruptions in school utilization of the data processing and video-conferencing capabilities of the network. These funds may be used to purchase engineering and advanced technical support for the network.

(5) Funding in this section is provided for a corps of nurses located at the educational service districts, to be dispatched in coordination with the office of the superintendent of public instruction, to provide direct care to students, health education, and training for school staff. Beginning in fiscal year 2022, allocations for the corps of nurses is sufficient to provide one day per week of nursing services for all second-class school districts.

(6) Funding in this section is provided for staff and support at the nine educational service districts to provide a network of support for school districts to develop and implement comprehensive suicide prevention and behavioral health supports for students.

(7) Funding in this section is provided for staff and support at the nine educational service districts to provide assistance to school districts with comprehensive safe schools planning, conducting needs assessments, school safety and security trainings, coordinating appropriate crisis and emergency response and recovery, and developing threat assessment and crisis intervention teams. Beginning in fiscal year 2022, allocations for staff and support for regional safety centers are increased to 3 full-time equivalent certificated instructional staff for each regional safety center.

(8) Funding in this section is provided for regional English language arts coordinators to provide professional development of teachers and principals around the new early screening for dyslexia requirements.

(9) The educational service districts, at the request of the state board of education pursuant to RCW 28A.310.010 and 28A.305.130, may receive and screen applications for school accreditation, conduct school accreditation site visits pursuant to state board of education rules, and submit to the state board of education post-site visit recommendations for school accreditation. The educational service districts may assess a cooperative service fee to recover actual plus reasonable indirect costs for the purposes of this subsection.

(10) \$2,150,000 of the general fund—state appropriation for fiscal year 2022 and \$2,150,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for each educational service district to provide technology consultation, procurement, and training required under Engrossed Second Substitute House Bill No. 1365 (schools/computers & devices). (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

Sec. 511. 2021 c 334 s 511 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR LOCAL EFFORT ASSISTANCE

| | |
|---|--------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$271,870,000)) |
| | <u>\$281,793,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$247,305,000)) |
| | <u>\$263,529,000</u> |
| TOTAL APPROPRIATION. | ((\$519,175,000)) |
| | <u>\$545,322,000</u> |

Sec. 512. 2021 c 334 s 512 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR INSTITUTIONAL EDUCATION PROGRAMS

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$17,779,000)) |
| | <u>\$14,830,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$19,481,000)) |
| | <u>\$15,253,000</u> |
| TOTAL APPROPRIATION. | ((\$37,260,000)) |
| | <u>\$30,083,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) Each general fund—state fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(2) State funding provided under this section is based on salaries and other expenditures for a 220-day school year. The superintendent of public instruction shall monitor school district

1 expenditure plans for institutional education programs to ensure that
2 districts plan for a full-time summer program.

3 (3) State funding for each institutional education program shall
4 be based on the institution's annual average full-time equivalent
5 student enrollment. Staffing ratios for each category of institution
6 shall remain the same as those funded in the 1995-97 biennium.

7 (4) The funded staffing ratios for education programs for
8 juveniles age 18 or less in department of corrections facilities
9 shall be the same as those provided in the 1997-99 biennium.

10 (5) \$701,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$701,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely to maintain at least one
13 certificated instructional staff and related support services at an
14 institution whenever the K-12 enrollment is not sufficient to support
15 one full-time equivalent certificated instructional staff to furnish
16 the educational program. The following types of institutions are
17 included: Residential programs under the department of social and
18 health services for developmentally disabled juveniles, programs for
19 juveniles under the department of corrections, programs for juveniles
20 under the juvenile rehabilitation administration, and programs for
21 juveniles operated by city and county jails.

22 (6) \$3,157,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$3,613,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely to increase the capacity of
25 institutional education programs to differentiate instruction to meet
26 students' unique educational needs, including students with
27 individualized educational plans. Those needs may include but are not
28 limited to one-on-one instruction, enhanced access to counseling for
29 social emotional needs of the student, and services to identify the
30 proper level of instruction at the time of student entry into the
31 facility. Allocations of amounts for this purpose in a school year
32 must be based on 45 percent of full-time enrollment in institutional
33 education receiving a differentiated instruction amount per pupil
34 equal to the total statewide allocation generated by the distribution
35 formula under RCW 28A.150.260 (4)(a), (5), (6), and (8) and the
36 allocation under RCW 28A.150.415, per the statewide full-time
37 equivalent enrollment in common schools.

38 (7) \$300,000 of the general fund—state appropriation in fiscal
39 year 2022 and \$300,000 of the general fund—state appropriation in

fiscal year 2023 are provided solely to support three student records coordinators to manage the transmission of academic records for each of the long-term juvenile institutions. One coordinator is provided for each of the following: The Issaquah school district for the Echo Glen children's center, the Chehalis school district for Green Hill academic school, and the Naselle-Grays River Valley school district for Naselle youth camp school.

(8) Ten percent of the funds allocated for the institution may be carried over from one year to the next.

(9) \$588,000 of the general fund—state appropriation for fiscal year 2022 and \$897,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for one educational advocate to each institution with enrollments above 40 full-time equivalent students beginning in the 2021-22 school year in addition to any educational advocates supported by federal funding. Educational advocates will provide the following supports to students enrolled in or just released from institutional education programs:

(a) Advocacy for institutional education students to eliminate barriers to educational access and success;

(b) Consultation with juvenile rehabilitation staff to develop educational plans for and with participating youth;

(c) Monitoring educational progress of participating students;

(d) Providing participating students with school and local resources that may assist in educational access and success upon release from institutional education facilities; and

(e) Coaching students and caregivers to advocate for educational needs to be addressed at the school district upon return to the community.

(10) \$49,000 of the general fund—state appropriation for fiscal year 2022 and \$75,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to increase materials, supplies, and operating costs by \$85 per pupil beginning in the 2021-22 school year for technology supports for institutional education programs. This funding is in addition to general education materials, supplies, and operating costs provided to institutional education programs, which exclude formula costs supported by the institutional facilities.

Sec. 513. 2021 c 334 s 513 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PROGRAMS FOR HIGHLY CAPABLE STUDENTS

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$33,262,000)) |
| | <u>\$31,956,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$33,711,000)) |
| | <u>\$32,267,000</u> |
| TOTAL APPROPRIATION. | ((\$66,973,000)) |
| | <u>\$64,223,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) Each general fund fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(2)(a) For the 2021-22 and 2022-23 school years, the superintendent shall allocate funding to school district programs for highly capable students as provided in RCW 28A.150.260(10)(c) except that allocations must be based on 5.0 percent of each school district's full-time equivalent enrollment. In calculating the allocations, the superintendent shall assume the following: (i) Additional instruction of 2.1590 hours per week per funded highly capable program student; (ii) fifteen highly capable program students per teacher; (iii) 36 instructional weeks per year; (iv) 900 instructional hours per teacher; and (v) the compensation rates as provided in sections 505 and 506 of this act.

(b) From July 1, 2021, to August 31, 2021, the superintendent shall allocate funding to school districts programs for highly capable students as provided in section 511, chapter 357, Laws of 2020, as amended.

Sec. 514. 2021 c 334 s 514 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR MISCELLANEOUS—EVERY STUDENT SUCCEEDS ACT

| | |
|---|------------------------------|
| General Fund—Federal Appropriation. | ((\$6,802,000)) |
| | <u>\$9,802,000</u> |
| TOTAL APPROPRIATION. | ((\$6,802,000)) |
| | <u>\$9,802,000</u> |

Sec. 515. 2021 c 334 s 515 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—EDUCATION REFORM PROGRAMS

| | |
|---|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$137,813,000)) |
| | <u>\$134,083,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$141,081,000)) |
| | <u>\$144,447,000</u> |
| General Fund—Federal Appropriation. | ((\$96,598,000)) |
| | <u>\$96,685,000</u> |
| General Fund—Private/Local Appropriation. | \$1,450,000 |
| Education Legacy Trust Account—State Appropriation. . | ((\$1,638,000)) |
| | <u>\$1,642,000</u> |
| TOTAL APPROPRIATION. | ((\$378,580,000)) |
| | <u>\$378,307,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) ACCOUNTABILITY

(a) \$26,975,000 of the general fund—state appropriation for fiscal year 2022, \$26,975,000 of the general fund—state appropriation for fiscal year 2023, \$1,350,000 of the education legacy trust account—state appropriation, and \$15,868,000 of the general fund—federal appropriation are provided solely for development and implementation of the Washington state assessment system.

(b) \$14,352,000 of the general fund—state appropriation for fiscal year 2022 and \$14,352,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 159, Laws of 2013 (K-12 education - failing schools).

(2) EDUCATOR CONTINUUM

(a) ((~~\$75,374,000~~)) \$71,644,000 of the general fund—state appropriation for fiscal year 2022 and ((~~\$78,547,000~~)) \$77,233,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the following bonuses for teachers who hold valid, unexpired certification from the national board for professional teaching standards and who are teaching in a Washington public school, subject to the following conditions and limitations:

1 (i) For national board certified teachers, a bonus of \$5,705 per
2 teacher in the 2021-22 school year and a bonus of \$5,796 per teacher
3 in the 2022-23 school year;

4 (ii) An additional \$5,000 annual bonus shall be paid to national
5 board certified teachers who teach in either: (A) High schools where
6 at least 50 percent of student headcount enrollment is eligible for
7 federal free or reduced-price lunch, (B) middle schools where at
8 least 60 percent of student headcount enrollment is eligible for
9 federal free or reduced-price lunch, or (C) elementary schools where
10 at least 70 percent of student headcount enrollment is eligible for
11 federal free or reduced-price lunch;

12 (iii) The superintendent of public instruction shall adopt rules
13 to ensure that national board certified teachers meet the
14 qualifications for bonuses under (b) of this subsection for less than
15 one full school year receive bonuses in a prorated manner. All
16 bonuses in this subsection will be paid in July of each school year.
17 Bonuses in this subsection shall be reduced by a factor of 40 percent
18 for first year NBPTS certified teachers, to reflect the portion of
19 the instructional school year they are certified; and

20 (iv) During the 2021-22 and 2022-23 school years, and within
21 available funds, certificated instructional staff who have met the
22 eligibility requirements and have applied for certification from the
23 national board for professional teaching standards may receive a
24 conditional loan of two thousand dollars or the amount set by the
25 office of the superintendent of public instruction to contribute
26 toward the current assessment fee, not including the initial up-front
27 candidacy payment. The fee shall be an advance on the first annual
28 bonus under RCW 28A.405.415. The conditional loan is provided in
29 addition to compensation received under a district's salary
30 allocation and shall not be included in calculations of a district's
31 average salary and associated salary limitation under RCW
32 28A.400.200. Recipients who fail to receive certification after fully
33 exhausting all years of candidacy as set by the national board for
34 professional teaching standards are required to repay the conditional
35 loan. The office of the superintendent of public instruction shall
36 adopt rules to define the terms for initial grant of the assessment
37 fee and repayment, including applicable fees. To the extent
38 necessary, the superintendent may use revenues from the repayment of
39 conditional loan scholarships to ensure payment of all national board
40 bonus payments required by this section in each school year.

1 (b) \$3,418,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$3,418,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for implementation of a new
4 performance-based evaluation for certificated educators and other
5 activities as provided in chapter 235, Laws of 2010 (education
6 reform) and chapter 35, Laws of 2012 (certificated employee
7 evaluations).

8 (c) \$477,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$477,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the leadership internship
11 program for superintendents, principals, and program administrators.

12 (d) \$810,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$810,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the development of a
15 leadership academy for school principals and administrators. The
16 superintendent of public instruction shall contract with an
17 independent organization to operate a state-of-the-art education
18 leadership academy that will be accessible throughout the state.
19 Semiannually the independent organization shall report on amounts
20 committed by foundations and others to support the development and
21 implementation of this program. Leadership academy partners shall
22 include the state level organizations for school administrators and
23 principals, the superintendent of public instruction, the
24 professional educator standards board, and others as the independent
25 organization shall identify.

26 (e) \$10,500,000 of the general fund—state appropriation for
27 fiscal year 2022 and (~~(\$10,500,000)~~) \$15,000,000 of the general fund—
28 state appropriation for fiscal year 2023 are provided solely for a
29 beginning educator support program (BEST). The program shall
30 prioritize first year educators in the mentoring program. School
31 districts and/or regional consortia may apply for grant funding. The
32 program provided by a district and/or regional consortia shall
33 include: A paid orientation; assignment of a qualified mentor;
34 development of a professional growth plan for each beginning educator
35 aligned with professional certification; release time for mentors and
36 new educators to work together; and educator observation time with
37 accomplished peers. Funding may be used to provide statewide
38 professional development opportunities for mentors and beginning
39 educators.

(f) \$4,000,000 of the general fund—state appropriation for fiscal year 2022 and \$4,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the provision of training for teachers, principals, and principal evaluators in the performance-based teacher principal evaluation program.

Sec. 516. 2021 c 334 s 516 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR TRANSITIONAL BILINGUAL PROGRAMS

| | |
|---|--------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$228,658,000)) |
| | <u>\$228,188,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$233,390,000)) |
| | <u>\$233,740,000</u> |
| General Fund—Federal Appropriation. | \$102,242,000 |
| TOTAL APPROPRIATION. | ((\$564,290,000)) |
| | <u>\$564,170,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) Each general fund fiscal year appropriation includes such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(2)(a) For the 2021-22 and 2022-23 school years, the superintendent shall allocate funding to school districts for transitional bilingual programs under RCW 28A.180.010 through 28A.180.080, including programs for exited students, as provided in RCW 28A.150.260(10)(b) and the provisions of this section. In calculating the allocations, the superintendent shall assume the following averages: (i) Additional instruction of 4.7780 hours per week per transitional bilingual program student in grades kindergarten through six and 6.7780 hours per week per transitional bilingual program student in grades seven through twelve in school years 2021-22 and 2022-23; (ii) additional instruction of 3.0000 hours per week in school years 2021-22 and 2022-23 for the head count number of students who have exited the transitional bilingual instruction program within the previous two years based on their performance on the English proficiency assessment; (iii) fifteen transitional bilingual program students per teacher; (iv) 36 instructional weeks per year; (v) 900 instructional hours per

teacher; and (vi) the compensation rates as provided in sections 505 and 506 of this act. Pursuant to RCW 28A.180.040(1)(g), the instructional hours specified in (a)(ii) of this subsection (2) are within the program of basic education.

(b) From July 1, 2021, to August 31, 2021, the superintendent shall allocate funding to school districts for transitional bilingual instruction programs as provided in section 514, chapter 357, Laws of 2020, as amended.

(3) The superintendent may withhold allocations to school districts in subsection (2) of this section solely for the central provision of assessments as provided in RCW 28A.180.090 (1) and (2) up to the following amounts: 1.77 percent for school year 2021-22 and ~~((1.76))~~ 1.75 percent for school year 2022-23.

(4) The general fund—federal appropriation in this section is for migrant education under Title I Part C and English language acquisition, and language enhancement grants under Title III of the elementary and secondary education act.

(5) \$35,000 of the general fund—state appropriation for fiscal year 2022 and \$35,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to track current and former transitional bilingual program students.

(6) \$1,185,000 of the general fund—state appropriation in fiscal year 2022 and \$1,185,000 of the general fund—state appropriation in fiscal year 2023 are provided solely for the central provision of assessments as provided in RCW 28A.180.090, and is in addition to the withholding amounts specified in subsection (3) of this section.

Sec. 517. 2021 c 334 s 517 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE LEARNING ASSISTANCE PROGRAM

| | |
|--|----------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$446,816,000)) |
| | <u>\$446,995,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$455,435,000)) |
| | <u>\$444,959,000</u> |
| General Fund—Federal Appropriation | \$533,481,000 |
| TOTAL APPROPRIATION | ((\$1,435,732,000)) |
| | <u>\$1,425,435,000</u> |

1 The appropriations in this section are subject to the following
2 conditions and limitations:

3 (1) The general fund—state appropriations in this section are
4 subject to the following conditions and limitations:

5 (a) The appropriations include such funds as are necessary to
6 complete the school year ending in the fiscal year and for prior
7 fiscal year adjustments.

8 (b) (i) For the 2021-22 and 2022-23 school years, the
9 superintendent shall allocate funding to school districts for
10 learning assistance programs as provided in RCW 28A.150.260(10) (a),
11 except that the allocation for the additional instructional hours
12 shall be enhanced as provided in this section, which enhancements are
13 within the program of the basic education. In calculating the
14 allocations, the superintendent shall assume the following averages:

15 (A) Additional instruction of 2.3975 hours per week per funded
16 learning assistance program student for the 2021-22 and 2022-23
17 school years; (B) additional instruction of 1.1 hours per week per
18 funded learning assistance program student for the 2021-22 and
19 2022-23 school years in qualifying high-poverty school building; (C)
20 fifteen learning assistance program students per teacher; (D) 36
21 instructional weeks per year; (E) 900 instructional hours per
22 teacher; and (F) the compensation rates as provided in sections 505
23 and 506 of this act.

24 (ii) From July 1, 2021, to August 31, 2021, the superintendent
25 shall allocate funding to school districts for learning assistance
26 programs as provided in section 515, chapter 357, Laws of 2020, as
27 amended.

28 (c) A school district's funded students for the learning
29 assistance program shall be the sum of the district's full-time
30 equivalent enrollment in grades K-12 for the prior school year
31 multiplied by the district's percentage of October headcount
32 enrollment in grades K-12 eligible for free or reduced-price lunch in
33 the prior school year. The prior school year's October headcount
34 enrollment for free and reduced-price lunch shall be as reported in
35 the comprehensive education data and research system.

36 (2) Allocations made pursuant to subsection (1) of this section
37 shall be adjusted to reflect ineligible applications identified
38 through the annual income verification process required by the
39 national school lunch program, as recommended in the report of the

state auditor on the learning assistance program dated February, 2010.

(3) The general fund—federal appropriation in this section is provided for Title I Part A allocations of the every student succeeds act of 2016.

(4) A school district may carry over from one year to the next up to 10 percent of the general fund—state funds allocated under this program; however, carryover funds shall be expended for the learning assistance program.

(5) Within existing resources, during the 2021-22 and 2022-23 school years, school districts are authorized to use funds allocated for the learning assistance program to also provide assistance to high school students who have not passed the state assessment in science.

Sec. 518. 2021 c 334 s 518 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—PER PUPIL ALLOCATIONS

| | Statewide Average Allocations | |
|--------------------------------------|---|---------------------------------|
| | Per Annual Average Full-Time Equivalent Student | |
| Basic Education Program | 2021-22 School Year | 2022-23 School Year |
| General Apportionment | (((\$9,415)) <u>\$9,404</u>) | (((\$9,674)) <u>\$9,894</u>) |
| Pupil Transportation | (((\$587)) <u>\$624</u>) | (((\$595)) <u>\$630</u>) |
| Special Education Programs | (((\$9,874)) <u>\$9,976</u>) | (((\$10,290)) <u>\$10,614</u>) |
| Institutional Education Programs | (((\$22,730)) <u>\$24,917</u>) | (((\$23,220)) <u>\$25,637</u>) |
| Programs for Highly Capable Students | \$611 | (((\$623)) <u>\$626</u>) |
| Transitional Bilingual Programs | \$1,430 | (((\$1,442)) <u>\$1,448</u>) |
| Learning Assistance Program | (((\$964)) <u>\$967</u>) | (((\$967)) <u>\$992</u>) |

Sec. 519. 2021 c 334 s 520 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR
CHARTER SCHOOLS**

| | |
|---|--|
| Washington Opportunity Pathways Account—State | |
| Appropriation. | (((\$140,838,000)) <u>\$140,175,000</u>) |

TOTAL APPROPRIATION. ((~~\$140,838,000~~))
\$140,175,000

The appropriation in this section is subject to the following conditions and limitations:

(1) The superintendent shall distribute funding appropriated in this section to charter schools under chapter 28A.710 RCW. Within amounts provided in this section the superintendent may distribute funding for safety net awards for charter schools with demonstrated needs for special education funding beyond the amounts provided under chapter 28A.710 RCW.

(2) \$23,000 of the Washington opportunity pathways account—state appropriation is provided solely for enrollment stabilization allocations required in section 1519 of this act.

(3) \$147,000 of the Washington opportunity pathways account—state appropriation is provided solely for transportation emergency allocations required in section 1516(3) of this act.

Sec. 520. 2021 c 334 s 521 (uncodified) is amended to read as follows:

FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE WASHINGTON STATE CHARTER SCHOOL COMMISSION

Washington Opportunity Pathways Account—State

Appropriation. \$23,000

Charter Schools Oversight Account—State

Appropriation. ((~~\$3,605,000~~))
\$3,883,000

TOTAL APPROPRIATION. ((~~\$3,628,000~~))
\$3,906,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The entire Washington opportunity pathways account—state appropriation in this section is provided to the superintendent of public instruction solely for the operations of the Washington state charter school commission under chapter 28A.710 RCW.

(2) \$28,000 of the charter schools oversight account—state appropriation is provided solely to the Washington state charter school commission to enable each charter school to participate in the governance training required under Engrossed Substitute Senate Bill

No. 5044 (schools/equity training). ((If the bill is not enacted by June 30, 2021, the amount provided in this subsection shall lapse.))

Sec. 521. 2021 c 334 s 522 (uncodified) is amended to read as follows:

FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GRANTS AND PASS THROUGH FUNDING

| | |
|--|----------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$80,319,000)) |
| | <u>\$326,319,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$52,691,000)) |
| | <u>\$621,725,000</u> |
| General Fund—Federal Appropriation. | \$989,995,000 |
| Elementary and Secondary School Emergency Relief | |
| III—Federal Appropriation. | \$1,850,386,000 |
| TOTAL APPROPRIATION. | ((\$2,973,391,000)) |
| | <u>\$3,788,425,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$4,894,000 of the general fund—state appropriation for fiscal year 2022 and \$4,894,000 of the general fund—state appropriation for fiscal year 2023 are provided for the office of the superintendent of public instruction to administer programs and grants which increase equitable access to dual credit programs, including subsidizing or eliminating student costs for dual credit courses or exams. By November 2022, the office shall submit a report to relevant committees of the legislature describing options for entering into statewide agreements with dual credit exam companies that will reduce the overall costs for all students and eliminate costs for students who are low income.

(2) (a) \$2,752,000 of the general fund—state appropriation for fiscal year 2022 and \$2,752,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for secondary career and technical education grants pursuant to chapter 170, Laws of 2008, including parts of programs receiving grants that serve students in grades four through six. If equally matched by private donations, \$1,075,000 of the 2022 appropriation and \$1,075,000 of the 2023 appropriation shall be used to support FIRST robotics programs in grades four through twelve. Of the amounts provided in this subsection, \$800,000 of the fiscal year 2022 appropriation and

1 \$800,000 of the fiscal year 2023 appropriation are provided solely
2 for the purpose of statewide supervision activities for career and
3 technical education student leadership organizations.

4 (b) \$135,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$135,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for science, technology,
7 engineering and mathematics lighthouse projects, consistent with
8 chapter 238, Laws of 2010.

9 (c) \$250,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$250,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for advanced project lead the
12 way courses at ten high schools. To be eligible for funding in 2022,
13 a high school must have offered a foundational project lead the way
14 course during the 2020-21 school year. The 2022 funding must be used
15 for one-time start-up course costs for an advanced project lead the
16 way course, to be offered to students beginning in the 2021-22 school
17 year. To be eligible for funding in 2023, a high school must have
18 offered a foundational project lead the way course during the 2021-22
19 school year. The 2023 funding must be used for one-time start-up
20 course costs for an advanced project lead the way course, to be
21 offered to students beginning in the 2022-23 school year. The office
22 of the superintendent of public instruction and the education
23 research and data center at the office of financial management shall
24 track student participation and long-term outcome data. The office
25 may require the recipient of these funds to report the impacts of the
26 recipient's efforts in alignment with the measures of the Washington
27 school improvement framework.

28 (d) \$2,127,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$2,127,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for annual startup, expansion,
31 or maintenance of core plus programs in maritime, construction, and
32 aerospace and advanced manufacturing programs. To be eligible for
33 funding to start up, maintain, or expand programs under (i) through
34 (iii) of this subsection (d), the skills center and high schools must
35 be selected through a competitive grant process administered by the
36 office of the superintendent of public instruction in consultation
37 with the advisory committee established in (vi) of this subsection
38 (d). The office and the education research and data center shall

1 report annually student participation and long-term outcome data.
2 Within the amounts provided in this subsection:

3 (i) \$900,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$900,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for grants for the annual
6 startup, expansion, or maintenance of core plus programs in aerospace
7 and advanced manufacturing programs.

8 (ii) \$350,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$350,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for grants for the annual
11 startup, expansion, or maintenance of core plus programs in
12 construction programs.

13 (iii) \$350,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$350,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for grants for the annual
16 startup, expansion, or maintenance of core plus programs in maritime
17 programs.

18 (iv) For (i) through (iii) of this subsection (d), when the grant
19 demand does not align with the specified allocation, the
20 superintendent may allocate funding toward sector areas that meet
21 criteria based on agreement from industry sector representatives.

22 (v) \$527,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$527,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the office to administer,
25 evaluate, and promote programs under (i) through (iii) of this
26 subsection (d) based on industry sector recommendations, including
27 contracts with sector-specific entities to expand sector-specific
28 employer engagement programs, increase work placement opportunities,
29 validate credentials necessary for direct employment, and provide
30 professional development to support schools, teachers, and students.
31 The office may also contract with an entity with experience promoting
32 core plus programming across industry sectors and education providers
33 to expand awareness and adoption of core plus programs.

34 (vi) The office shall convene and manage an advisory committee of
35 industry sector leadership from the core plus program areas and a
36 representative from a statewide business and manufacturing
37 association to inform the administration and continual improvement of
38 core plus programs, including grant determinations, reviewing data
39 and outcomes, recommending program improvements, and ensuring the use

1 of qualified contractors. The committee will advise the
2 superintendent on appropriate credentials, industry-based
3 competencies, and programs of study for high-demand sectors
4 represented in these program areas.

5 (3) (a) \$75,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$75,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for project citizen and we the
8 people: The citizen and the constitution programs sponsored by the
9 national conference of state legislatures and the center for civic
10 education to promote participation in government by middle and high
11 school students. Of the amounts provided, \$15,000 of the general fund
12 —state appropriation for fiscal year 2022 and \$15,000 of the general
13 fund—state appropriation for fiscal year 2023 are provided solely for
14 awarding a travel grant to the winner of the we the people: The
15 citizen and the constitution state competition.

16 (b) \$373,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$373,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for implementation of chapter
19 127, Laws of 2018 (civics education). Of the amounts provided in this
20 subsection (3) (b), \$10,000 of the general fund—state appropriation
21 for fiscal year 2022 and \$10,000 of the general fund—state
22 appropriation for fiscal year 2023 are provided solely for grant
23 programs to school districts to help cover travel costs associated
24 with civics education competitions.

25 (4) (a) \$55,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$55,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the office of the
28 superintendent of public instruction for statewide implementation of
29 career and technical education course equivalency frameworks
30 authorized under RCW 28A.700.070 for math and science. This may
31 include development of additional equivalency course frameworks,
32 course performance assessments, and professional development for
33 districts implementing the new frameworks.

34 (b) Within the amounts appropriated in this section the office of
35 the superintendent of public instruction shall ensure career and
36 technical education courses are aligned with high-demand, high-wage
37 jobs. The superintendent shall verify that the current list of career
38 and technical education courses meets the criteria established in RCW
39 28A.700.020(2). The superintendent shall remove from the list any

1 career and technical education course that no longer meets such
2 criteria.

3 (c) \$3,000,000 of the general fund—state appropriation for fiscal
4 year 2022 and (~~(\$3,000,000)~~) \$5,000,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the office
6 of the superintendent of public instruction to provide grants to
7 school districts and educational service districts for science
8 teacher training in the next generation science standards including
9 training in the climate science standards. At a minimum, school
10 districts shall ensure that teachers in one grade level in each
11 elementary, middle, and high school participate in this science
12 training. Of the amount appropriated \$1,000,000 is provided solely
13 for community-based nonprofits including tribal education
14 organizations to partner with public schools for next generation
15 science standards.

16 (5) \$250,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$250,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the Kip Tokuda memorial
19 Washington civil liberties public education program. The
20 superintendent of public instruction shall award grants consistent
21 with RCW 28A.300.410.

22 (6) \$5,895,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$5,895,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for a contract with a
25 nongovernmental entity or entities for demonstration sites to improve
26 the educational outcomes of students who are dependent pursuant to
27 chapter 13.34 RCW pursuant to chapter 71, Laws of 2016 (foster youth
28 edu. outcomes). The office may require the recipient of these funds
29 to report the impacts of the recipient's efforts in alignment with
30 the measures of the Washington school improvement framework.

31 (a) Of the amount provided in this subsection (6), \$446,000 of
32 the general fund—state appropriation for fiscal year 2022 and
33 \$446,000 of the general fund—state appropriation for fiscal year 2023
34 are provided solely for the demonstration site established pursuant
35 to the 2013-2015 omnibus appropriations act, section 202(10), chapter
36 4, Laws of 2013, 2nd sp. sess.

37 (b) Of the amount provided in this subsection (6), \$1,015,000 of
38 the general fund—state appropriation for fiscal year 2022 and
39 \$1,015,000 of the general fund—state appropriation for fiscal year

2023 are provided solely for the demonstration site established pursuant to the 2015-2017 omnibus appropriations act, section 501(43)(b), chapter 4, Laws of 2015, 3rd sp. sess., as amended.

(c) Of the amounts provided in this subsection (6), \$684,000 of the general fund—state appropriation for fiscal year 2022 and \$684,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the demonstration site established with funding provided in the 2017-2019 omnibus appropriations act, chapter 1, Laws of 2017, 3rd sp. sess., as amended.

(d) \$1,000,000 of the general fund—state appropriation for fiscal year 2022 and \$1,250,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the demonstration site established with funding provided in this act.

(e) \$55,000 of the general fund—state appropriation for fiscal year 2022 and \$55,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for maintaining and implementing the data sharing agreement between the office, the department of children, youth, and families, and the contractors to support targeted service delivery, program evaluation, and statewide education outcomes measurement for students served under this section.

(7)(a) \$1,200,000 of the general fund—state appropriation for fiscal year 2022 and \$1,200,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of chapter 157, Laws of 2016 (homeless students).

(b) \$36,000 of the general fund—state appropriation for fiscal year 2022 and \$36,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for chapter 212, Laws of 2014 (homeless student educational outcomes).

(8) \$375,000 of the general fund—state appropriation for fiscal year 2022 and \$375,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a nonviolence and ethical leadership training and professional development program provided by the institute for community leadership.

(9)(a) \$1,425,000 of the general fund—state appropriation for fiscal year 2022 and \$1,425,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for dual language grants to grow capacity for high quality dual language learning. Grant funding may be used for new and existing dual

1 language programs, heritage language programs for immigrant and
2 refugee students, and indigenous language programs for native
3 students.

4 (b) Each grant recipient must convene an advisory board to guide
5 the development and continuous improvement of its dual language
6 program, including but not limited to: Determining which schools and
7 languages will be prioritized; conducting outreach to the community;
8 and addressing enrollment considerations and the hiring of staff. At
9 least half the members of the board must be parents of English
10 learner students or current or former English learner students. The
11 other members of the board must represent teachers, students, school
12 leaders, governing board members, youth, and community-based
13 organizations that support English learners.

14 (10)(a) \$4,940,000 of the general fund—state appropriation for
15 fiscal year 2022 and \$4,940,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for the
17 Washington state achievers scholarship and Washington higher
18 education readiness program. The funds shall be used to: Support
19 community involvement officers that recruit, train, and match
20 community volunteer mentors with students selected as achievers
21 scholars; and to identify and reduce barriers to college for low-
22 income and underserved middle and high school students. The office
23 may require the recipient of these funds to report the impacts of the
24 recipient's efforts in alignment with the measures of the Washington
25 school improvement framework.

26 (b) \$1,454,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$1,454,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for contracting with a college
29 scholarship organization with expertise in conducting outreach to
30 students concerning eligibility for the Washington college bound
31 scholarship consistent with chapter 405, Laws of 2007. The office may
32 require the recipient of these funds to report the impacts of the
33 recipient's efforts in alignment with the measures of the Washington
34 school improvement framework.

35 (c) \$362,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$362,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for implementation of chapter
38 180, Laws of 2017 (Washington Aim program).

(11)(a) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Washington state leadership and assistance for science education reform (LASER) regional partnership activities, including instructional material purchases, teacher and principal professional development, and school and community engagement events. The office may require the recipient of these funds to report the impacts of the recipient's efforts in alignment with the measures of the Washington school improvement framework.

(b)(i) \$3,000,000 of the general fund—state appropriation for fiscal year 2022 and \$3,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a statewide information technology academy program. This public-private partnership will provide educational software, as well as information technology certification and software training opportunities for students and staff in public schools for the 2021-22 and 2022-23 school years only. The office must evaluate other options that may be available in the state for a future public-private partnership to deliver similar services to students and staff of public schools at no cost to the state.

(ii) The office must require the recipient of these funds to report the impacts of the recipient's efforts in alignment with the measures of the Washington school improvement framework. The report must include the number of students served disaggregated by gender, race, ethnicity, and free-and-reduced lunch eligibility as well as the number of industry certificates attained by type of certificate.

(c) \$50,000 of the general fund—state appropriation for fiscal year 2022 and \$50,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for grants of \$2,500 to provide twenty middle and high school teachers each year with professional development training for implementing integrated math, science, technology, and engineering programs in their schools.

(d) \$1,000,000 of the general fund—state appropriation for fiscal year 2022 and \$1,000,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the computer science and education grant program to support the following three purposes: Train and credential teachers in computer sciences; provide and upgrade technology needed to learn computer science; and, for

1 computer science frontiers grants to introduce students to and engage
2 them in computer science. The office of the superintendent of public
3 instruction must use the computer science learning standards adopted
4 pursuant to chapter 3, Laws of 2015 (computer science) in
5 implementing the grant, to the extent possible. Additionally, grants
6 provided for the purpose of introducing students to computer science
7 are intended to support innovative ways to introduce and engage
8 students from historically underrepresented groups, including girls,
9 low-income students, and minority students, to computer science and
10 to inspire them to enter computer science careers. The office of the
11 superintendent of public instruction may award up to \$500,000 each
12 year, without a matching requirement, to districts with greater than
13 fifty percent of students eligible for free and reduced-price meals.
14 All other awards must be equally matched by private sources for the
15 program, including gifts, grants, or endowments.

16 (e) \$750,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$750,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the office of the
19 superintendent of public instruction to contract with a qualified
20 501(c)(3) nonprofit community-based organization physically located
21 in Washington state that has at least 18 years of experience
22 collaborating with the office and school districts statewide to
23 integrate the state learning standards in English language arts,
24 mathematics, and science with FieldSTEM outdoor field studies and
25 project-based and work-based learning opportunities aligned with the
26 environmental, natural resource, and agricultural sectors. The office
27 may require the recipient of these funds to report the impacts of the
28 recipient's efforts in alignment with the measures of the Washington
29 school improvement framework.

30 (f) \$62,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$62,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for competitive grants to school
33 districts to increase the capacity of high schools to offer AP
34 computer science courses. In making grant allocations, the office of
35 the superintendent of public instruction must give priority to
36 schools and districts in rural areas, with substantial enrollment of
37 low-income students, and that do not offer AP computer science.
38 School districts may apply to receive either or both of the following
39 grants:

1 (i) A grant to establish partnerships to support computer science
2 professionals from private industry serving on a voluntary basis as
3 coinstructors along with a certificated teacher, including via
4 synchronous video, for AP computer science courses; or

5 (ii) A grant to purchase or upgrade technology and curriculum
6 needed for AP computer science, as well as provide opportunities for
7 professional development for classroom teachers to have the requisite
8 knowledge and skills to teach AP computer science.

9 (g) \$100,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$100,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the Mobius science center to
12 expand mobile outreach of science, technology, engineering, and
13 mathematics (STEM) education to students in rural, tribal, and low-
14 income communities.

15 (12) \$85,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$85,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the centrum program at Fort
18 Worden state park.

19 (13) \$750,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$750,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for contracts with Washington
22 state based nonprofit organizations that provide a career-integrated
23 one-to-one mentoring program for disadvantaged high school students
24 facing academic and personal challenges with the goal of keeping them
25 on track for graduation and post-high school success. The mentoring
26 must include a focus on college readiness, career exploration and
27 social-emotional learning. An applicant requesting funding for these
28 dollars must successfully demonstrate to the department that it
29 currently provides a career-integrated one-to-one volunteer mentoring
30 program and has been mentoring high school youth for at least twenty
31 years in the state prior to application.

32 (14) \$250,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$250,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the office to contract with
35 an organization to create an after-school and summer learning program
36 in the city of Federal Way. The program shall provide comprehensive,
37 culturally competent academic support and cultural enrichment for
38 primarily latinx, spanish-speaking, low-income sixth, seventh, and
39 eighth grade students. The department must contract with an

1 organization with over forty years of experience that serves the
2 latino community in Seattle and King county and has previously
3 established an after-school and summer learning program.

4 (15) \$850,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$850,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the office of the
7 superintendent of public instruction to create and administer a grant
8 program for districts to reduce associated student body fees or
9 participation fees for students who are eligible to participate in
10 the federal free and reduced-price meals program. The office must
11 distribute grants for the 2021-22 school year to school districts by
12 August 10, 2021, and grants for the 2022-23 school year by August 1,
13 2022.

14 (a) Grant awards must be prioritized in the following order:

15 (i) High schools implementing the United States department of
16 agriculture community eligibility provision;

17 (ii) High schools with the highest percentage of students in
18 grades nine through twelve eligible to participate in the federal
19 free and reduced-price meals program; and

20 (iii) High schools located in school districts enrolling 5,000 or
21 fewer students.

22 (b) High schools that do not comply with the data collection and
23 reporting requirements in RCW 28A.320.540 are not eligible for grant
24 funding.

25 (c) The office of the superintendent of public instruction shall
26 award grants that are the lesser of the cost of the high school's
27 associated student body card multiplied by the number of students
28 eligible for the free or reduced-price meals program that purchased a
29 student body card in either 2018-19 or 2019-20 school year, whichever
30 is higher, or \$10,000.

31 (d) The office may award additional funding if:

32 (i) The appropriations provided are greater than the total amount
33 of funding requested at the end of the application cycle; and

34 (ii) The applicant shows a demonstrated need for additional
35 support.

36 (16) \$250,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$250,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the south Kitsap school

1 district to codevelop a pilot strategy to increase completion rates
2 for the free application for federal student aid (FAFSA).

3 (17) \$500,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$500,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the office of the
6 superintendent of public instruction to contract with a Washington-
7 based nonprofit organization to promote equitable access in science,
8 technology, engineering, and math education for historically
9 underserved students and communities. The nonprofit shall provide a
10 system of science educational programming specifically for migrant
11 and bilingual students, including teacher professional development,
12 culturally responsive classroom resources that are aligned with
13 Washington state science and environmental and sustainability
14 learning standards, and implementation support. At least 50 percent
15 of the funding provided in this subsection must serve schools and
16 school districts in eastern Washington. The nonprofit organization
17 must have experience developing and implementing science and
18 environmental science programming and resources for migrant and
19 bilingual students.

20 (18) \$500,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$500,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the office of the
23 superintendent of public instruction to contract with a nonprofit
24 organization serving opportunity youth in Pierce, King and Snohomish
25 counties. The organization must assist traditionally underrepresented
26 students on nontraditional educational pathways by providing
27 mentorship and technical assistance in navigating higher education
28 and financial aid. The office may require the recipient of these
29 funds to report the impacts of the efforts in alignment with the
30 measures of the Washington school improvement framework.

31 (19) \$500,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$500,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the office of the
34 superintendent of public instruction to administer a grants program
35 for school districts to acquire and use research-based, social
36 emotional learning curricula in accordance with the state social
37 emotional learning standards. The office must prioritize school
38 districts that do not have existing research based social emotional

1 learning programs and that are also eligible for high-poverty
2 allocations from the learning assistance program.

3 (20) \$250,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$250,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the office to contract with
6 a nonprofit organization that specializes in using e-sports to engage
7 students in seven career clusters to bring team-based, career related
8 e-sports programs to each high school in the Battle Ground,
9 Evergreen, and Vancouver school districts. Any funding remaining may
10 be used for e-sports programs in the middle schools of the three
11 school districts.

12 (21) \$1,399,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$1,399,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for school
15 districts to support youth who are truant under chapter 28A.225 RCW
16 or at risk of becoming truant, and for costs associated with filing
17 or serving petitions under RCW 28A.225.030.

18 (22) The general fund—state appropriations in this section for
19 fiscal year 2022 have been reduced by \$24,000 (~~and the general fund—~~
20 ~~state appropriations in this section for fiscal year 2023 have been~~
21 ~~reduced by \$5,000~~) to reflect global compensation savings. The
22 office of financial management, in consultation with the office of
23 the superintendent of public instruction, shall adjust allotments
24 from the appropriations in this section, including allotments of
25 amounts provided solely for a specific purpose, to reflect the
26 reduction to the overall appropriation.

27 (23) \$500,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$500,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the office to contract with
30 an organization that works with educators to secure salmon eggs,
31 offer learning opportunities as the fry develop, and assist when
32 students release their fry into local creeks and lakes. Funding may
33 only be used for new programs located in elementary schools that are
34 eligible for high-poverty allocations from the learning assistance
35 program. Of the amounts provided in this subsection, the office may
36 use no more than \$35,000 each fiscal year for office administration
37 costs related to the contract.

38 (24) \$9,850,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$9,850,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the office
2 of the superintendent of public instruction to administer the
3 technology grant program established under Engrossed Second
4 Substitute House Bill No. 1365 (schools/computers & devices). ~~((If~~
5 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
6 ~~this subsection shall lapse.))~~

7 (25) \$199,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$247,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the media literacy and
10 digital citizenship grant program created in Engrossed Second
11 Substitute House Bill No. 1365 (schools/computers & devices). Total
12 grant awards may not exceed \$150,000. Of the amounts provided in this
13 subsection, \$50,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely for two regional conferences.
15 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
16 ~~in this subsection shall lapse.))~~

17 (26) \$70,000 of the general fund—state appropriation for fiscal
18 year 2022 is provided solely for the southwest boys & girls club to
19 provide community mentoring, academic intervention, and culturally
20 specific supports through the "be great-graduate initiative" for a
21 cohort of White Center youth identified as high risk.

22 (27) \$250,000 of the general fund—state appropriation for fiscal
23 year 2022 is provided solely for grants to support teachers with
24 costs associated with becoming certified, endorsed, or licensed in
25 computer science including, but not limited to, professional
26 development, training, licensure exams, courses in pedagogy, and
27 courses in computer science content. Entities eligible for these
28 funds include, but are not limited to, individual teachers, local
29 education agencies, approved professional learning providers, and
30 institutions of higher education located in Washington state.

31 (28) \$150,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$150,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the Highline school district
34 to contract with an organization to offer pre-apprenticeship
35 opportunities for two cohorts of students in south King county during
36 the summer months of 2021.

37 (29) \$255,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$255,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the continuation of the math

1 improvement pilot program. The entirety of the funds appropriated for
2 fiscal year 2022 must be disbursed by the office to the recipients of
3 the grants no later than August 1, 2021, and the entirety of the
4 funds appropriated for fiscal year 2023 must be disbursed by the
5 office to the recipients of the grants no later than August 1, 2022.
6 Of the amounts provided in the subsection:

7 (a) \$85,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$85,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the Spokane school district.

10 (b) \$85,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$85,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the Chehalis school
13 district.

14 (c) \$85,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$85,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the Bremerton school
17 district.

18 (30) Within existing resources, the office shall develop
19 recommendation to the legislature to merge the grant programs and
20 specific appropriations of pass-through funding for certain
21 activities or entities in this section into a competitive grant
22 funding process in future biennia. A competitive process must
23 allocate funding using the following five separate categories:

24 (a) Student supports and safety. Programs under this category
25 will support the mental, social-emotional, and physical safety of
26 students;

27 (b) Educator growth and development. Programs under this category
28 will support the recruitment and retention of educators, and support
29 their continual professional growth;

30 (c) Curricula development, dissemination, and supports. Programs
31 under this category will support the development, implementation, and
32 continuous improvement of curricula and other programs specific to
33 state learning standards and content areas;

34 (d) Eliminating inequitable student outcomes. Programs under this
35 category will increase outcomes for specific student groups,
36 including students experiencing homelessness or foster care; and

37 (e) Graduation success and preparation for postsecondary
38 pathways. Programs under this category will increase access to
39 graduation pathways aligned with students' postsecondary goals and

1 support for each student to graduate ready to achieve those goals.
2 These may include dual credit programs; dropout prevention,
3 intervention, and reengagement programs; core plus programs; and
4 other high demand career and technical education programs.

5 (31) \$500,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$500,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the south Kitsap school
8 district for the controls programmer apprenticeship program.

9 (32) \$800,000 of the general fund—state appropriation for fiscal
10 year 2022 and (~~(\$800,000)~~) \$5,300,000 of the general fund—state
11 appropriation for fiscal year 2023 are provided solely for
12 transitional support grants to school districts to support schools
13 that incur costs transitioning from Native American school mascots,
14 logos, or team names under section 3 of Substitute House Bill No.
15 1356 (Native American names, etc.).

16 (33) \$52,000,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for the office of the
18 superintendent of public instruction to administer a grant program to
19 develop or support school experiences for all 5th or 6th grade
20 students in Washington public schools with opportunities for high
21 school students to volunteer as counselors. These programs must be
22 three to five days and zero to four nights, residential or day
23 experiences, and focus on environmental education aligned with
24 Washington state learning standards and the development of social and
25 emotional learning skills. There must be two grant categories: (a)
26 Allocation-based grants for school districts to develop or support
27 outdoor school programs; and (b) competitive one-time grants for
28 outdoor school providers designed to increase capacity for outdoor
29 school programs. The office may work with the Washington recreation
30 and conservation office to administer outdoor school program grants
31 and with a statewide nonprofit organization representing school
32 principals to create guidelines for the grant program. Programs
33 funded should ensure equitable access for students in all geographic
34 regions and high levels of accessibility for students with
35 disabilities. Within existing resources, Washington state parks and
36 recreation commission, the department of natural resources, the
37 Washington department of fish and wildlife, the Washington department
38 of agriculture, and the Washington conservation commission may

1 partner with the office of the superintendent of public instruction
2 for expertise on land management and career connected learning.

3 (34) \$10,500,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for the office of the
5 superintendent of public instruction to reimburse school districts
6 for future teacher residency stipends made to college students
7 enrolled in an education program. School districts shall be
8 reimbursed only for those costs that the office of the superintendent
9 of public instruction validates as eligible for reimbursement.

10 (35) \$246,000,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$500,000,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely for school
13 districts to provide accelerated learning opportunities, student
14 well-being supports and extracurricular opportunities, and address
15 student needs to assist students to meet grade level expectations and
16 graduation requirements, and close opportunity gaps.

17 (a) The office of the superintendent of public instruction shall
18 allocate these funds based on the following criteria:

19 (i) These funds are solely for additional instruction, student
20 well-being support, and extracurricular opportunities based on an
21 evaluation of student needs.

22 (ii) School districts must identify specific diagnostic
23 assessment tools and identify student learning and well-being gaps
24 and focus additional time and supports on students that will benefit
25 most from interventions.

26 (iii) Additional criteria based on evidence of positive learning
27 and well-being outcomes may be added by the office of the
28 superintendent of public instruction. These criteria can include, but
29 are not limited to: Balanced calendars, additional school days,
30 and/or additional instructional time.

31 (b) Schools must report progress on meeting learning and well-
32 being gaps in a manner identified by the office of the superintendent
33 of public instruction.

34 (36) FEDERAL GRANTS FOR COVID-19 RECOVERY

35 (a) \$12,885,000 of the elementary and secondary school emergency
36 relief III account—federal appropriation from funds attributable to
37 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
38 117-2 is provided solely to administer a grant program for community-

1 based organizations to collaborate with school districts to support
2 learning recovery and acceleration.

3 (b) \$742,367,000 of the general fund—federal appropriation
4 (CRRSA/ESSER) from funds attributable to subsection 313(c), the
5 coronavirus response and relief supplemental appropriations act, P.L.
6 116-260, division M is provided solely for subgrants to local
7 education agencies. Total subgrants awarded under this subsection
8 (~~((+33+))~~) (36)(b) and section 12, chapter 3, Laws of 2021 may not
9 exceed the federal amounts provided under subsection 313(c), the
10 coronavirus response and relief supplemental appropriations act, P.L.
11 116-260, division M.

12 (c)(i) \$46,263,000 of the general fund—federal appropriation
13 (CRRSA/GEER) is provided solely to provide emergency assistance to
14 nonpublic schools, as authorized in section 312(d), the coronavirus
15 response and relief supplemental appropriations act, P.L. 116-260,
16 division M. Total funds provided under this subsection (~~((+33+))~~) (36)
17 (c)(i) and section 13, chapter 3, Laws of 2021 may not exceed the
18 federal amounts provided in section 312(d), the coronavirus response
19 and relief supplemental appropriations act, P.L. 116-260, division M.

20 (ii) \$43,708,000 of the general fund—federal appropriation (ARPA)
21 is provided solely to provide emergency assistance to nonpublic
22 schools, as authorized in section 2002, the American rescue plan act
23 of 2021, P.L. 117-2.

24 (d) \$1,333,801,000 of the elementary and secondary school
25 emergency relief III account—federal appropriation is provided solely
26 for allocations from funds attributable to subsection 2001(e)(2) the
27 American rescue plan act of 2021, P.L. 117-2 for subgrants to local
28 education agencies.

29 (e) \$333,450,000 of the elementary and secondary school emergency
30 relief III account—federal appropriation is provided solely for
31 allocations from funds attributable to subsection 2001(e)(1), the
32 American rescue plan act of 2021, P.L. 117-2 for subgrants to local
33 education agencies to address learning loss. Total funds provided
34 under this subsection (~~((+33+))~~) (36)(e) and section 1518(33)(b) of
35 this act for the same purpose may not exceed the funding authorized
36 in this subsection (~~((+33+))~~) (36)(e).

37 (f) \$18,525,000 of the elementary and secondary school emergency
38 relief III account—federal appropriation from funds attributable to
39 subsection 2001(f)(2), the American rescue plan act of 2021, P.L.

1 117-2 is provided solely for grants to entities or organizations to
2 provide outdoor education summer enrichment programs to youth.
3 Recipients must prioritize activities or programs that:

- 4 (i) Promote students connecting socially with their classmates;
- 5 (ii) Encourage students to engage in physical activity; and
- 6 (iii) Support families who have struggled with child care needs.

7 (g) \$18,525,000 of the elementary and secondary school emergency
8 relief III account—federal appropriation from funds attributable to
9 subsection 2001(f)(3), the American rescue plan act of 2021, P.L.
10 117-2 is provided solely to support evidence-based comprehensive
11 afterschool programs.

12 (h) \$10,000,000 of the elementary and secondary school emergency
13 relief III account—federal appropriation from funds attributable to
14 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
15 117-2 is provided solely for grants to districts to expand the number
16 of dual language classrooms in early grades and professional
17 development to accelerate literacy gains in early grades, especially
18 for English learners.

19 (i) \$4,000,000 of the elementary and secondary school emergency
20 relief III account—federal appropriation from funds attributable to
21 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
22 117-2 is provided solely for grants to school districts to expand
23 career and technical education graduation pathway options, including
24 career-connected learning opportunities.

25 (j) \$4,000,000 of the elementary and secondary school emergency
26 relief III account—federal appropriation from funds attributable to
27 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
28 117-2 is provided solely for grants for supplies, equipment,
29 staffing, and services to increase access to summer meals and safe
30 school meals in the 2021-22 school year and summer prior to the start
31 of the school year.

32 (k) \$60,000 of the elementary and secondary school emergency
33 relief III account—federal appropriation from funds attributable to
34 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
35 117-2 is provided solely to support a technical advisory workgroup to
36 explore and recommend residency options for pre-service educators,
37 with a focus on educators of color and bilingual speakers and how the
38 apportionment system could support a teacher residency initiative.

1 The workgroup will provide preliminary recommendations by November 1,
2 2021, and final recommendations by November 1, 2022.

3 (l) \$78,172,000 of the general fund—federal appropriation is
4 provided solely for allocations from federal funding in response to
5 the COVID-19 pandemic as authorized in section 18003, the coronavirus
6 aid, relief, and economic security act, P.L. 116-136, division B.
7 Total funds provided under this subsection (~~((+33+))~~) (36)(l) and
8 amounts expended in the 2019-2021 fiscal biennium for the same
9 purpose may not exceed the federal amounts provided in section 18003,
10 the coronavirus response and relief supplemental appropriation act,
11 P.L. 116-136, division B.

12 (m) \$10,000,000 of the elementary and secondary school emergency
13 relief III account—federal appropriation from funds attributable to
14 subsection 2001(b), the American rescue plan act of 2021, P.L. 117-2,
15 is provided solely for the office of the superintendent of public
16 instruction to contract with the Washington school principals'
17 education foundation to support pandemic related learning loss
18 through outdoor learning and overnight camp experiences. The
19 association, in consultation with the office, must provide grants to
20 school districts that partner with an accredited residential outdoor
21 school to provide up to 20,000 fifth and sixth grade students with up
22 to five days of outdoor learning at an overnight camp. Prioritization
23 must be given to schools that have been identified for improvement
24 and students who are most impacted by opportunity gaps as determined
25 by measures of the Washington school improvement framework. Outdoor
26 schools must provide curriculum that is aligned to state learning
27 standards and provide opportunities for accelerated learning,
28 including career connected learning in field based environmental
29 science, technology, engineering, and math. Funds may be used by
30 residential outdoor schools for operational activities necessary for
31 reopening.

32 (n) \$12,000,000 of the elementary and secondary school emergency
33 relief III account—federal appropriation from funds attributable to
34 subsection 2001(b), the American rescue plan act of 2021, P.L. 117-2,
35 is provided solely for the purposes of identifying children and youth
36 experiencing homelessness and providing children and youth
37 experiencing homelessness with:

38 (i) Wrap-around services due to the challenges of the COVID-19
39 public health emergency; and

1 (ii) Assistance needed to enable children and youth experiencing
2 homelessness to attend school and participate fully in school
3 activities.

4 (o) \$27,375,000 of the general fund—state appropriation for
5 fiscal year 2022, \$79,485,000 of the general fund—federal
6 appropriation (CRRSA/ESSER), and \$93,140,000 of the elementary and
7 secondary school emergency relief III account—federal appropriation
8 are provided solely for the office of the superintendent of public
9 instruction to administer grants for the purposes of learning
10 recovery and acceleration. Allowable uses of the funds are limited
11 to:

12 (i) One-time contracts for classified, certificated, or
13 administrative staff who will provide tiered academic and social-
14 emotional supports to students most impacted by the disruption of in-
15 person learning, including locating and reengaging students who have
16 disengaged from school, one-on-one and small-group instruction, and
17 other intensive learning supports;

18 (ii) Professional learning for educators focused on learning
19 recovery and acceleration, including assessing student learning and
20 social-emotional needs, transitioning to standards-based curricula
21 and grading, adopting competency or mastery-based options
22 specifically for credit retrieval purposes, and family and student
23 engagement strategies;

24 (iii) Procuring assessment or data systems that provide
25 actionable just-in-time data regarding student progress throughout
26 the school year; and

27 (iv) Direct supports to students to improve school engagement and
28 accelerate learning.

(End of part)

PART VI
HIGHER EDUCATION

Sec. 601. 2021 c 334 s 603 (uncodified) is amended to read as follows:

PUBLIC BACCALAUREATE INSTITUTIONS

(1) The state universities, the regional universities, and The Evergreen State College must accept the transfer of college-level courses taken by students under RCW 28A.600.290 or 28A.600.300 if a student seeking a transfer of the college-level courses has been admitted to the state university, the regional university, or The Evergreen State College, and if the college-level courses are recognized as transferrable by the admitting institution of higher education.

(2) Appropriations in sections 606 through 611 of this act are sufficient to implement 2021-23 collective bargaining agreements at institutions of higher education negotiated under chapter 41.80 RCW.

(3) Within amounts appropriated to institutions in sections 606 through 611 of this act, institutions shall employ at least one full-time mental health counselor licensed under chapter 18.225 RCW who has experience working with active members of the military or military veterans, to work with student, faculty, and staff veterans, as well as their spouses and dependents, through the institution's veteran resource center.

(4) The improved economic and revenue forecast provides the ability to address compensation needs and recognize the work and commitment of the employees of higher education. Appropriations in sections 604 through 609 of this act are sufficient to implement the results of the collective bargaining process from reopening the 2021-2023 contracts for the limited purpose of bargaining over compensation.

Sec. 602. 2021 c 334 s 604 (uncodified) is amended to read as follows:

STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES

(1) Appropriations in section 605 of this act are sufficient to implement 2021-23 collective bargaining agreements at institutions of higher education negotiated under chapter 41.80 RCW and as set forth in part IX of this act.

(2) The improved economic and revenue forecast provides the ability to address compensation needs and recognize the work and commitment of the employees of higher education. Appropriations in section 603 of this act are sufficient to implement the results of the collective bargaining process from reopening the 2021-2023 contracts for the limited purpose of bargaining over compensation.

Sec. 603. 2021 c 334 s 605 (uncodified) is amended to read as follows:

FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES

| | |
|--|----------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$742,558,000)) |
| | <u>\$746,153,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$768,651,000)) |
| | <u>\$828,138,000</u> |
| General Fund—Federal Appropriation | \$55,000 |
| Community/Technical College Capital Projects | |
| Account—State Appropriation | \$22,436,000 |
| Education Legacy Trust Account—State Appropriation | ((\$159,208,000)) |
| | <u>\$159,895,000</u> |
| Workforce Education Investment Account—State | |
| Appropriation | ((\$219,259,000)) |
| | <u>\$239,188,000</u> |
| TOTAL APPROPRIATION | ((\$1,912,112,000)) |
| | <u>\$1,995,865,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$33,261,000 of the general fund—state appropriation for fiscal year 2022 and \$33,261,000 of the general fund—state appropriation for fiscal year 2023 are provided solely as special funds for training and related support services, including financial aid, as specified in RCW 28C.04.390. Funding is provided to support at least 7,170 full-time equivalent students in fiscal year 2022 and at least 7,170 full-time equivalent students in fiscal year 2023.

(2) \$5,000,000 of the general fund—state appropriation for fiscal year 2022, \$5,000,000 of the general fund—state appropriation for fiscal year 2023, and \$5,450,000 of the education legacy trust account—state appropriation are provided solely for administration and customized training contracts through the job skills program. The state board shall make an annual report by January 1st of each year

1 to the governor and to the appropriate policy and fiscal committees
2 of the legislature under RCW 43.01.036 regarding implementation of
3 this section, listing the scope of grant awards, the distribution of
4 funds by educational sector and region of the state, and the results
5 of the partnerships supported by these funds.

6 (3) \$425,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$425,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for Seattle Central College's
9 expansion of allied health programs.

10 (4)(a) \$5,250,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$5,250,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely for the
13 student achievement initiative.

14 (b) By December 1, 2021, the state board for community and
15 technical colleges must report to the appropriate committees of the
16 legislature an update on the student achievement initiative
17 including, but not limited to, the following:

18 (i) Annual change in student achievement initiative funds by
19 institution;

20 (ii) Student achievement initiative funds awarded by college by
21 performance funding category including basic skills, first 15 and 30
22 credits, retention, and completion;

23 (iii) Impact of guided pathways implementation on student
24 achievement initiative awards; and

25 (iv) Any additional private or foundation dollars invested in the
26 student achievement initiative.

27 (5) \$1,610,000 of the general fund—state appropriation for fiscal
28 year 2022, and \$1,610,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the mathematics,
30 engineering, and science achievement program.

31 (6) \$1,500,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$1,500,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for operating a fabrication
34 composite wing incumbent worker training program to be housed at the
35 Washington aerospace training and research center.

36 (7) \$100,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$100,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the aerospace center of
39 excellence currently hosted by Everett community college to:

1 (a) Increase statewide communications and outreach between
2 industry sectors, industry organizations, businesses, K-12 schools,
3 colleges, and universities;

4 (b) Enhance information technology to increase business and
5 student accessibility and use of the center's web site; and

6 (c) Act as the information entry point for prospective students
7 and job seekers regarding education, training, and employment in the
8 industry.

9 (8) (~~(\$20,759,000)~~) \$21,286,000 of the general fund—state
10 appropriation for fiscal year 2022 and (~~(\$21,154,000)~~) \$21,733,000 of
11 the general fund—state appropriation for fiscal year 2023 are
12 provided solely for the implementation of the college affordability
13 program as set forth in RCW 28B.15.066.

14 (9) Community and technical colleges are not required to send
15 mass mailings of course catalogs to residents of their districts.
16 Community and technical colleges shall consider lower cost
17 alternatives, such as mailing postcards or brochures that direct
18 individuals to online information and other ways of acquiring print
19 catalogs.

20 (10) The state board for community and technical colleges shall
21 not use funds appropriated in this section to support intercollegiate
22 athletics programs.

23 (11) \$157,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$157,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the Wenatchee Valley college
26 wildfire prevention program.

27 (12) \$150,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$150,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the Puget Sound welcome back
30 center at Highline College to create a grant program for
31 internationally trained individuals seeking employment in the
32 behavioral health field in Washington state.

33 (13) \$750,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$750,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for increased enrollments in the
36 integrated basic education and skills training program. Funding will
37 support approximately 120 additional full-time equivalent enrollments
38 annually.

1 (14)(a) The state board must provide quality assurance reports on
2 the ctcLink project at the frequency directed by the office of chief
3 information officer for review and for posting on its information
4 technology project dashboard.

5 (b) The state board must develop a technology budget using a
6 method similar to the state capital budget, identifying project
7 costs, funding sources, and anticipated deliverables through each
8 stage of the investment and across fiscal periods and biennia from
9 project initiation to implementation. The budget must be updated at
10 the frequency directed by the office of chief information officer for
11 review and for posting on its information technology project
12 dashboard.

13 (c) The office of the chief information officer may suspend the
14 ctcLink project at any time if the office of the chief information
15 officer determines that the project is not meeting or is not expected
16 to meet anticipated performance measures, implementation timelines,
17 or budget estimates. Once suspension or termination occurs, the state
18 board shall not make additional expenditures on the ctcLink project
19 without approval of the chief information officer. The ctcLink
20 project funded through the community and technical college innovation
21 account created in RCW 28B.50.515 is subject to the conditions,
22 limitations, and review provided in section 701 of this act.

23 (15) \$216,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$216,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the opportunity center for
26 employment and education at North Seattle College.

27 (16) \$500,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$500,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for Highline College to
30 implement the Federal Way higher education initiative in partnership
31 with the city of Federal Way and the University of Washington Tacoma
32 campus.

33 (17) \$350,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$350,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for Peninsula College to
36 maintain the annual cohorts of the specified programs as follows:

37 (a) Medical assisting, 40 students;

38 (b) Nursing assistant, 60 students; and

39 (c) Registered nursing, 32 students.

1 (18) \$338,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$338,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the Washington state labor
4 education and research center at South Seattle College.

5 (19) \$150,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$150,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the aerospace and advanced
8 manufacturing center of excellence hosted by Everett Community
9 College to develop a semiconductor and electronics manufacturing
10 branch in Vancouver.

11 (20) \$15,220,000 of the workforce education investment account—
12 state appropriation is provided solely for college operating costs,
13 including compensation and central services, in recognition that
14 these costs exceed estimated increases in undergraduate operating fee
15 revenue as a result of RCW 28B.15.067.

16 (21) \$15,220,000 of the workforce education investment account—
17 state appropriation is provided solely for employee compensation,
18 academic program enhancements, student support services, and other
19 institutional priorities that maintain a quality academic experience
20 for Washington students.

21 (22) \$1,500,000 of the general fund—state appropriation for
22 fiscal year 2022, \$1,500,000 of the general fund—state appropriation
23 for fiscal year 2023, and \$75,847,000 of the workforce education
24 investment account—state appropriation are provided solely for
25 statewide implementation of guided pathways at each of the state's
26 community and technical colleges or similar programs designed to
27 improve student success, including, but not limited to, academic
28 program redesign, student advising, and other student supports.

29 (23) \$100,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$100,000 of the general fund—state appropriation for
31 fiscal 2023 are provided solely for a reentry navigator position at
32 Olympic College to assist formerly incarcerated people gain
33 admittance into college. A report shall be submitted to the
34 legislature by December 1, 2022, on admittance rates on formerly
35 incarcerated individuals, effective methods of contact and engagement
36 of formerly incarcerated individuals, and how guided pathways can be
37 assisted with reentry navigator positions.

1 (24) \$40,800,000 of the workforce education investment account—
2 state appropriation is provided solely to continue to fund nurse
3 educator salaries.

4 (25) \$40,000,000 of the workforce education investment account—
5 state appropriation is provided to continue to fund high-demand
6 program faculty salaries, including but not limited to nurse
7 educators, other health-related professions, information technology,
8 computer science, and trades.

9 (26) \$8,000,000 of the workforce education investment account—
10 state appropriation is provided solely for the state board for
11 community and technical colleges to expand high-demand and career
12 launch enrollments, as provided under RCW 28C.30.020. Within the
13 amounts provided in this subsection (26):

14 (a) \$6,000,000 of the amounts in this subsection (26) are
15 provided for expansion of career launch enrollments, as provided
16 under RCW 28C.30.020.

17 (b) \$2,000,000 of the amounts in this subsection (26) are
18 provided for expansion of enrollments in high demand programs. These
19 programs include, but are not limited to, allied health, computer and
20 information science, manufacturing, and other fields identified by
21 the state board for community and technical colleges.

22 (c) The state board for community and technical colleges may
23 transfer amounts between (a) and (b) of this subsection (26) if
24 either program does not have sufficient demand to spend the allocated
25 funding. Any transfer must be approved by the state board for
26 community and technical colleges and the office of financial
27 management.

28 (27) \$750,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$750,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely to the state board for community
31 and technical colleges to support the completion of the English 101
32 curriculum review to remove barriers to student success. A report
33 should be submitted to the appropriate committees of the legislature
34 under RCW 43.01.036 by June 30, 2023, or upon the completion of the
35 English 101 review to report on lessons learned, best practices, and
36 recommendations for completion of additional curricula reviews.

37 (28) \$8,000,000 of the workforce education investment account—
38 state appropriation is provided solely for the emergency assistance
39 grant program in RCW 28B.50.295.

1 (29) \$10,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for the state board for community and
3 technical colleges to coordinate with the Washington student
4 achievement council task force as described in section 612(6) of this
5 act to provide the following running start data for fiscal year 2019,
6 fiscal year 2020, and fiscal year 2021, for each community and
7 technical college:

8 (a) The total number of running start students served by
9 headcount and full-time equivalent;

10 (b) The total amount of running start revenue received through
11 apportionment as allocated with the running start rate by the office
12 of the superintendent of public instruction through local school
13 districts;

14 (c) Course completion rates for running start students;

15 (d) A list of courses by two-digit classification of
16 instructional program code and the number of running start students
17 in each course;

18 (e) A list of career and technical education area courses and the
19 number of running start students in each course;

20 (f) The number of students at each community or technical college
21 receiving complete fee waivers as required by RCW 28A.600.310(3)(a);
22 and

23 (g) The method used by each college to determine running start
24 fee waiver eligibility, including any policies adopted by the college
25 or its program.

26 (30) \$16,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$91,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for implementation of Second
29 Substitute House Bill No. 1044 (prison to postsecondary ed.). (~~If~~
30 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
31 ~~this subsection shall lapse.~~)

32 (31) \$516,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$516,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for implementation of Substitute
35 House Bill No. 1166 (college students pilot). (~~If the bill is not~~
36 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
37 ~~shall lapse.~~)

38 (32) \$350,000 of the general fund—state appropriation for fiscal
39 year 2022 is provided solely for implementation of Engrossed

1 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
2 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
3 ~~subsection shall lapse.~~)

4 (33) \$2,048,000 of the general fund—state appropriation for
5 fiscal year 2022 and \$1,119,000 of the general fund—state
6 appropriation for fiscal year 2023 are provided solely for
7 implementation of Engrossed Second Substitute Senate Bill No. 5227
8 (diversity, etc./higher education). (~~If the bill is not enacted by~~
9 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

10 (34) \$15,848,000 of the workforce education investment account—
11 state appropriation is provided solely for implementation of
12 Engrossed Second Substitute Senate Bill No. 5194 (equity and access
13 in higher education). (~~If the bill is not enacted by June 30, 2021,~~
14 ~~the amount provided in this subsection shall lapse.~~)

15 (35) \$3,750,000 of the workforce education investment account—
16 state appropriation is provided solely for a grant pool that would be
17 available to all 34 community and technical colleges that offer
18 commercial driving license trainings. The state board for community
19 and technical colleges must collaborate with the department of
20 corrections and the department of licensing to develop a prerelease
21 commercial driving license pilot program.

22 (36) \$5,800,000 of the workforce education investment account—
23 state appropriation is provided solely for grants for nursing
24 programs to purchase or upgrade simulation laboratory equipment.

25 (37) \$7,223,000 of the workforce education investment account—
26 state appropriation is provided solely for cybersecurity workforce
27 education.

28 (38) \$1,000,000 of the general fund—state appropriation for
29 fiscal year 2022 and \$7,000,000 of the general fund—state
30 appropriation for fiscal year 2023 is provided solely for health care
31 workforce grants for students.

32 (39) \$6,664,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely for financial aid access and
34 support.

35 (40) \$1,500,000 of the general fund—state appropriation for
36 fiscal year 2023 is provided solely for the development of a climate
37 solutions and climate justice curriculum.

(41) \$2,932,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the expansion of the homeless student assistance pilot program.

(42) \$3,072,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for refugee education. The state board for community and technical colleges will expand existing programming to enable colleges and community-based organizations to build educational pathways that will address the specific and varied needs of Afghan refugees and connect refugees to other state resources.

Sec. 604. 2021 c 334 s 606 (uncodified) is amended to read as follows:

FOR THE UNIVERSITY OF WASHINGTON

| | |
|--|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$394,246,000)) |
| | <u>\$395,522,000</u> |

| | |
|--|--------------------------------|
| General Fund—State Appropriation (FY 2023) | ((\$403,164,000)) |
| | <u>\$422,655,000</u> |

| | |
|--|------------------------------|
| Aquatic Lands Enhancement Account—State Appropriation | ((\$1,619,000)) |
| | <u>\$1,630,000</u> |

| | |
|--|-------------|
| University of Washington Building Account—State Appropriation | \$1,546,000 |
|--|-------------|

| | |
|--|-------------------------------|
| Education Legacy Trust Account—State Appropriation | ((\$36,708,000)) |
| | <u>\$37,020,000</u> |

| | |
|---|------------------------------|
| Economic Development Strategic Reserve Account—State Appropriation | ((\$3,094,000)) |
| | <u>\$3,101,000</u> |

| | |
|--------------------------------------|----------------------------|
| Biotoxin Account—State Appropriation | ((\$605,000)) |
| | <u>\$609,000</u> |

| | |
|--|-----------|
| Dedicated Marijuana Account—State Appropriation (FY 2022) | \$263,000 |
|--|-----------|

| | |
|--|----------------------------|
| Dedicated Marijuana Account—State Appropriation (FY 2023) | ((\$263,000)) |
| | <u>\$267,000</u> |

| | |
|--------------------------------------|------------------------------|
| Accident Account—State Appropriation | ((\$7,874,000)) |
| | <u>\$7,988,000</u> |

| | |
|---|------------------------------|
| Medical Aid Account—State Appropriation | ((\$7,468,000)) |
| | <u>\$7,564,000</u> |

| | | |
|---|--|--------------------------------|
| 1 | Workforce Education Investment Account—State | |
| 2 | Appropriation. | ((\$49,853,000)) |
| 3 | | <u>\$52,333,000</u> |
| 4 | Geoduck Aquaculture Research Account—State | |
| 5 | Appropriation. | ((\$15,000)) |
| 6 | | <u>\$22,000</u> |
| 7 | TOTAL APPROPRIATION. | ((\$906,718,000)) |
| 8 | | <u>\$930,520,000</u> |

9 The appropriations in this section are subject to the following
10 conditions and limitations:

11 (1) ((~~\$43,087,000~~)) \$44,180,000 of the general fund—state
12 appropriation for fiscal year 2022 and ((~~\$43,905,000~~)) \$45,107,000 of
13 the general fund—state appropriation for fiscal year 2023 are
14 provided solely for the implementation of the college affordability
15 program as set forth in RCW 28B.15.066.

16 (2) \$200,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$200,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for labor archives of
19 Washington. The university shall work in collaboration with the state
20 board for community and technical colleges.

21 (3) \$8,000,000 of the education legacy trust account—state
22 appropriation is provided solely for the family medicine residency
23 network at the university to maintain the number of residency slots
24 available in Washington.

25 (4) The university must continue work with the education research
26 and data center to demonstrate progress in computer science and
27 engineering enrollments. By September 1st of each year, the
28 university shall provide a report including but not limited to the
29 cost per student, student completion rates, and the number of low-
30 income students enrolled in each program, any process changes or
31 best-practices implemented by the university, and how many students
32 are enrolled in computer science and engineering programs above the
33 prior academic year.

34 (5) \$14,000,000 of the education legacy trust account—state
35 appropriation is provided solely for the expansion of degrees in the
36 department of computer science and engineering at the Seattle campus.

37 (6) \$3,062,000 of the economic development strategic reserve
38 account—state appropriation is provided solely to support the joint
39 center for aerospace innovation technology.

(7) The University of Washington shall not use funds appropriated in this section to support intercollegiate athletics programs.

(8) \$7,345,000 of the general fund—state appropriation for fiscal year 2022 and \$7,345,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the continued operations and expansion of the Washington, Wyoming, Alaska, Montana, Idaho medical school program.

(9) \$2,625,000 of the general fund—state appropriation for fiscal year 2022 and \$2,625,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the institute for stem cell and regenerative medicine. Funds appropriated in this subsection must be dedicated to research utilizing pluripotent stem cells and related research methods.

(10) \$500,000 of the general fund—state appropriation for fiscal year 2022 and \$500,000 of the general fund—state appropriation for fiscal year 2023 are provided to the University of Washington to support youth and young adults experiencing homelessness in the university district of Seattle. Funding is provided for the university to work with community service providers and university colleges and departments to plan for and implement a comprehensive one-stop center with navigation services for homeless youth; the university may contract with the department of commerce to expand services that serve homeless youth in the university district.

(11) \$1,200,000 of the general fund—state appropriation for fiscal year 2022 and \$1,800,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the adult psychiatry residency program at the University of Washington to offer additional residency positions that are approved by the accreditation council for graduate medical education.

(12) \$172,000 of the general fund—state appropriation for fiscal year 2022 and \$172,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a University of Washington study in the south Cascades to determine current wolf use and density, and to gather baseline data to understand the effects of wolf recolonization on predator-prey dynamics of species that currently have established populations in the area.

(a) The study objectives shall include:

(i) Determination of whether wolves have started to recolonize a 5,000 square kilometer study area in the south Cascades of

1 Washington, and if so, an assessment of their distribution over the
2 landscape as well as their health and pregnancy rates;

3 (ii) Baseline data collection, if wolves have not yet established
4 pack territories in this portion of the state, that will allow for
5 the assessment of how the functional densities and diets of wolves
6 across the landscape will affect the densities and diets in the
7 following predators and prey: Coyote, cougar, black bear, bobcat, red
8 fox, wolverine, elk, white tailed deer, mule deer, moose, caribou,
9 and snowshoe hare;

10 (iii) Examination of whether the microbiome of each species
11 changes as wolves start to occupy suitable habitat; and

12 (iv) An assessment of the use of alternative wildlife monitoring
13 tools to cost-effectively monitor size of the wolf population over
14 the long-term.

15 (b) A report on the findings of the study shall be shared with
16 the Washington department of fish and wildlife.

17 (13)(a) \$20,000,000 of the general fund—state appropriation for
18 fiscal year 2022 and \$20,000,000 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely to support the
20 operations and teaching mission of the Harborview Medical Center and
21 the University of Washington Medical Center.

22 (b) By December 1, 2022, the University of Washington must report
23 to the appropriate committees of the legislature the impact of the
24 funding in (a) of this subsection on the fiscal position of
25 Harborview medical center and the University of Washington medical
26 center in the 2021-2023 fiscal biennium. To ensure transparency,
27 consistency, accuracy, and clarity, the report must:

28 (i) Follow generally accepted accounting principles;

29 (ii) Use generally accepted terms and define those terms;

30 (iii) Provide data on revenue and expenses, using standard
31 formats already in existence, such as comprehensive hospital abstract
32 reporting system (CHARS) data, and delineated by functional areas of
33 state government;

34 (iv) Incorporate wherever possible publicly available data, as a
35 public institution including, but not limited to, the following
36 sources:

37 (A) CHARS;

38 (B) Comprehensive annual financial reports; and

39 (C) The most recent independent auditor report, including
40 financial statements connected to the report; and

1 (v) Provide supporting documentation.

2 (14) \$1,000,000 of the general fund—state appropriation for
3 fiscal year 2022 and \$1,000,000 of the general fund—appropriation for
4 fiscal year 2023 are provided solely for the University of
5 Washington's psychiatry integrated care training program.

6 (15) \$426,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$640,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for child and adolescent
9 psychiatry residency positions that are approved by the accreditation
10 council for graduate medical education, as provided in RCW
11 28B.20.445.

12 (16) \$1,000,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$1,000,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for the
15 University of Washington School of Dentistry to support its role as a
16 major oral health provider to individuals covered by medicaid and the
17 uninsured.

18 (17) \$200,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$200,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the pre-law pipeline and
21 social justice program at the University of Washington-Tacoma.

22 (18) \$226,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$226,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the university's neurology
25 department to create a telemedicine program to disseminate dementia
26 care best practices to primary care practitioners using the project
27 ECHO model. The program shall provide a virtual connection for
28 providers and content experts and include didactics, case
29 conferences, and an emphasis on practice transformation and systems-
30 level issues that affect care delivery. The initial users of this
31 program shall include referral sources in health care systems and
32 clinics, such as the university's neighborhood clinics and Virginia
33 Mason Memorial in Yakima with a goal of adding 15 to 20 providers
34 from smaller clinics and practices per year.

35 (19) \$102,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$102,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the university's center for
38 international trade in forest products.

1 (20) \$625,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$625,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the Latino center for
4 health.

5 (21) \$500,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$500,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for a firearm policy research
8 program. The program will:

9 (a) Support investigations of firearm death and injury risk
10 factors;

11 (b) Evaluate the effectiveness of state firearm laws and
12 policies;

13 (c) Assess the consequences of firearm violence; and

14 (d) Develop strategies to reduce the toll of firearm violence to
15 citizens of the state.

16 (22) \$463,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$400,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the climate impacts group in
19 the college of the environment.

20 (23) \$225,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$75,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the climate impacts group in
23 the college of the environment to provide an updated climate impacts
24 risk assessment designed to inform future updates to the statewide
25 climate resilience strategy. The group must coordinate with the
26 office of the governor to refine the scope of assessment. The final
27 report and associated deliverables must be completed and submitted to
28 the governor and appropriate committees of the legislature by
29 December 15, 2022.

30 (24) \$300,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$300,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the college of education to
33 collaborate with teacher preparation programs and the office of the
34 superintendent of public instruction to develop open access climate
35 science educational curriculum for use in teacher preparation
36 programs.

37 (25) \$300,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$300,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the Harry Bridges center for

1 labor studies. The center shall work in collaboration with the state
2 board for community and technical colleges.

3 (26) \$21,461,000 of the workforce education investment account—
4 state appropriation is provided solely for institution operating
5 costs, including compensation and central services, in recognition
6 that these costs exceed estimated increases in undergraduate
7 operating fee revenue as a result of RCW 28B.15.067.

8 (27) \$8,000,000 of the workforce education investment account—
9 state appropriation is provided solely for employee compensation,
10 academic program enhancements, student support services, and other
11 institutional priorities that maintain a quality academic experience
12 for Washington students.

13 (28) \$8,000,000 of the workforce education investment account—
14 state appropriation is provided solely to maintain degree production
15 in the college of engineering at the Seattle campus.

16 (29) \$1,000,000 of the workforce education investment account—
17 state appropriation is provided solely to maintain the Washington
18 state academic redshirt program.

19 (30) \$2,700,000 of the workforce education investment account—
20 state appropriation is provided solely to maintain degree capacity
21 and undergraduate enrollments in engineering, mathematics, and
22 science programs to support the biomedical innovation partnership
23 zone at the Bothell campus.

24 (31) \$3,268,000 of the workforce education investment account—
25 state appropriation is provided solely to maintain bachelor of
26 science programs in mechanical and civil engineering to support
27 increased student and local employer demand for graduates in these
28 fields at the Tacoma campus.

29 (32) \$150,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$150,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for Washington mathematics,
32 engineering, science achievement programs to provide enrichment
33 opportunities in mathematics, engineering, science, and technology to
34 students who are traditionally underrepresented in these programs.

35 (33) \$75,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$75,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for a community care coordinator
38 for transitional-age youth for the doorway project in partnership
39 with the Seattle campus.

1 (34) \$4,000,000 of the workforce education investment account—
2 state appropriation is provided solely for the expansion of the Paul
3 G. Allen school of computer science and engineering in order to award
4 an additional 100 degrees per year focusing on traditionally
5 underrepresented students. A report on degrees awarded must be
6 submitted to the appropriate committees of the legislature June 30,
7 2022, and June 30, 2023.

8 (35) \$45,000 of the general fund—state appropriation for fiscal
9 year 2022 is provided solely for the community immersion law
10 enforcement project at the Tacoma campus.

11 (36)(a) \$200,000 of the general fund—state appropriation for
12 fiscal year 2022 is provided solely for research to determine the use
13 and effectiveness of restorative justice, including for hate crime
14 victims and individuals who commit hate crimes. Researchers shall
15 engage in listening sessions with impacted communities, which must
16 include tribal governments and community-based organizations.
17 Researchers shall consult with judges, prosecutors, defense
18 attorneys, victim advocates, impacted communities, and community
19 based restorative justice agencies to inform whether restorative
20 justice would be an effective public policy option to:

21 (i) Provide healing support for individual hate crime victims and
22 their communities;

23 (ii) Provide accountability processes for individuals who commit
24 hate crimes;

25 (iii) Provide opportunities for individuals who commit hate
26 crimes to learn about the impact of their crimes and repair the
27 damage;

28 (iv) Repair interpersonal and communal relationships;

29 (v) Reduce hate crime offender recidivism; and

30 (vi) Determine if restorative justice could be equally available
31 to all victims and communities.

32 (b) The researcher shall provide a report to the relevant
33 committees of the legislature under RCW 43.01.036 by December 1,
34 2021. The report must include best practice recommendations for
35 establishing a restorative justice program and required data
36 collection to address hate crimes in Washington. The report shall
37 include how restorative justice recommendations can be implemented in
38 conjunction with the recommendations of the hate crime advisory
39 working group established in RCW 43.10.300.

1 (37) \$250,000 of the general fund-state appropriation for fiscal
2 year 2022 is provided solely for scholarships to students in the
3 applied child and adolescent psychology masters program. Priority
4 should be given to traditionally underrepresented students and those
5 students who are bilingual.

6 (38) \$200,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$200,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely to expand a series of online
9 courses related to behavioral health and student well-being that are
10 currently offered at the Bothell campus for school district staff.
11 The standards for the courses must be consistent with knowledge,
12 skill, and performance standards related to mental health and well-
13 being of public school students. The online courses must provide:

14 (a) Foundational knowledge in behavioral health, mental health,
15 and mental illness;

16 (b) Information on how to assess, intervene upon, and refer
17 behavioral health and intersection of behavioral health and substance
18 use issues; and

19 (c) Approaches to promote health and positively influence student
20 health behaviors.

21 (39) To ensure transparency and accountability, in the 2021-2023
22 fiscal biennium the University of Washington shall comply with any
23 and all financial and accountability audits by the Washington state
24 auditor including any and all audits of university services offered
25 to the general public, including those offered through any public-
26 private partnership, business venture, affiliation, or joint venture
27 with a public or private entity, except the government of the United
28 States. The university shall comply with all state auditor requests
29 for the university's financial and business information including the
30 university's governance and financial participation in these public-
31 private partnerships, business ventures, affiliations, or joint
32 ventures with a public or private entity. In any instance in which
33 the university declines to produce the information to the state
34 auditor, the university will provide the state auditor a brief
35 summary of the documents withheld and a citation of the legal or
36 contractual provision that prevents disclosure. The summaries must be
37 compiled into a report by the state auditor and provided on a
38 quarterly basis to the legislature.

1 (40) \$50,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for the department of environmental and
3 occupational health sciences to provide an air quality report. The
4 report will study the relationship between indoor and outdoor
5 ultrafine particle air quality at sites with vulnerable populations,
6 such as schools or locations underneath flight paths within 10 miles
7 of Sea-Tac airport. The report recommendations must include an item
8 addressing filtration systems at select locations with vulnerable
9 populations. The report shall be submitted to the house environment
10 and energy committee and the senate environment, energy and
11 technology committee by December 15, 2021.

12 (41) \$100,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$100,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the Burke museum of natural
15 history and culture to make education programs offered by the museum
16 accessible to more students across Washington, especially students in
17 underserved schools and locations. The funding shall be used for:

18 (a) Increasing the number of students who participate in Burke
19 education programs at reduced or no cost;

20 (b) Providing bus reimbursement for students visiting the museum
21 on field trips and to support travel to bring museum programs across
22 the state; and

23 (c) Staff who will form partnerships with school districts to
24 serve statewide communities more efficiently and equitably through
25 the Burkemobile program.

26 (42)(a) \$100,000 of the general fund—state appropriation for
27 fiscal year 2022 is provided solely for the center for cannabis
28 research at the university to collaborate with the Washington State
29 University collaboration on cannabis policy, research, and outreach
30 to create frameworks for future studies. Each framework will include
31 the length of time to complete, research licenses necessary, cost,
32 literature review of national and international research, and a scope
33 of work to be completed. The following frameworks shall be compiled
34 in a report:

35 (i) Measuring and assessing impairment due to marijuana use; and

36 (ii) Correlation between age of use, dosage of use, and
37 appearance of occurrence of cannabis induced psychosis.

38 (b) The report on the frameworks must be submitted to the
39 appropriate committees of the legislature by December 1, 2021.

1 (43) \$205,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$205,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the university's center for
4 human rights. The appropriation must be used to supplement, not
5 supplant, other funding sources for the center for human rights.

6 (44) \$143,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$143,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely to the University of Washington
9 for the establishment and operation of the state forensic
10 anthropologist. The university shall work in conjunction with and
11 provide the full funding directly to the King county medical
12 examiner's office to support the statewide work of the state forensic
13 anthropologist.

14 (45) \$450,000 of the general fund—state appropriation for fiscal
15 year 2022 is provided solely to the University of Washington school
16 of medicine for the development of simulation training devices at the
17 Harborview medical center's paramedic training program.

18 (46) \$64,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$64,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for one full-time mental health
21 counselor licensed under chapter 18.225 RCW who has experience and
22 training specifically related to working with active members of the
23 military or military veterans.

24 (47) \$557,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$443,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the creation of the center
27 for environmental forensic science.

28 (48) \$80,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$80,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the college of education to
31 partner with school districts to continue the math improvement pilot
32 program.

33 (49) \$150,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$150,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the university to conduct
36 monitoring and research related to Puget Sound kelp conservation and
37 recovery.

38 (50) \$20,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$10,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely to expand online tutorial and link to web-based, continuing education funded by the centers for disease control for training for the primary care health workforce regarding the protocols for perinatal monitoring, birth-dose immunization, early diagnosis, linkage to care, and treatment for persons diagnosed with chronic hepatitis B or hepatitis using a telehealth model operated by the University of Washington.

(a) Training shall:

(i) Focus on increased provider proficiency and increased number of trained providers in areas with high rates of reported cases of hepatitis B or hepatitis, including regions with high incidence of drug use or upward trend of children who have not received hepatitis B virus vaccinations according to centers for disease control recommendations; and

(ii) Provide access to:

(A) University of Washington medicine specialists in infectious diseases, hepatology, and addiction medicine;

(B) Brief updates on evidence-based strategies to diagnose, treat, and manage acute and chronic hepatitis B, acute and chronic hepatitis C, or coinfections;

(C) Continuing medical education credits per hour of participation; and

(D) Phone consultation with specialists during nonscheduled time for patients who experience complications.

(b) All digital and hardcopy training, educational, and outreach materials for this program must be culturally relevant and linguistically diverse.

(51)(a) \$108,000 of the general fund—state appropriation for fiscal year 2022 and \$52,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the University of Washington Evans school of public policy and governance to conduct a boater safety analysis, including, but not limited to, the following:

(i) The prevalence of boating fatalities and rescues in Washington state;

(ii) A comparison of Washington's rates of fatalities and rescues to other states; and

(iii) Recommendations of effective and collective ways to increase boater safety in the state.

(b) The Evans school may convene stakeholders to analyze data and make recommendations. By December 31, 2022, the Evans school must

1 submit a report of findings and recommendations to the appropriate
2 committees of the legislature.

3 (52) \$736,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Engrossed Second
5 Substitute House Bill No. 1272 (health system transparency). ~~((If the
6 bill is not enacted by June 30, 2021, the amount provided in this
7 subsection shall lapse.))~~

8 (53) \$159,000 of the general fund—state appropriation for fiscal
9 year 2022 is provided solely for implementation of Engrossed
10 Substitute House Bill No. 1273 (menstrual products/schools). ~~((If the
11 bill is not enacted by June 30, 2021, the amounts provided in this
12 subsection shall lapse.))~~

13 (54) \$125,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$125,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for implementation of Engrossed
16 Second Substitute House Bill No. 1335 (racial restrictions/review).
17 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
18 in this subsection shall lapse.))~~

19 (55) \$24,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$25,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for implementation of Engrossed
22 Substitute House Bill No. 1196 (audio-only telemedicine). ~~((If the
23 bill is not enacted by June 30, 2021, the amounts provided in this
24 subsection shall lapse.))~~

25 (56) \$69,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$69,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for implementation of Engrossed
28 Second Substitute Senate Bill No. 5194 (equity and access in higher
29 education). ~~((If the bill is not enacted by June 30, 2021, the
30 amounts provided in this subsection shall lapse.))~~

31 (57) \$60,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$60,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for implementation of Engrossed
34 Second Substitute Senate Bill No. 5141 (environmental justice task
35 force recs). ~~((If the bill is not enacted by June 30, 2021, the
36 amounts provided in this subsection shall lapse.))~~

37 (58) \$146,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$158,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for implementation of Engrossed

1 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
2 education). (~~If the bill is not enacted by June 30, 2021, the~~
3 ~~amounts provided in this subsection shall lapse.~~)

4 (59) \$422,000 of the general fund—state appropriation for fiscal
5 year 2022 is provided solely for implementation of chapter 6, Laws of
6 2021 (Engrossed Substitute Senate Bill No. 5272).

7 (60) The appropriations in this section include sufficient
8 funding for the implementation of chapter 96, Laws of 2021
9 (Substitute Senate Bill No. 5228).

10 (61) \$50,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$1,782,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for implementation of Engrossed
13 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~
14 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
15 ~~this subsection shall lapse.~~)

16 (62) \$125,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$125,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for an increase in financial
19 student assistance in public service oriented graduate and
20 professional degree programs, referred to as "fee-based" programs,
21 whose tuition for public service degrees is over \$35,000 per year.
22 Programs shall create mechanisms to prioritize assistance to
23 traditionally underrepresented students, specifically those who have
24 expressed a commitment to service in the physician assistant,
25 community oriented public health, or social work programs. The
26 institution may offer financial assistance for students that
27 volunteer or work with public health agencies, including as contact
28 tracers.

29 (63) \$2,000,000 of the workforce education investment account—
30 state appropriation is provided solely for computer science
31 expansion.

32 (64) \$1,250,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely for the community-engagement test
34 to facilitate clean energy transitions by partnering with
35 communities, utilities, and project developers.

36 (65) \$2,000,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely for staffing and operational
38 expenditures related to the battery fabrication testbed.

1 (66) The supporting capital costs for expanding the clean energy
2 testbeds network is established in section 5011, chapter . . . , Laws
3 of 2022 (the 2022 supplemental omnibus capital budget).

4 (67) \$500,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for the University of Washington medical
6 school to collaborate with the office of the superintendent of public
7 instruction, the commission on African American affairs, the
8 commission on Hispanic affairs, the commission on Asian Pacific
9 American affairs, and the governor's office of Indian affairs to
10 provide mentoring, career awareness, and preparation for students of
11 color in grades 6 and up who are interested in pursuing a career in
12 medicine.

13 (68) \$621,000 of the general fund—state appropriation for fiscal
14 year 2023 is provided solely for maintenance and operation costs for
15 the Milgard hall at University of Washington—Tacoma.

16 (69) \$505,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for pharmacy behavioral health. The
18 University of Washington school of pharmacy/medicine pharmacy
19 services will hire two residency training positions and one
20 behavioral health faculty to create a residency program focused on
21 behavioral health.

22 (70) \$800,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for an intensive study of community
24 health metrics, disparities, and drivers in rural and Eastern
25 Washington by the institute for health metrics and evaluation.

26 **Sec. 605.** 2021 c 334 s 607 (uncodified) is amended to read as
27 follows:

28 **FOR WASHINGTON STATE UNIVERSITY**

29 General Fund—State Appropriation (FY 2022). ((~~\$245,660,000~~))
30 \$246,310,000

31 General Fund—State Appropriation (FY 2023). ((~~\$251,842,000~~))
32 \$262,150,000

33 General Fund—Federal Appropriation. \$500,000

34 Washington State University Building Account—State
35 Appropriation. \$792,000

36 Education Legacy Trust Account—State Appropriation. . . . \$33,995,000

37 Model Toxics Control Operating Account—State
38 Appropriation. \$2,076,000

| | | |
|----|---|--------------------------------|
| 1 | Dedicated Marijuana Account—State Appropriation | |
| 2 | (FY 2022). | \$138,000 |
| 3 | Dedicated Marijuana Account—State Appropriation | |
| 4 | (FY 2023). | \$138,000 |
| 5 | Workforce Education Investment Account—State | |
| 6 | Appropriation. | ((\$29,680,000)) |
| 7 | | <u>\$34,128,000</u> |
| 8 | Waste Reduction, Recycling, and Litter Control | |
| 9 | Account—State Appropriation. | \$331,000 |
| 10 | TOTAL APPROPRIATION. | ((\$565,152,000)) |
| 11 | | <u>\$580,558,000</u> |

12 The appropriations in this section are subject to the following
13 conditions and limitations:

14 (1) \$90,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$90,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for a rural economic development
17 and outreach coordinator.

18 (2) The university must continue work with the education research
19 and data center to demonstrate progress in computer science and
20 engineering enrollments. By September 1st of each year, the
21 university shall provide a report including but not limited to the
22 cost per student, student completion rates, and the number of low-
23 income students enrolled in each program, any process changes or
24 best-practices implemented by the university, and how many students
25 are enrolled in computer science and engineering programs above the
26 prior academic year.

27 (3) \$500,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$500,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for state match requirements
30 related to the federal aviation administration grant.

31 (4) Washington State University shall not use funds appropriated
32 in this section to support intercollegiate athletic programs.

33 (5) \$7,000,000 of the general fund—state appropriation for fiscal
34 year 2022, \$7,000,000 of the general fund—state appropriation for
35 fiscal year 2023, and \$22,800,000 of the workforce education
36 investment account—state appropriation are provided solely for the
37 continued development and operations of a medical school program in
38 Spokane.

(6) \$135,000 of the general fund—state appropriation for fiscal year 2022 and \$135,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a honey bee biology research position.

(7) (~~(\$30,628,000)~~) \$31,405,000 of the general fund—state appropriation for fiscal year 2022 and (~~(\$31,210,000)~~) \$32,064,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(8) \$580,000 of the general fund—state appropriation for fiscal year 2022 and \$580,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the development of an organic agriculture systems degree program located at the university center in Everett.

(9) \$630,000 of the general fund—state appropriation for fiscal year 2022 and \$630,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the creation of an electrical engineering program located in Bremerton. At full implementation, the university is expected to increase degree production by 25 new bachelor's degrees per year. The university must identify these students separately when providing data to the education research data center as required in subsection (2) of this section.

(10) \$1,370,000 of the general fund—state appropriation for fiscal year 2022 and \$1,370,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the creation of software engineering and data analytic programs at the university center in Everett. At full implementation, the university is expected to enroll 50 students per academic year. The university must identify these students separately when providing data to the education research data center as required in subsection (2) of this section.

(11) General fund—state appropriations in this section are reduced to reflect a reduction in state-supported tuition waivers for graduate students. When reducing tuition waivers, the university will not change its practices and procedures for providing eligible veterans with tuition waivers.

(12) \$1,154,000 of the general fund—state appropriation for fiscal year 2022 and \$1,154,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for
2 implementation of chapter 36, Laws of 2017 3rd sp. sess. (renewable
3 energy, tax incentives).

4 (13) \$376,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$376,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for chapter 202, Laws of 2017
7 (E2SHB 1713) (children's mental health).

8 (14) \$585,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$585,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for implementation of chapter
11 159, Laws of 2017 (2SSB 5474) (elk hoof disease).

12 (15)(a) \$500,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$500,000 of the general fund—state appropriation
14 for fiscal year 2023 are provided solely for the joint center for
15 deployment and research in earth abundant materials.

16 (b) By December 1, 2021, the joint center for deployment and
17 research in earth abundant materials must report to the appropriate
18 committees of the legislature on the center's research grant program,
19 including but not limited to the following:

20 (i) The annual amount of funding available for the grant program,
21 including any private or foundation dollars;

22 (ii) The average award amount per project;

23 (iii) The educational impact of funded projects on high schools
24 and community and technical colleges; and

25 (iv) The impact of project findings on technologies in Washington
26 using earth-abundant materials.

27 (16) \$2,076,000 of the model toxics control operating account—
28 state appropriation is provided solely for the university's soil
29 health initiative and its network of long-term agroecological
30 research and extension (LTARE) sites. The network must include a
31 Mount Vernon REC site.

32 (17) \$6,880,000 of the workforce education investment account—
33 state appropriation is provided solely for institution operating
34 costs, including compensation and central services, in recognition
35 that these costs exceed estimated increases in undergraduate
36 operating fee revenue as a result of RCW 28B.15.067.

37 (18) \$20,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$20,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the office of clean

1 technology to convene a sustainable aviation biofuels work group to
2 further the development of sustainable aviation fuel as a productive
3 industry in Washington. The work group must include members from the
4 legislature and sectors involved in sustainable aviation biofuels
5 research, development, production, and utilization. The work group
6 must provide a report including any pertinent recommendations to the
7 governor and appropriate committees of the legislature by December 1,
8 2022.

9 (19) \$500,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for Washington State University's energy
11 program to launch a least-conflict priority solar siting pilot
12 project in the Columbia basin of eastern and central Washington. This
13 program shall engage all relevant stakeholders to identify priority
14 areas where there is the least amount of potential conflict in the
15 siting of utility scale PV solar and to develop a map highlighting
16 these areas. The program shall also compile the latest information on
17 opportunities for dual-use and colocation of PV solar with other land
18 values. The appropriation is the maximum amount the department may
19 expend for this purpose.

20 (20) \$42,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$42,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for one full-time mental health
23 counselor licensed under chapter 18.225 RCW who has experience and
24 training specifically related to working with active members of the
25 military or military veterans.

26 (21) \$175,000 of the general fund—state appropriation for fiscal
27 year 2022 is provided solely for the William D. Ruckelshaus center to
28 partner with the Washington State University for the continued work
29 of the Washington state criminal sentencing task force established in
30 section 1002 of this act.

31 (22)(a) \$85,000 of the general fund—state appropriation for
32 fiscal year 2022 is provided solely for the William D.
33 Ruckelshaus center to conduct a situation assessment to gauge the
34 prospects for a collaborative approach to integration of leadership,
35 aligning roles and responsibilities, and increasing efficiency and
36 responsiveness of the state's K-12 education governance structure.
37 The assessment must:

38 (i) Identify issues, challenges, and opportunities related to
39 administration and governance of K-12 education in Washington state;

(ii) Consist of interviews with representatives of state-funded K-12 education agencies, boards, commissions, and other relevant entities identified by the center;

(iii) Explore potential opportunities for the integration, alignment, and/or consolidation of roles and responsibilities of entities; and

(iv) Identify key areas of focus.

(b) The center must report the assessment's findings and recommendations to the education committees of the legislature by March 31, 2022, with a preliminary report by February 1, 2022, as to whether circumstances support the convening and facilitation of a collaborative work group.

(23)(a) \$331,000 of the waste reduction, recycling, and litter control account—state appropriation is provided solely for the university to conduct an organic waste study to:

(i) Assess local and state government compost usage in projects and buy-back programs under RCW 43.19A.120 and 43.19A.130 including but not limited to participation, effectiveness, and amount and types of usage of compost; and

(ii) Develop a model to estimate carbon sequestration from organic waste-derived soil amendment application to soil, and identify technologies, methods, and potential funding for carbon sequestration from Washington's organic wastes including but not limited to the potential inclusion of these materials in carbon markets and trading.

(b) The university must submit a report on the assessment's findings and model development to the appropriate committees of the legislature by December 31, 2022.

(24) \$500,000 of the general fund—federal appropriation (CRRSA) is provided solely to support farm stress programs in response to the COVID-19 pandemic, as authorized in section 766, division N, consolidated appropriations act, 2021, P.L. 116-260.

(25) \$200,000 of the general fund—state appropriation for fiscal year 2022 and \$200,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Third Substitute House Bill No. 1091 (transportation fuel/carbon). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

1 (26) \$86,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for implementation of Engrossed
3 Substitute House Bill No. 1273 (menstrual products/schools). ~~((If the~~
4 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
5 ~~subsection shall lapse.))~~

6 (27) \$101,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$101,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for implementation of Engrossed
9 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
10 education). ~~((If the bill is not enacted by June 30, 2021, the~~
11 ~~amounts provided in this subsection shall lapse.))~~

12 (28) \$281,000 of the general fund—state appropriation for fiscal
13 year 2022 is provided solely for implementation of chapter 6, Laws of
14 2021 (Engrossed Substitute Senate Bill No. 5272).

15 (29) The appropriations in this section include sufficient
16 funding for the implementation of chapter 96, Laws of 2021
17 (Substitute Senate Bill No. 5228).

18 (30) \$224,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$221,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for implementation of Second
21 Substitute Senate Bill No. 5253 (pollinator health). ~~((If the bill is~~
22 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
23 ~~shall lapse.))~~

24 (31) \$1,718,000 of the general fund—state appropriation for
25 fiscal year 2023 is provided solely for implementation of Engrossed
26 Second Substitute Senate Bill No. 5126 (climate commitment act). ~~((If~~
27 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
28 ~~subsection shall lapse.))~~

29 (32) \$412,000 from the institutions of higher education—grant and
30 contracts account is provided solely for implementation of Substitute
31 Senate Bill No. 5317 (pesticide registration). ~~((If the bill is not~~
32 ~~enacted by June 30, 2021, the amount provided in this subsection~~
33 ~~shall lapse.))~~

34 (33) \$4,448,000 of the workforce education investment account—
35 state appropriation is provided solely for a cybersecurity degree
36 program.

37 (34) \$500,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for the Washington State University
39 medical school to collaborate with the office of the superintendent

of public instruction, the commission on African American affairs, the commission on Hispanic affairs, the commission on Asian Pacific American affairs, and the governor's office of Indian affairs to provide mentoring, career awareness, and preparation for students of color in grades 6 and up who are interested in pursuing a career in medicine.

(35) \$33,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for Western Washington University compensation funding for Washington State University employees that work on Western Washington University's Everett campus.

(36) \$341,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for pharmacy behavioral health. Washington State University college of pharmacy and pharmaceutical sciences will hire two residency training positions and one behavioral health faculty to create a residency program focused on behavioral health.

Sec. 606. 2021 c 334 s 608 (uncodified) is amended to read as follows:

FOR EASTERN WASHINGTON UNIVERSITY

| | |
|--|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$58,079,000)) |
| | <u>\$58,228,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$59,057,000)) |
| | <u>\$61,061,000</u> |
| Education Legacy Trust Account—State Appropriation | \$16,838,000 |
| Workforce Education Investment Account—State Appropriation | ((\$5,210,000)) |
| | <u>\$9,074,000</u> |
| TOTAL APPROPRIATION | ((\$139,184,000)) |
| | <u>\$145,201,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) At least \$200,000 of the general fund—state appropriation for fiscal year 2022 and at least \$200,000 of the general fund—state appropriation for fiscal year 2023 must be expended on the Northwest autism center.

(2) The university must continue work with the education research and data center to demonstrate progress in computer science and engineering enrollments. By September 1st of each year, the

1 university shall provide a report including but not limited to the
2 cost per student, student completion rates, and the number of low-
3 income students enrolled in each program, any process changes or
4 best-practices implemented by the university, and how many students
5 are enrolled in computer science and engineering programs above the
6 prior academic year.

7 (3) Eastern Washington University shall not use funds
8 appropriated in this section to support intercollegiate athletics
9 programs.

10 (4) (~~(\$11,002,000)~~) \$11,281,000 of the general fund—state
11 appropriation for fiscal year 2022 and (~~(\$11,211,000)~~) \$11,518,000 of
12 the general fund—state appropriation for fiscal year 2023 are
13 provided solely for the implementation of the college affordability
14 program as set forth in RCW 28B.15.066.

15 (5) Within amounts appropriated in this section, the university
16 is encouraged to increase the number of tenure-track positions
17 created and hired.

18 (6) \$56,000 of the general fund—state appropriation for fiscal
19 year (~~(2022)~~) 2023 is provided solely for a comprehensive analysis of
20 the deep lake watershed involving land owners, ranchers, lake owners,
21 one or more conservation districts, the department of ecology, and
22 the department of natural resources.

23 (7) \$2,274,000 of the workforce education investment account—
24 state appropriation is provided solely for institution operating
25 costs, including compensation and central services, in recognition
26 that these costs exceed estimated increases in undergraduate
27 operating fee revenue as a result of RCW 28B.15.067.

28 (8) \$2,636,000 of the workforce education investment account—
29 state appropriation is provided solely to maintain a computer
30 engineering degree program in the college of science, technology,
31 engineering, and math.

32 (9) \$45,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$45,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for one full-time mental health
35 counselor licensed under chapter 18.225 RCW who has experience and
36 training specifically related to working with active members of the
37 military or military veterans.

1 (10) \$300,000 of the workforce education investment account—state
2 appropriation is provided solely to establish a center for inclusive
3 excellence for faculty and staff.

4 (11) \$500,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$500,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for increasing dual credit
7 options, to address issues of equity in higher education access.

8 (12) \$110,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$110,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for a new summer bridge program.

11 (13) \$27,000 of the general fund—state appropriation for fiscal
12 year 2022 is provided solely for implementation of Engrossed
13 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
14 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
15 ~~subsection shall lapse.~~)

16 (14) \$125,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$125,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for implementation of Engrossed
19 Second Substitute House Bill No. 1335 (racial restrictions/review).
20 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
21 ~~in this subsection shall lapse.~~)

22 (15) \$121,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$121,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for implementation of Engrossed
25 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
26 education). (~~If the bill is not enacted by June 30, 2021, the~~
27 ~~amounts provided in this subsection shall lapse.~~)

28 (16) \$2,810,000 of the workforce education investment account—
29 state appropriation is provided solely for the university to enhance
30 its computer science program by adding a bachelors of science in
31 cybersecurity degree option and a professional science masters cyber
32 operations degree option.

33 (17) \$1,054,000 of the workforce education investment account—
34 state appropriation is provided solely for the implementation of a
35 coordinated care network that will help to maximize the collaboration
36 of various student support services to create wraparound care for
37 students.

Sec. 607. 2021 c 334 s 609 (uncodified) is amended to read as follows:

FOR CENTRAL WASHINGTON UNIVERSITY

| | |
|--|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$59,896,000)) |
| | <u>\$60,142,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$61,151,000)) |
| | <u>\$63,429,000</u> |
| Central Washington University Capital Projects | |
| Account—State Appropriation | \$76,000 |
| Education Legacy Trust Account—State Appropriation | \$19,076,000 |
| Workforce Education Investment Account—State | |
| Appropriation | ((\$4,022,000)) |
| | <u>\$8,955,000</u> |
| TOTAL APPROPRIATION | ((\$144,221,000)) |
| | <u>\$151,678,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) The university must continue work with the education research and data center to demonstrate progress in engineering enrollments. By September 1st of each year, the university shall provide a report including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the university, and how many students are enrolled in engineering programs above the prior academic year.

(2) Central Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

(3) ((~~\$12,401,000~~)) \$12,716,000 of the general fund—state appropriation for fiscal year 2022 and ((~~\$12,636,000~~)) \$12,982,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(4) Within amounts appropriated in this section, the university is encouraged to increase the number of tenure-track positions created and hired.

(5) \$2,236,000 of the workforce education investment account—state appropriation is provided solely for institution operating costs, including compensation and central services, in recognition

1 that these costs exceed estimated increases in undergraduate
2 operating fee revenue as a result of RCW 28B.15.067.

3 (6) \$1,050,000 of the workforce education investment account—
4 state appropriation is provided solely to increase the number of
5 certified K-12 teachers.

6 (7) \$736,000 of the workforce education investment account—state
7 appropriation is provided solely to maintain mental health counseling
8 positions.

9 (8) \$240,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$240,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for two psychologists to
12 increase access to mental health counseling for traditionally
13 underrepresented students.

14 (9) \$52,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$52,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for one full-time mental health
17 counselor licensed under chapter 18.225 RCW who has experience and
18 training specifically related to working with active members of the
19 military or military veterans.

20 (10) \$155,000 of the general fund—state appropriation for fiscal
21 year 2022 is provided solely to implement chapter 295, Laws of 2019
22 (educator workforce supply).

23 (11) \$750,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$750,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely to establish a bachelor of
26 science in computer science at the university's Des Moines center.

27 (12) \$31,000 of the general fund—state appropriation for fiscal
28 year 2022 is provided solely for implementation of Engrossed
29 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
30 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
31 ~~subsection shall lapse.~~)

32 (13) \$131,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$131,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for implementation of Engrossed
35 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
36 education). (~~If the bill is not enacted by June 30, 2021, the~~
37 ~~amounts provided in this subsection shall lapse.~~)

38 (14) \$16,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$16,000 of the general fund—state appropriation for

fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.~~)

(15) \$2,301,000 of the workforce education investment account—state appropriation is provided solely for expanding cybersecurity capacity by adding additional faculty resources in the department of computer science and creating a cybersecurity bootcamp certificate program.

(16) \$586,000 of the workforce education investment account—state appropriation is provided solely for a peer mentoring program.

(17) \$1,760,000 of the workforce education investment account—state appropriation is provided solely for increasing the diversity of the faculty by creating a faculty of color cohort to support the advising and mentoring needs of students.

(18) \$286,000 of the workforce education investment account—state appropriation is provided solely for the creation of an extended orientation program to help promote retention of underserved students.

Sec. 608. 2021 c 334 s 610 (uncodified) is amended to read as follows:

FOR THE EVERGREEN STATE COLLEGE

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$32,450,000)) |
| | <u>\$32,264,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$32,068,000)) |
| | <u>\$35,306,000</u> |
| The Evergreen State College Capital Projects | |
| Account—State Appropriation. | \$80,000 |
| Education Legacy Trust Account—State Appropriation. . . . | \$5,450,000 |
| Workforce Education Investment Account—State | |
| Appropriation. | ((\$3,906,000)) |
| | <u>\$4,360,000</u> |
| TOTAL APPROPRIATION. | ((\$73,954,000)) |
| | <u>\$77,460,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) ((~~\$3,772,000~~)) \$3,868,000 of the general fund—state appropriation for fiscal year 2022 and ((~~\$3,843,000~~)) \$3,948,000 of

1 the general fund—state appropriation for fiscal year 2023 are
2 provided solely for the implementation of the college affordability
3 program as set forth in RCW 28B.15.066.

4 (2) Funding provided in this section is sufficient for The
5 Evergreen State College to continue operations of the Longhouse
6 Center and the Northwest Indian applied research institute.

7 (3) Within amounts appropriated in this section, the college is
8 encouraged to increase the number of tenure-track positions created
9 and hired.

10 (4) (~~(\$3,207,000)~~) \$2,843,428 of the general fund—state
11 appropriation for fiscal year 2022 and (~~(\$2,677,000)~~) \$3,319,443 of
12 the general fund—state appropriation for fiscal year 2023 are
13 provided solely for the Washington state institute for public policy
14 to initiate, sponsor, conduct, and publish research that is directly
15 useful to policymakers and manage reviews and evaluations of
16 technical and scientific topics as they relate to major long-term
17 issues facing the state. Within the amounts provided in this
18 subsection (4):

19 (a) \$1,391,000 of the amounts in fiscal year 2022 and \$1,399,000
20 of the amounts in fiscal year 2023 are provided for administration
21 and core operations.

22 (b) \$828,000 of the amounts in fiscal year 2022 and \$937,000 of
23 the amounts in fiscal year 2023 are provided solely for ongoing and
24 continuing studies on the Washington state institute for public
25 policy's work plan.

26 (c) \$60,000 of the amounts in fiscal year 2022 are provided
27 solely to the Washington state institute for public policy for the
28 continued work and research on behalf of the domestic violence risk
29 assessment work group established in section 959 of this act.

30 (d) \$25,000 of the amounts in fiscal year 2022 are provided
31 solely to the Washington state institute for public policy for the
32 continued work and research on behalf of the Washington state
33 criminal sentencing task force established in section 1002 of this
34 act.

35 (e) (i) (~~(\$90,000)~~) \$36,796 of the amounts in fiscal year 2022 and
36 \$53,204 of the amounts in fiscal year 2023 are provided solely for
37 the Washington state institute for public policy to study net nanny
38 and similar fictitious victim sting operations. The study must:

1 (A) Describe the current research on net nanny-type sting
2 operations, including any evidence of their effectiveness in
3 deterring or reducing crime, their costs, and the potential
4 advantages or drawbacks of their use in crime prevention; and

5 (B) Compare the characteristics of individuals convicted under
6 net nanny stings with individuals convicted of child sex offenses
7 through other avenues.

8 (ii) The Washington state patrol shall provide the Washington
9 state institute for public policy with the data necessary to conduct
10 the analysis in (e)(i)(B) of this subsection. A net nanny sting
11 operation is a collaborative operation that includes local, state,
12 and federal law enforcement that targets the arrest and prosecution
13 of individuals involved in child abuse and exploitation using the
14 internet by using a fictitious victim. By June 30, 2022, the institute
15 must submit results from the study to the appropriate committees of
16 the legislature.

17 (f) \$70,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$130,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the Washington
20 state institute for public policy to study legal financial
21 obligations as defined in RCW 9.94A.030.

22 (i) The study should explore the following topics:

23 (A) The amount of legal and financial obligations imposed over
24 the last three years;

25 (B) The total amounts outstanding and the total amounts collected
26 annually, including annual collection rates; including all
27 restitution, costs, fees, fines, penalty assessments, and interest,
28 disaggregated;

29 (C) Statutes which allow for the imposition of legal and
30 financial obligations;

31 (D) The percentage of the judicial branch's budget which has been
32 supported by legal and financial obligations since the system's
33 inception;

34 (E) The programs funded by legal financial obligations; and

35 (F) How other states fund their court system including but not
36 limited to whether they use legal financial obligations to provide
37 support.

38 (ii) The study should recommend to the legislature potential
39 methods and processes to delink court related funding and other

1 county and local funding from the collection of legal financial
2 obligations and to provide such funding through other means.

3 (iii) The Washington state institute for public policy may
4 solicit input for the study from interested parties to include but
5 not be limited to the Washington state association of counties, the
6 Washington state association of county officials, the Washington
7 state association of prosecuting attorneys, superior court judges,
8 civil legal aid, civil rights attorneys, disability rights advocates,
9 crime victim advocates, persons formerly incarcerated, advocates for
10 persons who are currently or formerly incarcerated, academic
11 researchers, persons with expertise analyzing data on legal financial
12 obligations, the Washington state minority and justice commission,
13 and the administrative office of the courts.

14 (iv) An initial report is due to the legislature by December 1,
15 2021, with a supplemental and final report due to the legislature by
16 December 1, 2022.

17 (g) (~~(\$75,000)~~) \$31,681 of the general fund—state appropriation
18 for fiscal year 2022 (~~(+s)~~) and \$43,319 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely for the
20 institute to review available research literature to investigate and
21 describe any relationship between early substance abuse of cannabis,
22 opioids, or cocaine and mental health disorders in young adults; and
23 any relationship between nutrition and mental health disorders in
24 young adults. The institute shall report its findings to the
25 legislature no later than June 30, 2022.

26 (h) (i) (~~(\$175,000)~~) \$102,359 of the amounts in fiscal year 2022
27 and \$72,641 of the amounts in fiscal year 2023 are provided solely
28 for the Washington state institute for public policy to partner with
29 a context expert to conduct a wilderness therapy research review. The
30 University of Washington evidence-based practice institute and
31 Washington State University impact center must assist the institute
32 in identifying a content expert. For the review, the institute must:

33 (A) Identify wilderness therapy program models related to
34 behavioral health which have a treatment approach which is well
35 defined or definable and have a strong evidence base to be added to
36 reporting guides for being identified as an evidence-based practice
37 for mental health, including identification of target populations for
38 these programs;

39 (B) Identify wilderness/adventure program models available for
40 prevention services which are cost beneficial; and

1 (C) Assess the interest and likelihood of support for programs of
2 this nature among relevant interest groups, such as state prevention
3 coalitions and tribes, if such programs were listed as approved cost
4 beneficial prevention programs by the division of behavioral health
5 and recovery and the Washington state health care authority.

6 (ii) The institute must submit to the appropriate committees of
7 the legislature a report on (h)(i)(A) and (B) of this subsection by
8 December 31, 2021, and a report on (h)(i)(C) of this subsection by
9 June 30, 2022.

10 (i) (~~(\$272,000)~~) \$65,000 of the amounts in fiscal year 2022 and
11 (~~(\$98,000)~~) \$232,183 of the amounts in fiscal year 2023 are provided
12 solely for implementation of Engrossed Second Substitute Senate Bill
13 No. 5304 (reentry services/state and local institutions). (~~If the~~
14 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
15 ~~subsection (4)(i) shall lapse.~~)

16 (j) \$71,000 of the amounts in fiscal year 2022 and \$66,000 of the
17 amounts in fiscal year 2023 are provided solely for implementation of
18 Engrossed Second Substitute Senate Bill No. 5194 (equity and access
19 in higher education). (~~If the bill is not enacted by June 30, 2021,~~
20 ~~the amounts provided in this subsection (4)(j) shall lapse.~~)

21 (k)(i) \$150,000 of the general fund—state appropriation for
22 fiscal year 2022 is provided solely for the Washington state
23 institute for public policy to conduct a cost-benefit analysis for an
24 exclusive or partial American steel requirement for future contracts
25 and subcontracts authorized in the capital budget. The cost-benefit
26 analysis must, to the extent feasible:

27 (A) Compare existing types and uses of steel to America made
28 steel alternatives, including evaluation of quality;

29 (B) Examine benefits to Washington workers and the Washington
30 economy;

31 (C) Examine lifecycle and embodied carbon greenhouse gas
32 emissions;

33 (D) Identify requirements for purchasing American steel that
34 minimize costs and maximize benefits; and

35 (E) Evaluate American steel requirements or preferences in other
36 states.

37 (ii) The institute may solicit input for the analysis from
38 representatives of interested parties to include, but not be limited
39 to, the construction and manufacturing sectors, organized labor in
40 the construction and manufacturing sectors, cities, counties,

1 American steel manufacturing companies, environmental advocacy
2 organizations, and appropriate state agencies.

3 (iii) The institute must submit a final report to the appropriate
4 committees of the legislature by December 1, 2021.

5 (1) \$47,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for implementation of Second Substitute
7 House Bill No. 1044 (prison to postsecondary ed.). ~~((If the bill is
8 not enacted by June 30, 2021, the amount provided in this subsection
9 (4)(1) shall lapse.))~~

10 (m) Notwithstanding other provisions in this subsection, the
11 board of directors for the Washington state institute for public
12 policy may adjust due dates for projects included on the institute's
13 2021-23 work plan as necessary to efficiently manage workload.

14 (5) \$2,636,000 of the workforce education investment account—
15 state appropriation is provided solely for institution operating
16 costs, including compensation and central services, in recognition
17 that these costs exceed estimated increases in undergraduate
18 operating fee revenue as a result of RCW 28B.15.067.

19 (6) \$670,000 of the workforce education investment account—state
20 appropriation is provided solely to maintain enrollment capacity in
21 psychology programs.

22 (7) \$600,000 of the workforce education investment account—state
23 appropriation is provided solely to increase student success by
24 maintaining support for a student precollege immersion program and
25 The Evergreen first-year experience.

26 (8) \$213,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$213,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for additional faculty to
29 support Native American and indigenous programs.

30 (9) \$85,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$85,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely to the native pathways program
33 for an assistant director.

34 (10) \$110,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$110,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely to establish a new tribal
37 liaison position.

38 (11) \$39,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$39,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for one full-time mental health
2 counselor licensed under chapter 18.225 RCW who has experience and
3 training specifically related to working with active members of the
4 military or military veterans.

5 (12) \$7,000 of the general fund—state appropriation for fiscal
6 year 2022 is provided solely for implementation of Engrossed
7 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
8 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
9 ~~subsection shall lapse.~~)

10 (13) \$236,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$220,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for implementation of Engrossed
13 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
14 education). (~~If the bill is not enacted by June 30, 2021, the~~
15 ~~amounts provided in this subsection shall lapse.~~)

16 (14) \$162,401 of the general fund—state appropriation for fiscal
17 year 2022 and \$91,287 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for implementation of chapter
19 314, Laws of 2021 (Engrossed Second Substitute Senate Bill No. 5141)
20 (environmental health and disparities map).

21 (15) \$454,000 of the workforce education investment account—state
22 appropriation is provided solely for interdisciplinary cybersecurity
23 certificates.

24 (16) \$200,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for a reentry study to identify reentry
26 outcomes, needs/gas, and disparities in Washington. Areas to be
27 studied include but are not limited to: Recidivism, access to
28 employment, access to addiction and mental health treatment, access
29 to trade school and higher education, and family reunification.

30 (17) \$458,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for The Evergreen State College to
32 address student mental health and wellness, instructional design
33 related to online teaching, and responding to missed opportunities
34 for laboratory, art, and media lab experiences.

35 (18) \$500,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for a new certificate program that
37 focuses on one of the following three categories: Psychology, health,
38 and wellness; business leadership and administration; or
39 environmental solutions.

Sec. 609. 2021 c 334 s 611 (uncodified) is amended to read as follows:

FOR WESTERN WASHINGTON UNIVERSITY

| | |
|---|--------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$83,910,000)) |
| | <u>\$84,296,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$85,554,000)) |
| | <u>\$90,755,000</u> |
| Western Washington University Capital Projects | |
| Account—State Appropriation. | \$1,424,000 |
| Education Legacy Trust Account—State Appropriation. . . . | \$13,831,000 |
| Workforce Education Investment Account—State | |
| Appropriation. | ((\$6,698,000)) |
| | <u>\$9,706,000</u> |
| TOTAL APPROPRIATION. | ((\$191,417,000)) |
| | <u>\$200,012,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) The university must continue work with the education research and data center to demonstrate progress in computer science and engineering enrollments. By September 1st of each year, the university shall provide a report including but not limited to the cost per student, student completion rates, and the number of low-income students enrolled in each program, any process changes or best-practices implemented by the university, and how many students are enrolled in computer science and engineering programs above the prior academic year.

(2) Western Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

(3) ((~~\$17,116,000~~)) \$17,550,000 of the general fund—state appropriation for fiscal year 2022 and ((~~\$17,441,000~~)) \$17,918,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(4) \$150,000 of the general fund—state appropriation for fiscal year 2022 and \$150,000 of the general fund—state appropriation for fiscal year 2023 are provided solely to recruit and retain high quality and diverse graduate students.

1 (5) \$494,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$548,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for critical support services to
4 ensure traditionally underrepresented students receive the same
5 opportunities for academic success as their peers.

6 (6) \$700,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$700,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the creation and
9 implementation of an early childhood education degree program at the
10 western on the peninsulas campus. The university must collaborate
11 with Olympic college. At full implementation, the university is
12 expected to grant approximately 75 bachelor's degrees in early
13 childhood education per year at the western on the peninsulas campus.

14 (7) \$1,306,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$1,306,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the university to develop a
17 new program in marine, coastal, and watershed sciences.

18 (8) \$886,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$886,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the university to reduce
21 tuition rates for four-year degree programs offered in partnership
22 with Olympic college—Bremerton, Olympic college—Poulsbo, and
23 Peninsula college—Port Angeles that are currently above state-funded
24 resident undergraduate tuition rates.

25 (9) \$90,000 of the general fund—state appropriation for fiscal
26 year 2022 is provided solely for the university to assess the
27 feasibility and benefits of expanding outdoor residential school
28 programs to equitably serve either all fifth and sixth grade
29 students, or only fifth or only sixth grade students statewide. The
30 study shall explore the equity concerns exacerbated by the COVID-19
31 pandemic in the areas of outdoor recreation and outdoor learning
32 experiences, with a focus on using physical activity and exposure to
33 natural settings as a strategy for improving health disparities and
34 accelerating learning for historically underserved populations. The
35 study must also consider programs and facilities at outdoor
36 residential schools, youth camps, and state parks and assess the
37 impact of COVID-19 on these institutions, and recommend strategies to
38 preserve and expand capacity for outdoor school. The university shall
39 submit a report to the office of the governor, the office of the

1 superintendent of public instruction, and the education committees of
2 the legislature summarizing the assessment and making recommendations
3 no later than September 30, 2021.

4 (10) Within amounts appropriated in this section, the university
5 is encouraged to increase the number of tenure-track positions
6 created and hired.

7 (11) \$2,256,000 of the workforce education investment account—
8 state appropriation is provided solely for institution operating
9 costs, including compensation and central services, in recognition
10 that these costs exceed estimated increases in undergraduate
11 operating fee revenue as a result of RCW 28B.15.067.

12 (12) \$3,426,000 of the workforce education investment account—
13 state appropriation is provided solely to maintain access to science,
14 technology, engineering, and mathematics degrees.

15 (13) \$1,016,000 of the workforce education investment account—
16 state appropriation is provided solely to establish an academic
17 curriculum in ethnic studies.

18 (14) \$48,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$48,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for one full-time mental health
21 counselor licensed under chapter 18.225 RCW who has experience and
22 training specifically related to working with active members of the
23 military or military veterans.

24 (15) \$530,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$530,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the creation and
27 implementation of two bilingual educator programs in the south King
28 county region, including a bilingual elementary education degree
29 program and a secondary education degree program. At full
30 implementation, each cohort shall support up to 25 students per year.

31 (16) \$40,000 of the general fund—state appropriation for fiscal
32 year 2022 is provided solely for implementation of Engrossed
33 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
34 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
35 ~~subsection shall lapse.~~)

36 (17) \$353,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$153,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for implementation of Engrossed
39 Second Substitute Senate Bill No. 5227 (diversity, etc./higher

education). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(18) \$5,000 of the general fund—state appropriation for fiscal year 2022 and \$2,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5259 (law enforcement data). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(19) \$1,208,000 of the workforce education investment account—state appropriation is provided solely for creating an online cybersecurity certificate program, upgrading Cyber Range equipment and software, and investing in additional technical and research support.

(20) \$1,800,000 of the workforce education investment account—state appropriation is provided solely for student support services that include resources for outreach and financial aid support, retention initiatives including targeted support for underserved student populations, mental health support, and initiatives aimed at addressing learning disruption due to the global pandemic.

(21) \$894,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for addressing nursing workforce needs.

Sec. 610. 2021 c 334 s 612 (uncodified) is amended to read as follows:

FOR THE STUDENT ACHIEVEMENT COUNCIL—POLICY COORDINATION AND ADMINISTRATION

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$7,667,000)) |
| | <u>\$7,678,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$7,552,000)) |
| | <u>\$10,234,000</u> |
| General Fund—Federal Appropriation | ((\$4,928,000)) |
| | <u>\$4,941,000</u> |
| Workforce Education Investment Account—State Appropriation | ((\$615,000)) |
| | <u>\$5,227,000</u> |
| TOTAL APPROPRIATION | ((\$20,762,000)) |
| | <u>\$28,080,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

1 (1) \$126,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$126,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the consumer protection
4 unit.

5 (2) \$500,000 of the workforce education investment account—state
6 appropriation is provided solely to implement a marketing and
7 communications agenda as required in RCW 28C.30.040(1)(c).

8 (3) \$115,000 of the workforce education investment account—state
9 appropriation is provided solely for the Washington student loan
10 refinancing program as provided in chapter 28B.94 RCW.

11 (4) \$575,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$575,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided to increase the number of high school
14 seniors and college bound scholars that complete the free application
15 for federal student aid and the Washington application for state
16 financial aid through digital engagement tools, expanded training,
17 and increased events for high school students.

18 (5) The student achievement council must ensure that all
19 institutions of higher education as defined in RCW 28B.92.030 and
20 eligible for state financial aid programs under chapters 28B.92 and
21 28B.118 RCW provide the data needed to analyze and evaluate the
22 effectiveness of state financial aid programs. This data must be
23 promptly transmitted to the education data center so that it is
24 available and easily accessible.

25 (6) \$25,000 of the general fund—state appropriation for fiscal
26 year 2022 is provided solely for the Washington student achievement
27 council to convene and coordinate a task force to propose strategies
28 to eliminate financial and nonfinancial barriers to low-income
29 students participating in running start, college in the high school,
30 advanced placement, international baccalaureate, Cambridge, and
31 career and technical education dual credit programs. The task force
32 shall submit a report to the appropriate committees of the
33 legislature by December 1, 2021. The report must include:

34 (a) Strategies to address the following financial and
35 nonfinancial barriers to students:

36 (i) Per credit tuition fees and any other fees charged for
37 college in the high school and career and technical education dual
38 credit courses;

1 (ii) Books, fees, and any other direct costs charged to running
2 start students when enrolling in college courses; and

3 (iii) Exam fees and other charges to students enrolling in exam-
4 based dual credit courses;

5 (b) Recommendations on student supports to close equity gaps in
6 dual credit access, participation, and success;

7 (c) Recommendations to improve and increase communication with
8 students and families regarding the awareness, access, and completion
9 of dual credit;

10 (d) Expanding access to dual credit opportunities for students in
11 career and technical education pathways; and

12 (e) Running start data for fiscal year 2019, fiscal year 2020,
13 and fiscal year 2021 for each community and technical college as
14 described in section 605(29) of this act.

15 (7) \$29,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$29,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for implementation of Second
18 Substitute House Bill No. 1044 (prison to postsecondary ed.). (~~If~~
19 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
20 ~~this subsection shall lapse.))~~

21 (8) \$16,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$16,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for implementation of Substitute
24 Senate Bill No. 5249 (mastery-based learning). (~~If the bill is not~~
25 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
26 ~~shall lapse.))~~

27 (9) \$16,600,000 of the innovation and quality account—
28 nonappropriated is provided solely for the student achievement
29 council to administer a competitive grant program, the Washington
30 career and college pathways innovations challenge. The purpose of
31 this program is to foster innovation to increase enrollment and
32 success in postsecondary career and college pathways, including
33 associate and baccalaureate degrees, career connected learning,
34 postsecondary certificates, and state registered apprenticeships. The
35 intent is to provide \$16,700,000 in fiscal year 2024 and \$16,700,000
36 in fiscal year 2025.

37 (a) Grants shall be allocated on a competitive basis to regional
38 partnerships of higher education institutions, state registered
39 apprenticeships, local school districts, community-based

1 organizations, cities and counties, and other local entities that are
2 invested in increasing job opportunities for individuals in their
3 region and ensuring a well-prepared regional workforce.

4 (b) The council shall provide a report by September 1, 2023, to
5 the governor and education and higher education committees of the
6 legislature. The report shall describe grants awarded and progress of
7 each local and regional partnership. For each of the regions that the
8 partnerships serve the council shall report on:

9 (i) High school graduation rates for the whole region and those
10 being served by the partnership;

11 (ii) Postsecondary enrollment and completion; and

12 (iii) Disaggregated data by income, race/ethnicity, and other
13 demographic characteristics.

14 (10) \$1,000,000 of the workforce education investment account—
15 state appropriation is provided solely for the career launch grant
16 pool for the public four-year institutions.

17 (11) \$3,600,000 of the workforce education investment account—
18 state appropriation is provided solely for a grant pool dedicated to
19 nursing programs to purchase or upgrade simulation laboratory
20 equipment.

21 (12) \$250,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for the student achievement council to
23 convene and coordinate the development of education and training
24 programs for employees of the department of corrections to be
25 provided through a contract with The Evergreen State College.
26 Education and training programs must be designed collaboratively to
27 best meet the needs of the department of corrections.

28 (13) \$850,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for contracting with an entity to
30 provide administrative support services to carry out duties and
31 responsibilities necessary for recipients of the Washington college
32 grant who are enrolled in a state registered apprenticeship program.

33 **Sec. 611.** 2021 c 334 s 613 (uncodified) is amended to read as
34 follows:

35 **FOR THE STUDENT ACHIEVEMENT COUNCIL—OFFICE OF STUDENT FINANCIAL**
36 **ASSISTANCE**

37 General Fund—State Appropriation (FY 2022). ((\$274,215,000))
38 \$274,216,000

| | | |
|----|---|----------------------------------|
| 1 | General Fund—State Appropriation (FY 2023) | ((\$270,597,000)) |
| 2 | | <u>\$279,142,000</u> |
| 3 | General Fund—Federal Appropriation. | ((\$14,061,000)) |
| 4 | | <u>\$14,096,000</u> |
| 5 | General Fund—Private/Local Appropriation. | \$300,000 |
| 6 | Education Legacy Trust Account—State Appropriation. . . . | \$85,488,000 |
| 7 | Washington Opportunity Pathways Account—State | |
| 8 | Appropriation. | ((\$164,598,000)) |
| 9 | | <u>\$163,252,000</u> |
| 10 | Aerospace Training Student Loan Account—State | |
| 11 | Appropriation. | ((\$216,000)) |
| 12 | | <u>\$217,000</u> |
| 13 | Workforce Education Investment Account—State | |
| 14 | Appropriation. | ((\$299,870,000)) |
| 15 | | <u>\$240,793,000</u> |
| 16 | Health Professionals Loan Repayment and Scholarship | |
| 17 | Program Account—State Appropriation. | \$1,720,000 |
| 18 | TOTAL APPROPRIATION. | ((\$1,111,065,000)) |
| 19 | | <u>\$1,059,224,000</u> |

20 The appropriations in this section are subject to the following
21 conditions and limitations:

22 (1) \$7,834,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$7,835,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for student financial aid
25 payments under the state work study program, including up to four
26 percent administrative allowance for the state work study program.

27 (2) \$236,416,000 of the general fund—state appropriation for
28 fiscal year 2022, \$236,416,000 of the general fund—state
29 appropriation for fiscal year 2023, ((~~\$297,865,000~~)) \$238,786,000 of
30 the workforce education investment account—state appropriation,
31 \$69,639,000 of the education legacy trust fund—state appropriation,
32 and \$147,654,000 of the Washington opportunity pathways account—state
33 appropriation are provided solely for the Washington college grant
34 program as provided in RCW 28B.92.200.

35 (3) Changes made to the state work study program in the 2009-2011
36 and 2011-2013 fiscal biennia are continued in the 2021-2023 fiscal
37 biennium including maintaining the increased required employer share
38 of wages; adjusted employer match rates; discontinuation of
39 nonresident student eligibility for the program; and revising

1 distribution methods to institutions by taking into consideration
2 other factors such as off-campus job development, historical
3 utilization trends, and student need.

4 (4) \$1,165,000 of the general fund—state appropriation for fiscal
5 year 2022, \$1,165,000 of the general fund—state appropriation for
6 fiscal year 2023, \$15,849,000 of the education legacy trust account—
7 state appropriation, and ~~(((\$16,944,000))~~ \$15,598,000 of the
8 Washington opportunity pathways account—state appropriation are
9 provided solely for the college bound scholarship program and may
10 support scholarships for summer session. The office of student
11 financial assistance and the institutions of higher education shall
12 not consider awards made by the opportunity scholarship program to be
13 state-funded for the purpose of determining the value of an award
14 amount under RCW 28B.118.010.

15 (5) \$6,999,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$6,999,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the passport to college
18 program. The maximum scholarship award is up to \$5,000. The council
19 shall contract with a nonprofit organization to provide support
20 services to increase student completion in their postsecondary
21 program and shall, under this contract, provide a minimum of \$500,000
22 in fiscal years 2022 and 2023 for this purpose.

23 (6) \$2,981,000 of the general fund—state appropriation for fiscal
24 year 2022 ~~((is))~~ and \$7,138,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely to meet state
26 match requirements associated with the opportunity scholarship
27 program. The legislature will evaluate subsequent appropriations to
28 the opportunity scholarship program based on the extent that
29 additional private contributions are made, program spending patterns,
30 and fund balance.

31 (7) \$3,800,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$3,800,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for expenditure into the health
34 professionals loan repayment and scholarship program account. These
35 amounts must be used to increase the number of licensed primary care
36 health professionals to serve in licensed primary care health
37 professional critical shortage areas. Contracts between the office
38 and program recipients must guarantee at least three years of
39 conditional loan repayments. The office of student financial

1 assistance and the department of health shall prioritize a portion of
2 any nonfederal balances in the health professional loan repayment and
3 scholarship fund for conditional loan repayment contracts with
4 psychiatrists and with advanced registered nurse practitioners for
5 work at one of the state-operated psychiatric hospitals. The office
6 and department shall designate the state hospitals as health
7 professional shortage areas if necessary for this purpose. The office
8 shall coordinate with the department of social and health services to
9 effectively incorporate three conditional loan repayments into the
10 department's advanced psychiatric professional recruitment and
11 retention strategies. The office may use these targeted amounts for
12 other program participants should there be any remaining amounts
13 after eligible psychiatrists and advanced registered nurse
14 practitioners have been served. The office shall also work to
15 prioritize loan repayments to professionals working at health care
16 delivery sites that demonstrate a commitment to serving uninsured
17 clients. It is the intent of the legislature to provide funding to
18 maintain the current number and amount of awards for the program in
19 the 2023-2025 fiscal biennium on the basis of these contractual
20 obligations.

21 (8) \$1,000,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$1,000,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for behavioral health loan
24 repayment program grants, pursuant to chapter 302, Laws of 2019 (2SHB
25 1668) (Washington health corps).

26 (9) \$4,125,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$4,125,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for expenditure into the health
29 professionals loan repayment and scholarship program account. The
30 amount provided in this subsection is provided solely to increase
31 loans within the behavioral health program.

32 (10) \$2,000,000 of the workforce education investment account—
33 state appropriation is provided solely for the future teachers
34 conditional scholarship and loan repayment program established in
35 chapter 28B.102 RCW.

36 (11) \$2,000,000 of the general fund—federal appropriation (ARPA)
37 is provided solely for ARPA anticipated state grants for the national
38 health service corps.

(12) \$1,279,000 of the general fund—state appropriation for fiscal year 2022 and \$1,138,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the Washington award for vocational excellence.

(13) \$258,000 of the general fund—state appropriation for fiscal year 2022 and \$258,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Substitute House Bill No. 1166 (college students pilot). ~~((If the bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(14) \$500,000 of the general fund—state appropriation for fiscal year 2022 ~~((is))~~ and \$206,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a state match associated with the rural jobs program. The legislature will evaluate appropriations in future biennia to the rural jobs program based on the extent that additional private contributions are made.

(15) \$175,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for administrative expenditures for the Washington award for vocational excellence.

(16) \$1,000,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for the enrollment advising fellowship.

Sec. 612. 2021 c 334 s 614 (uncodified) is amended to read as follows:

FOR THE WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$2,715,000)) |
| | <u>\$2,798,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$2,436,000)) |
| | <u>\$6,309,000</u> |
| General Fund—Federal Appropriation. | ((\$55,483,000)) |
| | <u>\$55,612,000</u> |
| General Fund—Private/Local Appropriation. | \$212,000 |
| Workforce Education Investment Account—State Appropriation. | ((\$150,000)) |
| | <u>\$300,000</u> |
| Coronavirus State Fiscal Recovery Fund—Federal Appropriation. | \$250,000 |
| TOTAL APPROPRIATION. | ((\$61,246,000)) |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$240,000 of the general fund—state appropriation for fiscal year 2022 and \$240,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the health workforce council of the state workforce training and education coordinating board. In partnership with the office of the governor, the health workforce council shall continue to assess workforce shortages across behavioral health disciplines and incorporate the recommended action plan completed in 2020.

(2) \$150,000 of the workforce education investment account—state appropriation is provided solely for staffing costs to support the workforce education investment accountability and oversight board established in RCW 28C.18.200.

(3) \$150,000 of the general fund—state appropriation for fiscal year 2022 and \$150,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the board to continue work under a new behavioral health workforce advisory committee, which shall monitor and report on the progress of recommendations from the board's previous behavioral health workforce assessments, and continue to develop policy and practice recommendations on emerging issues in the behavioral health workforce. The board must convene and staff the committee. The committee must provide a report and relevant recommendations to the appropriate committees of the legislature and the office of the governor under RCW 43.01.036 by December 1, 2021, and December 1, 2022.

(4) \$250,000 of the coronavirus state fiscal recovery fund—federal appropriation is provided solely for an accredited osteopathic medical school to implement an interprofessional curriculum to educate health care providers and workforce on opioid misuse and addiction.

(5) \$225,000 of the general fund—state appropriation for fiscal year 2022 and \$225,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the board to collaborate and assist in the report required by the new behavioral health advisory committee established in subsection (3) of this section. The report shall contain an analysis of behavioral health workforce shortages and challenges, data to inform systems change, and relevant policy

1 recommendations and actions informed by the employer demand
2 projection and talent development pipeline analyses to the
3 appropriate committees of the legislature and the office of the
4 governor by December 1, 2021, and December 1, 2022. The board shall
5 contract with a statewide nonprofit organization with expertise in
6 promoting and supporting science, technology, engineering, and math
7 education from early learning through postsecondary education to
8 provide a regional analysis of supply pipelines to current behavioral
9 health care opportunities, at the secondary and postsecondary levels,
10 and will identify gaps and barriers to programs that lead to high-
11 demand behavioral health occupations. In coordination with the
12 board's employer demand projection analysis, the contractor will
13 provide an analysis of the talent development pipeline to help inform
14 the committee's work.

15 (6) \$2,602,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided to conduct health workforce surveys, in
17 collaboration with the nursing care quality assurance commission, to
18 collect and analyze data on the long-term care workforce. The
19 workforce board will manage a stakeholder process and pilot grant
20 program to improve retention and job quality in long-term care
21 facilities and conduct health workforce surveys.

22 (7) \$250,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for subject matter expertise on clean
24 energy workforce needs for the clean energy workforce transition work
25 group in collaboration with the department of commerce. This funding
26 may be used to establish a clean energy workforce staff position or
27 to contract for such expertise. The clean energy workforce subject
28 matter expert must provide input obtained from consultation with
29 representatives from industries likely to experience workforce
30 transition and growth as a result of policies enacted to implement
31 the state energy strategy or mitigate climate change, and identify
32 and recommend to the work group policy recommendations that further
33 the goals of increasing competitiveness and growing family-wage jobs.

34 (8) \$216,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for integrated data sharing. The board
36 will collaborate with other workforce state agencies to identify a
37 governance structure that provides strategic direction on cross-
38 organizational information technology projects. By September 30,
39 2022, the board will submit a report the governor's office and

appropriate legislative committees with recommendations on a coalition model that will result in better service coordination and public stewardship that enables the efficient delivery of workforce development services.

(9) \$460,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for modernize career bridge and is subject to the conditions, limitations, and review requirements of section 701 of this act.

Sec. 613. 2021 c 334 s 615 (uncodified) is amended to read as follows:

FOR THE STATE SCHOOL FOR THE BLIND

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$9,224,000)) |
| | <u>\$9,288,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$9,357,000)) |
| | <u>\$10,053,000</u> |
| General Fund—Private/Local Appropriation. | \$34,000 |
| TOTAL APPROPRIATION. | ((\$18,615,000)) |
| | <u>\$19,375,000</u> |

The appropriations in this section are subject to the following conditions and limitations: Funding provided in this section is sufficient for the school to offer to students enrolled in grades six through twelve for full-time instructional services at the Vancouver campus or online with the opportunity to participate in a minimum of one thousand eighty hours of instruction and the opportunity to earn twenty-four high school credits.

Sec. 614. 2021 c 334 s 616 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING LOSS

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$14,767,000)) |
| | <u>\$15,124,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$14,974,000)) |
| | <u>\$16,282,000</u> |
| TOTAL APPROPRIATION. | ((\$29,741,000)) |
| | <u>\$31,406,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) Funding provided in this section is sufficient for the center to offer students ages three through twenty-one enrolled at Washington School for the Deaf the opportunity to participate in a minimum of one thousand eighty hours of instruction and the opportunity to earn twenty-four high school credits.

(2) \$225,000 of the general fund—state appropriation in fiscal year 2022 and \$225,000 of the general fund—state appropriation in fiscal year 2023 are provided solely for the center for deaf and hard of hearing youth to develop or expand a mentoring program for persons employed as educational interpreters in public schools. Funding provided under this section is provided solely for recruiting, hiring, and training persons to be employed by Washington sensory disability services who must provide mentoring services in different geographic regions of the state, with the dual goals of providing services, beginning with the 2021-22 school year, to any requesting school district; and assisting persons in the timely and successful achievement of performance standards for educational interpreters.

Sec. 615. 2021 c 334 s 617 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE ARTS COMMISSION

| | |
|---|-------------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$2,614,000)) |
| | <u>\$2,765,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$2,648,000)) |
| | <u>\$4,999,000</u> |
| General Fund—Federal Appropriation. | ((\$3,156,000)) |
| | <u>\$3,169,000</u> |
| General Fund—Private/Local Appropriation. | ((\$50,000)) |
| | <u>\$143,000</u> |
| Coronavirus State Fiscal Recovery Fund—Federal | |
| Appropriation. | \$2,000,000 |
| TOTAL APPROPRIATION. | ((\$10,468,000)) |
| | <u>\$13,076,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) \$80,000 of the general fund—state appropriation for fiscal year 2022 and \$79,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the creative districts program.

(2) \$1,000,000 of the general fund—federal appropriation (ARPA) is provided solely for grants to arts organizations for programing and general operating expenses pursuant to section 2021 of the American rescue plan act of 2021, P.L. 117-2.

(3) \$1,000,000 of the coronavirus state fiscal recovery fund—federal appropriation for fiscal year 2022 and \$1,000,000 of the coronavirus state fiscal recovery fund—federal appropriation for fiscal year 2023 are provided solely for the Washington state arts commission to stabilize, recover, and preserve the state's arts and cultural organizations in light of pandemic conditions. From these amounts, the commission may distribute relief, response, and recovery grants to arts and cultural organizations statewide, subject to appropriate agreements.

Sec. 616. 2021 c 334 s 618 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE HISTORICAL SOCIETY

| | |
|--|------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$4,024,000)) |
| | <u>\$4,273,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$4,035,000)) |
| | <u>\$4,611,000</u> |
| TOTAL APPROPRIATION | ((\$8,059,000)) |
| | <u>\$8,884,000</u> |

Sec. 617. 2021 c 334 s 619 (uncodified) is amended to read as follows:

FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

| | |
|--|------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$3,305,000)) |
| | <u>\$3,486,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$3,388,000)) |
| | <u>\$4,129,000</u> |
| TOTAL APPROPRIATION | ((\$6,693,000)) |
| | <u>\$7,615,000</u> |

(End of part)

PART VII
SPECIAL APPROPRIATIONS

Sec. 701. 2021 c 334 s 701 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—INFORMATION TECHNOLOGY
INVESTMENT POOL**

| | |
|--|-------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$9,029,000)) |
| | <u>\$13,201,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$4,514,000)) |
| | <u>\$10,207,000</u> |
| General Fund—Federal Appropriation. | ((\$2,481,000)) |
| | <u>\$5,141,000</u> |
| General Fund—Private/Local Appropriation. | ((\$92,000)) |
| | <u>\$113,000</u> |
| Other Appropriated Funds. | ((\$15,707,000)) |
| | <u>\$19,647,000</u> |
| TOTAL APPROPRIATION. | ((\$31,823,000)) |
| | <u>\$48,309,000</u> |

The appropriations in this section are subject to the following conditions and limitations:

(1) The appropriations in this section are provided solely for expenditure into the information technology investment revolving account created in RCW 43.41.433. Amounts in the account are provided solely for the information technology projects shown in LEAP omnibus document IT-2021, dated April 22, 2021, which is hereby incorporated by reference. To facilitate the transfer of moneys from other funds and accounts that are associated with projects contained in LEAP omnibus document IT-2021, dated April 22, 2021, the state treasurer is directed to transfer moneys from other funds and accounts to the information technology investment revolving account in accordance with schedules provided by the office of financial management. Restricted federal funds may be transferred only to the extent permitted by law, and will otherwise remain outside the information technology investment account. The projects affected remain subject to the other provisions of this section.

(2) Agencies must apply to ~~((the office of financial management and))~~ the office of the chief information officer ~~((to receive funding from the information technology investment revolving~~

1 ~~account))~~ for certification and release of funding for each gate of
2 the project. ~~((The))~~ When the office of the chief information officer
3 certifies the key deliverables of the gate have been met, it must
4 notify the office of financial management ~~((must notify))~~ and the
5 fiscal committees of the legislature ~~((of the receipt of each~~
6 ~~application and))~~. The office of financial management may ~~((not))~~
7 approve ~~((a funding request for))~~ funding for the certified project
8 gate ten business days from the date of notification.

9 (3)(a) Allocations and allotments of information technology
10 investment revolving account must be made for discrete stages of
11 projects as determined by the technology budget approved by the
12 office of the chief information officer and office of financial
13 management.

14 (b) Fifteen percent of total funding allocated by the office of
15 financial management, or another amount as defined jointly by the
16 office of financial management and the office of the chief
17 information officer, will be retained in the account, but remain
18 allocated to that project. The retained funding will be released to
19 the agency only after successful completion of that stage of the
20 project. For the one Washington project, the amount retained is
21 increased to at least twenty percent of total funding allocated for
22 any stage of that project.

23 (4)(a) Each project must have a technology budget. The technology
24 budget must have the detail by fiscal month for the 2021-2023 fiscal
25 biennium. The technology budget must use a method similar to the
26 state capital budget, identifying project costs, each fund source,
27 and anticipated deliverables through each stage of the entire project
28 investment and across fiscal periods and biennia from project onset
29 through implementation and close out, as well as at least five years
30 of maintenance and operations costs.

31 (b) As part of the development of a technology budget and at each
32 request for funding, the agency shall submit an updated technology
33 budget, if changes occurred, to include detailed financial
34 information to the office of financial management and the office of
35 the chief information officer. The technology budget must describe
36 the total cost of the project, as well as maintenance and operations
37 costs, to include and identify at least:

38 (i) Fund sources:

39 (A) If the project is funded from the information technology
40 revolving account, the technology budget must include a worksheet

1 that provides the fund sources that were transferred into the account
2 by fiscal year;

3 (B) If the project is by a central service agency, and funds are
4 driven out by the central service model, the technology budget must
5 provide a statewide impact by agency by fund as a worksheet in the
6 technology budget file;

7 (ii) Full time equivalent staffing level to include job
8 classification assumptions;

9 (iii) Discreet financial budget codes to include at least the
10 appropriation index and program index;

11 (iv) Object and subobject codes of expenditures;

12 (v) Anticipated deliverables;

13 (vi) Historical budget and expenditure detail by fiscal year; and

14 (vii) Maintenance and operations costs by fiscal year for at
15 least five years as a separate worksheet.

16 (c) If a project technology budget changes and a revised
17 technology budget is completed, a comparison of the revised
18 technology budget to the last approved technology budget must be
19 posted to the dashboard, to include a narrative rationale on what
20 changed, why, and how that impacts the project in scope, budget, and
21 schedule.

22 (5) (a) Each project must have an investment plan that includes:

23 (i) An organizational chart of the project management team that
24 identifies team members and their roles and responsibilities;

25 (ii) The office of the chief information officer staff assigned
26 to the project;

27 (iii) An implementation schedule covering activities, critical
28 milestones, and deliverables at each stage of the project for the
29 life of the project at each agency affected by the project;

30 (iv) Performance measures used to determine that the project is
31 on time, within budget, and meeting expectations for quality of work
32 product;

33 (v) Ongoing maintenance and operations cost of the project post
34 implementation and close out delineated by agency staffing,
35 contracted staffing, and service level agreements; and

36 (vi) Financial budget coding to include at least discrete
37 financial coding for the project.

38 (6) Projects with estimated costs greater than one hundred
39 million dollars from initiation to completion and implementation may
40 be divided into discrete subprojects as determined by the office of

1 the chief information officer, except for the one Washington project
2 which must be divided into the following discrete subprojects: Core
3 financials, expanding financials and procurement, budget, and human
4 resources. Each subproject must have a technology budget and
5 investment plan as provided in this section.

6 (7) (a) The office of the chief information officer shall maintain
7 an information technology project dashboard that provides updated
8 information each fiscal month on projects subject to this section.
9 This includes, at least:

- 10 (i) Project changes each fiscal month;
- 11 (ii) Noting if the project has a completed market requirements
12 document, and when it was completed;
- 13 (iii) Financial status of information technology projects under
14 oversight;
- 15 (iv) Coordination with agencies;
- 16 (v) Monthly quality assurance reports, if applicable;
- 17 (vi) Monthly office of the chief information officer status
18 reports;
- 19 (vii) Historical project budget and expenditures through fiscal
20 year 2021;
- 21 (viii) Budget and expenditures each fiscal month;
- 22 (ix) Estimated annual maintenance and operations costs by fiscal
23 year; and
- 24 (x) Posting monthly project status assessments on scope,
25 schedule, budget, and overall by the:
 - 26 (A) Office of the chief information officer;
 - 27 (B) Agency project team; and
 - 28 (C) Quality assurance vendor, if applicable to the project.

29 (b) The dashboard must retain a roll up of the entire project
30 cost, including all subprojects, that can display subproject detail.
31 This includes coalition projects that are active.

32 (8) If the project affects more than one agency:

- 33 (a) A separate technology budget and investment plan must be
34 prepared for each agency; and
- 35 (b) The dashboard must contain a statewide project technology
36 budget roll up that includes each affected agency at the subproject
37 level.

38 (9) For any project that exceeds two million dollars in total
39 funds to complete, requires more than one biennium to complete, or is
40 financed through financial contracts, bonds, or other indebtedness:

1 (a) Quality assurance for the project must report independently
2 to the office of the chief information officer;

3 (b) The office of the chief information officer must review, and,
4 if necessary, revise the proposed project to ensure it is flexible
5 and adaptable to advances in technology;

6 (c) The technology budget must specifically identify the uses of
7 any financing proceeds. No more than thirty percent of the financing
8 proceeds may be used for payroll-related costs for state employees
9 assigned to project management, installation, testing, or training;

10 (d) The agency must consult with the office of the state
11 treasurer during the competitive procurement process to evaluate
12 early in the process whether products and services to be solicited
13 and the responsive bids from a solicitation may be financed; and

14 (e) The agency must consult with the contracting division of the
15 department of enterprise services for a review of all contracts and
16 agreements related to the project's information technology
17 procurements.

18 (10) The office of the chief information officer must evaluate
19 the project at each stage and certify whether the project is planned,
20 managed, and meeting deliverable targets as defined in the project's
21 approved technology budget and investment plan.

22 (11) The office of the chief information officer may suspend or
23 terminate a project at any time if it determines that the project is
24 not meeting or not expected to meet anticipated performance and
25 technology outcomes. Once suspension or termination occurs, the
26 agency shall unallot any unused funding and shall not make any
27 expenditure for the project without the approval of the office of
28 financial management. The office of the chief information officer
29 must report on July 1 and December 1 each calendar year any
30 suspension or termination of a project in the previous six month
31 period to the legislative fiscal committees.

32 (12) The office of the chief information officer, in consultation
33 with the office of financial management, may identify additional
34 projects to be subject to this section, including projects that are
35 not separately identified within an agency budget. The office of the
36 chief information officer must report on July 1 and December 1 each
37 calendar year any additional projects to be subjected to this section
38 that were identified in the previous six month period to the
39 legislative fiscal committees.

(13) Any cost to administer or implement this section for projects listed in subsection (1) of this section, must be paid from the information technology investment revolving account. For any other information technology project made subject to the conditions, limitations, and review of this section, the cost to implement this section must be paid from the funds for that project.

(14) The following information technology projects are subject to the conditions, limitations, and review in this section:

(a) The unclaimed property system project of the department of revenue;

(b) The one Washington procurement project of the department of enterprise services;

(c) The security systems on campus project of the department of enterprise services;

(d) The network core equipment project of the consolidated technology services agency; and

(e) The data center switching equipment project of the consolidated technology services agency.

Sec. 702. 2021 c 334 s 702 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT LIMIT

| | |
|---|----------------------------------|
| General Fund—State Appropriation (FY 2022) | ((\$1,273,008,000)) |
| | <u>\$1,265,240,000</u> |
| General Fund—State Appropriation (FY 2023) | ((\$1,374,570,000)) |
| | <u>\$1,348,288,000</u> |
| State Building Construction Account—State | |
| Appropriation | ((\$12,323,000)) |
| | <u>\$19,323,000</u> |
| Columbia River Basin Water Supply Development | |
| Account—State Appropriation | \$13,000 |
| Watershed Restoration and Enhancement Bond Account— | |
| State Appropriation | \$181,000 |
| State Taxable Building Construction Account—State | |
| Appropriation | \$467,000 |
| Debt-Limit Reimbursable Bond Retirement Account— | |
| State Appropriation | \$511,000 |

TOTAL APPROPRIATION. ((~~\$2,661,073,000~~))
\$2,634,023,000

The appropriations in this section are subject to the following conditions and limitations: The general fund appropriations are for expenditure into the debt-limit general fund bond retirement account.

Sec. 703. 2021 c 334 s 704 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES

General Fund—State Appropriation (FY 2022). \$1,400,000
General Fund—State Appropriation (FY 2023). \$1,400,000
State Building Construction Account—State
Appropriation. ((~~\$2,466,000~~))
\$4,249,000
Columbia River Basin Water Supply Development
Account—State Appropriation. \$3,000
Watershed Restoration and Enhancement Bond Account—
State Appropriation. \$39,000
State Taxable Building Construction Account—State
Appropriation. \$94,000
TOTAL APPROPRIATION. ((~~\$5,402,000~~))
\$7,185,000

Sec. 704. 2021 c 334 s 705 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—EMERGENCY FUND

General Fund—State Appropriation (FY 2022). ((~~\$850,000~~))
\$1,100,000
General Fund—State Appropriation (FY 2023). ((~~\$850,000~~))
\$1,000,000
TOTAL APPROPRIATION. ((~~\$1,700,000~~))
\$2,100,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are for the governor's emergency fund for the critically necessary work of any agency.

NEW SECTION. **Sec. 705.** A new section is added to 2021 c 334 (uncodified) to read as follows:

FOR SUNDRY CLAIMS

The following sums, or so much thereof as may be necessary, are appropriated from the general fund for fiscal year 2022, unless otherwise indicated, for relief of various individuals, firms, and corporations for sundry claims.

These appropriations are to be disbursed on vouchers approved by the director of the department of enterprise services, except as otherwise provided, for reimbursement of criminal defendants acquitted on the basis of self-defense, pursuant to RCW 9A.16.110, as follows:

| | |
|---|----------|
| (1) William J. Damson, claim number 9991006839. | \$14,880 |
| (2) David Ziller, claim number 9991006721. | \$13,257 |
| (3) Caleb B. Cline, claim number 9991006671. | \$23,367 |
| (4) Julaine D. Pettis, claim number 9991005948. | \$20,000 |
| (5) Jaydra Erchul Johnson, claim number 9991005804. | \$8,270 |
| (6) Christopher Lundvall, claim number 9991007205. | \$45,022 |

Sec. 706. 2021 c 334 s 715 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—COUNTY CRIMINAL JUSTICE ASSISTANCE ACCOUNT

| | |
|---|----------------------------|
| General Fund—State Appropriation (FY 2022). | ((\$226,000)) |
| | <u>\$557,000</u> |
| General Fund—State Appropriation (FY 2023). | ((\$226,000)) |
| | <u>\$557,000</u> |
| TOTAL APPROPRIATION. | ((\$452,000)) |
| | <u>\$1,114,000</u> |

The appropriations in this section are subject to the following conditions and limitations: (~~The appropriations in this section, or so much thereof as may be necessary,~~)

(1) \$226,000 of the general fund—state appropriation for fiscal year 2022 and \$226,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for expenditure into the county criminal justice assistance account—state. The treasurer shall make quarterly distributions from the county criminal justice assistance account of the amounts provided in this section in accordance with RCW 82.14.310 for the purposes of reimbursing local jurisdictions for

increased costs incurred as a result of the mandatory arrest of repeat offenders pursuant to chapter 35, Laws of 2013 2nd sp. sess. The appropriations and distributions made under this section constitute appropriate reimbursement for costs for any new programs or increased level of services for the purposes of RCW 43.135.060.

(2) \$331,000 of the general fund—state appropriation for fiscal year 2022 and \$331,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for expenditure into the county criminal justice assistance account for costs to the criminal justice system associated with the implementation of chapter 338, Laws of 1997 (juvenile code revisions). The amounts provided in this subsection are intended to provide funding for county adult court costs associated with the implementation of chapter 338, Laws of 1997 and shall be distributed in accordance with RCW 82.14.310.

Sec. 707. 2021 c 334 s 718 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—ANDY HILL CANCER RESEARCH
ENDOWMENT FUND MATCH TRANSFER ACCOUNT**

| | |
|---|---|
| General Fund—State Appropriation (FY 2022) | \$951,000 |
| <u>General Fund—State Appropriation (FY 2023)</u> | <u>\$683,000</u> |
| TOTAL APPROPRIATION | <u>(((\$951,000))</u> <u>\$1,634,000</u> |

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for expenditure into the Andy Hill cancer research endowment fund match transfer account per RCW 43.348.080 to fund the Andy Hill cancer research endowment program. Matching funds using the amounts appropriated in this section may not be used to fund new grants that exceed two years in duration.

NEW SECTION. **Sec. 708.** A new section is added to 2021 c 334 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON INTERNET CRIMES
AGAINST CHILDREN ACCOUNT**

| | |
|--|-------------|
| General Fund—State Appropriation (FY 2022) | \$1,135,000 |
| General Fund—State Appropriation (FY 2023) | \$1,135,000 |
| TOTAL APPROPRIATION | \$2,270,000 |

1 The appropriations in this section are subject to the following
2 conditions and limitations: The appropriations are provided solely
3 for expenditure into the Washington internet crimes against children
4 account created in RCW 43.101.435.

5 NEW SECTION. **Sec. 709.** A new section is added to 2021 c 334
6 (uncodified) to read as follows:

7 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—HOME SECURITY FUND ACCOUNT**

| | | |
|---|---|---------------|
| 8 | General Fund—State Appropriation (FY 2023). | \$100,000,000 |
| 9 | TOTAL APPROPRIATION. | \$100,000,000 |

10 The appropriation in this section is subject to the following
11 conditions and limitations: The appropriation is provided solely for
12 expenditure into the home security fund account created in RCW
13 43.185C.060. The purpose of this expenditure is to continue the
14 shelter capacity grant funding in section 127(36) of this act into
15 ensuing biennia.

16 NEW SECTION. **Sec. 710.** A new section is added to 2021 c 334
17 (uncodified) to read as follows:

18 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SALMON RECOVERY ACCOUNT**

| | | |
|----|---|---------------|
| 19 | General Fund—State Appropriation (FY 2023). | \$100,000,000 |
| 20 | TOTAL APPROPRIATION. | \$100,000,000 |

21 The appropriation in this section is subject to the following
22 conditions and limitations: The appropriation is provided solely for
23 expenditure into the salmon recovery account created in RCW 77.85.170
24 in support of riparian grants.

25 NEW SECTION. **Sec. 711.** A new section is added to 2021 c 334
26 (uncodified) to read as follows:

27 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ENERGY EFFICIENCY ACCOUNT**

| | | |
|----|---|--------------|
| 28 | General Fund—State Appropriation (FY 2023). | \$50,000,000 |
| 29 | TOTAL APPROPRIATION. | \$50,000,000 |

30 The appropriation in this section is subject to the following
31 conditions and limitations: The appropriation is provided solely for
32 expenditure into the energy efficiency account created in section
33 7024, chapter 2, Laws of 2018 in support of projects related to the
34 emissions-intensive, trade-exposed industries program.

NEW SECTION. **Sec. 712.** A new section is added to 2021 c 334
(uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—ELECTRONIC HEALTH RECORD
RECONCILIATION AUDIT FINDING**

| | |
|--|--------------|
| General Fund—State Appropriation (FY 2023) | \$19,000,000 |
| TOTAL APPROPRIATION. | \$19,000,000 |

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for allocation to the health care authority for repayment of federal funds related to medicaid electronic health record reconciliation, after the receipt of a demand letter from the centers for medicare and medicaid services. The health care authority must provide the office of financial management a copy of the demand letter before the office of financial management may allocate the funding.

NEW SECTION. **Sec. 713.** A new section is added to 2021 c 334
(uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—MULTIMODAL TRANSPORTATION
ACCOUNT**

| | |
|--|--------------|
| General Fund—State Appropriation (FY 2023) | \$54,000,000 |
| TOTAL APPROPRIATION. | \$54,000,000 |

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the multimodal transportation account created in RCW 47.66.070.

NEW SECTION. **Sec. 714.** A new section is added to 2021 c 334
(uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—PUGET SOUND CAPITAL
CONSTRUCTION ACCOUNT**

| | |
|--|---------------|
| General Fund—State Appropriation (FY 2023) | \$337,900,000 |
| TOTAL APPROPRIATION. | \$337,900,000 |

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the Puget Sound capital construction account created in RCW 47.60.505.

NEW SECTION. **Sec. 715.** A new section is added to 2021 c 334
(uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—PUGET SOUND FERRY OPERATIONS
ACCOUNT**

| | |
|--|--------------|
| General Fund—State Appropriation (FY 2023) | \$25,698,000 |
| TOTAL APPROPRIATION. | \$25,698,000 |

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the Puget Sound ferry operations account created in RCW 47.60.530.

NEW SECTION. **Sec. 716.** A new section is added to 2021 c 334
(uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—ENTERPRISE SERVICES ACCOUNT

| | |
|--|-----------|
| General Fund—State Appropriation (FY 2022) | \$500,000 |
| TOTAL APPROPRIATION. | \$500,000 |

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the enterprise services account created in RCW 43.19.025 in support of the real estate services program.

NEW SECTION. **Sec. 717.** A new section is added to 2021 c 334
(uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE VEHICLE PARKING ACCOUNT

| | |
|--|-------------|
| General Fund—State Appropriation (FY 2022) | \$2,178,000 |
| TOTAL APPROPRIATION. | \$2,178,000 |

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the state vehicle parking account created in RCW 43.01.225 in support of the parking program within the department of enterprise services.

NEW SECTION. **Sec. 718.** A new section is added to 2021 c 334
(uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—LIABILITY ACCOUNT

| | |
|--|---------------|
| General Fund—State Appropriation (FY 2023) | \$217,000,000 |
| TOTAL APPROPRIATION. | \$217,000,000 |

1 The appropriation in this section is subject to the following
2 conditions and limitations: The appropriation is provided solely for
3 expenditure into the liability account created in RCW 4.92.130 to
4 ensure the account is not in deficit.

5 NEW SECTION. **Sec. 719.** A new section is added to 2021 c 334
6 (uncodified) to read as follows:

7 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—JUDICIAL STABILIZATION TRUST**
8 **ACCOUNT**

9 General Fund—State Appropriation (FY 2022). \$68,000,000
10 TOTAL APPROPRIATION. \$68,000,000

11 The appropriation in this section is subject to the following
12 conditions and limitations: The appropriation is provided solely for
13 expenditure into the judicial stabilization account created in RCW
14 43.79.505.

15 NEW SECTION. **Sec. 720.** A new section is added to 2021 c 334
16 (uncodified) to read as follows:

17 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—FAMILY AND MEDICAL LEAVE**
18 **INSURANCE ACCOUNT**

19 General Fund—State Appropriation (FY 2022). \$60,000,000
20 General Fund—State Appropriation (FY 2023). \$22,000,000
21 TOTAL APPROPRIATION. \$82,000,000

22 The appropriations in this section are subject to the following
23 conditions and limitations: The appropriations are provided solely
24 for expenditure into the family and medical leave insurance account
25 created in RCW 50A.05.070. The office of financial management may
26 only expend an amount necessary to keep the family and medical leave
27 insurance account from being in deficit, after certification from the
28 employment security department.

29 NEW SECTION. **Sec. 721.** A new section is added to 2021 c 334
30 (uncodified) to read as follows:

31 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STUDENT ACHIEVEMENT COUNCIL**
32 **FUND FOR INNOVATION AND QUALITY ACCOUNT**

33 General Fund—State Appropriation (FY 2023). \$16,600,000
34 TOTAL APPROPRIATION. \$16,600,000

1 The appropriation in this section is subject to the following
2 conditions and limitations: The appropriation is provided solely for
3 expenditure into the student achievement council fund for innovation
4 and quality account created in RCW 28B.120.040 for the student
5 achievement council to provide career and college pathway grants.

6 NEW SECTION. **Sec. 722.** A new section is added to 2021 c 334
7 (uncodified) to read as follows:

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON FEDERATION OF STATE**
9 **EMPLOYEES—GENERAL GOVERNMENT**

| | | |
|----|---|--------------|
| 10 | General Fund—State Appropriation (FY 2023). | \$33,287,000 |
| 11 | General Fund—Federal Appropriation. | \$12,538,000 |
| 12 | General Fund—Private/Local Appropriation. | \$58,000 |
| 13 | Other Appropriated Funds. | \$3,434,000 |
| 14 | TOTAL APPROPRIATION. | \$49,317,000 |

15 The appropriations in this section are subject to the following
16 conditions and limitations:

17 (1) Funding is provided solely for providing base range pay
18 increases in the event an agreement is reached with the Washington
19 federation of state employees—general government and included in
20 section 928 of this act. Expenditure of the amounts provided for this
21 purpose is contingent upon execution of an appropriate memorandum of
22 understanding between the governor or the governor's designee and the
23 exclusive bargaining representative, consistent with the terms of
24 this section. Appropriations for state agencies are increased by the
25 amounts specified in OFM document 2022-01, dated December 16, 2021,
26 to fund the provisions of this section upon execution of the
27 memorandum of understanding.

28 (2) Washington general service job classifications to receive
29 base pay increases within this section are:

30 (a) Administrative Assistant 3, one salary range (approximately
31 2.5 percent);

32 (b) AGO Investigator/Analyst Supervisor, two salary ranges
33 (approximately 5 percent);

34 (c) AGO Investigator/Analyst, two salary ranges (approximately 5
35 percent);

36 (d) AGO Senior Investigator/Analyst, two salary ranges
37 (approximately 5 percent);

1 (e) Attendant Counselor 1, three salary ranges (approximately 7.5
2 percent);

3 (f) Attendant Counselor 2, three salary ranges (approximately 7.5
4 percent);

5 (g) Attendant Counselor 3, three salary ranges (approximately 7.5
6 percent);

7 (h) Attendant Counselor Manager, two salary ranges (approximately
8 5 percent);

9 (i) Carpenter Supervisor 1, two salary ranges (approximately 5
10 percent);

11 (j) Chief Engineer, two salary ranges (approximately 5 percent);

12 (k) Corrections & Custody Officer 2, three salary ranges
13 (approximately 7.5 percent);

14 (l) Corrections & Custody Officer 3, three salary ranges
15 (approximately 7.5 percent);

16 (m) Corrections Correctional Industries Supervisor 2, two salary
17 ranges (approximately 5 percent);

18 (n) Custodian 4, one salary range (approximately 2.5 percent);

19 (o) Custodian 5, two salary ranges (approximately 5 percent);

20 (p) Developmental Disability Administrator, one salary range
21 (approximately 2.5 percent);

22 (q) Developmental Disability Case/Res Manager, two salary ranges
23 (approximately 5 percent);

24 (r) Developmental Disability Outstation Manager, two salary
25 ranges (approximately 5 percent);

26 (s) Equipment Operator 2, two salary ranges (approximately 5
27 percent);

28 (t) Equipment Operator Lead, one salary range (approximately 2.5
29 percent);

30 (u) Equipment Technician Lead, two salary ranges (approximately 5
31 percent);

32 (v) Fiscal Analyst 1, four salary ranges (approximately 10
33 percent);

34 (w) Fiscal Analyst 2, four salary ranges (approximately 10
35 percent);

36 (x) Fiscal Analyst 3, four salary ranges (approximately 10
37 percent);

38 (y) Fiscal Analyst 4, four salary ranges (approximately 10
39 percent);

1 (z) Fiscal Analyst 5, two salary ranges (approximately 5
2 percent);
3 (aa) Fiscal Technician 2, two salary ranges (approximately 5
4 percent);
5 (bb) Fiscal Technician 3, two salary ranges (approximately 5
6 percent);
7 (cc) Fiscal Technician Lead, three salary ranges (approximately
8 7.5 percent);
9 (dd) Food Service Manager 1, six salary ranges (approximately 15
10 percent);
11 (ee) Food Service Manager 2, five salary ranges (approximately
12 12.5 percent);
13 (ff) Food Service Supervisor 2, six salary ranges (approximately
14 15 percent);
15 (gg) Health Care Investigator 3, two salary ranges (approximately
16 5 percent);
17 (hh) Health Care Investigator 4, one salary range (approximately
18 2.5 percent);
19 (ii) Institution Counselor 2, two salary ranges (approximately 5
20 percent);
21 (jj) Institution Counselor 3, two salary ranges (approximately 5
22 percent);
23 (kk) Investigator 1, three salary ranges (approximately 7.5
24 percent);
25 (ll) Investigator 2, three salary ranges (approximately 7.5
26 percent);
27 (mm) Investigator 3, three salary ranges (approximately 7.5
28 percent);
29 (nn) Investigator 4, three salary ranges (approximately 7.5
30 percent);
31 (oo) Juvenile Rehabilitation Community Counselor, four salary
32 ranges (approximately 10 percent);
33 (pp) Juvenile Rehabilitation Counselor Assistant, four salary
34 ranges (approximately 10 percent);
35 (qq) Juvenile Rehabilitation Resident Counselor, four salary
36 ranges (approximately 10 percent);
37 (rr) Juvenile Rehabilitation Supervisor, four salary ranges
38 (approximately 10 percent);
39 (ss) Library & Archival Professional 1, two salary ranges
40 (approximately 5 percent);

1 (tt) Library & Archival Professional 2, two salary ranges
2 (approximately 5 percent);
3 (uu) Library & Archives Paraprofessional 2, two salary ranges
4 (approximately 5 percent);
5 (vv) Library & Archives Paraprofessional 4, one salary range
6 (approximately 2.5 percent);
7 (ww) Licensed Practical Nurse 2, two salary ranges (approximately
8 5 percent);
9 (xx) Licensed Practical Nurse 4, two salary ranges (approximately
10 5 percent);
11 (yy) Maintenance Mechanic 1, two salary ranges (approximately 5
12 percent);
13 (zz) Maintenance Mechanic 2, two salary ranges (approximately 5
14 percent);
15 (aaa) Maintenance Mechanic 3, two salary ranges (approximately 5
16 percent);
17 (bbb) Maintenance Mechanic 4, two salary ranges (approximately 5
18 percent);
19 (ccc) Maintenance Specialist 4, two salary ranges (approximately
20 5 percent);
21 (ddd) Maintenance Specialist 5, two salary ranges (approximately
22 5 percent);
23 (eee) Medical Assistant, six salary ranges (approximately 15
24 percent);
25 (fff) Mental Health Technician 1, two salary ranges
26 (approximately 5 percent);
27 (ggg) Mental Health Technician 2, two salary ranges
28 (approximately 5 percent);
29 (hhh) Mental Health Technician 3, two salary ranges
30 (approximately 5 percent);
31 (iii) Nursing Assistant Lead, six salary ranges (approximately 15
32 percent);
33 (jjj) Nursing Assistant, four salary ranges (approximately 10
34 percent);
35 (kkk) Nursing Assistant, six salary ranges (approximately 15
36 percent);
37 (lll) Office Assistant 2, two salary ranges (approximately 5
38 percent);
39 (mmm) Office Assistant 3, two salary ranges (approximately 5
40 percent);

1 (nnn) Office Assistant Lead, two salary ranges (approximately 5
2 percent);
3 (ooo) Office Manager, four salary ranges (approximately 10
4 percent);
5 (ppp) Office Support Supervisor 1, two salary ranges
6 (approximately 5 percent);
7 (qqq) Office Support Supervisor 2, five salary ranges
8 (approximately 12.5 percent);
9 (rrr) Painter Supervisor, two salary ranges (approximately 5
10 percent);
11 (sss) Plumber/Pipefitter/Steamfitter Supervisor, two salary
12 ranges (approximately 5 percent);
13 (ttt) Procurement & Supply Specialist 1, four salary ranges
14 (approximately 10 percent);
15 (uuu) Procurement & Supply Specialist 2, four salary ranges
16 (approximately 10 percent);
17 (vvv) Procurement & Supply Specialist 3, four salary ranges
18 (approximately 10 percent);
19 (www) Procurement & Supply Specialist 4, four salary ranges
20 (approximately 10 percent);
21 (xxx) Psychiatric Child Care Counselor 1, two salary ranges
22 (approximately 5 percent);
23 (yyy) Psychiatric Child Care Counselor 2, two salary ranges
24 (approximately 5 percent);
25 (zzz) Psychiatric Child Care Counselor 3, two salary ranges
26 (approximately 5 percent);
27 (aaaa) Psychiatric Security Attendant, two salary ranges
28 (approximately 5 percent);
29 (bbbb) Registered Nurse 1, two salary ranges (approximately 5
30 percent);
31 (cccc) Registered Nurse 3, two salary ranges (approximately 5
32 percent);
33 (dddd) Residential Rehabilitation Counselor 2, two salary ranges
34 (approximately 5 percent);
35 (eeee) Residential Rehabilitation Counselor 3, two salary ranges
36 (approximately 5 percent);
37 (ffff) Residential Rehabilitation Counselor 4, two salary ranges
38 (approximately 5 percent);
39 (gggg) Secretary Lead, three salary ranges (approximately 7.5
40 percent);

1 (hhhh) Secretary Senior, two salary ranges (approximately 5
2 percent);
3 (iiii) Secretary Supervisor, four salary ranges (approximately 10
4 percent);
5 (jjjj) Social Service Specialist 1, two salary ranges
6 (approximately 5 percent);
7 (kkkk) Social Service Specialist 2, two salary ranges
8 (approximately 5 percent);
9 (llll) Social Service Specialist 3, two salary ranges
10 (approximately 5 percent);
11 (mmmm) Social Service Specialist 4, two salary ranges
12 (approximately 5 percent);
13 (nnnn) Social Service Training Specialist, two salary ranges
14 (approximately 5 percent);
15 (oooo) Tort Claims Investigator 1, three salary ranges
16 (approximately 7.5 percent);
17 (pppp) Warehouse Operator 2, two salary ranges (approximately 5
18 percent);
19 (qqqq) Warehouse Operator 3, two salary ranges (approximately 5
20 percent); and
21 (rrrr) Warehouse Operator 4, two salary ranges (approximately 5
22 percent).

23 NEW SECTION. **Sec. 723.** A new section is added to 2021 c 334
24 (uncodified) to read as follows:

25 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON PUBLIC EMPLOYEES**
26 **ASSOCIATION—GENERAL GOVERNMENT**

| | | |
|----|---|-----------|
| 27 | General Fund—State Appropriation (FY 2023). | \$312,000 |
| 28 | General Fund—Federal Appropriation. | \$80,000 |
| 29 | Other Appropriated Funds. | \$297,000 |
| 30 | TOTAL APPROPRIATION. | \$689,000 |

31 The appropriations in this section are subject to the following
32 conditions and limitations:

33 (1) Funding is provided solely for providing base range pay
34 increases in the event an agreement is reached with the Washington
35 public employees association—general government and included in
36 section 928 of this act. Expenditure of the amounts provided for this
37 purpose is contingent upon execution of an appropriate memorandum of
38 understanding between the governor or the governor's designee and the

1 exclusive bargaining representative, consistent with the terms of
2 this section. Appropriations for state agencies are increased by the
3 amounts specified in OFM document 2022-01, dated December 16, 2021,
4 to fund the provisions of this section upon execution of the
5 memorandum of understanding.

6 (2) Washington general service job classifications to receive
7 base pay increases within this section are:

8 (a) Administrative Assistant 3, one salary range (approximately
9 2.5 percent);

10 (b) Equipment Operator 2, two salary ranges (approximately 5
11 percent);

12 (c) Equipment Operator Lead, one salary range (approximately 2.5
13 percent);

14 (d) Fiscal Analyst 1, four salary ranges (approximately 10
15 percent);

16 (e) Fiscal Analyst 2, four salary ranges (approximately 10
17 percent);

18 (f) Fiscal Analyst 3, four salary ranges (approximately 10
19 percent);

20 (g) Fiscal Analyst 4, four salary ranges (approximately 10
21 percent);

22 (h) Fiscal Analyst 5, two salary ranges (approximately 5
23 percent);

24 (i) Fiscal Technician 2, two salary ranges (approximately 5
25 percent);

26 (j) Fiscal Technician 3, two salary ranges (approximately 5
27 percent);

28 (k) Fiscal Technician Lead, three salary ranges (approximately
29 7.5 percent);

30 (l) Fiscal Technician Supervisor, two salary ranges
31 (approximately 5 percent);

32 (m) Food Service Manager 2, five salary ranges (approximately
33 12.5 percent);

34 (n) Investigator 2, three salary ranges (approximately 7.5
35 percent);

36 (o) Investigator 3, three salary ranges (approximately 7.5
37 percent);

38 (p) Maintenance Mechanic 1, two salary ranges (approximately 5
39 percent);

1 (q) Maintenance Mechanic 2, two salary ranges (approximately 5
2 percent);
3 (r) Maintenance Mechanic 3, two salary ranges (approximately 5
4 percent);
5 (s) Maintenance Mechanic 4, two salary ranges (approximately 5
6 percent);
7 (t) Natural Resource Investigator, three salary ranges
8 (approximately 7.5 percent);
9 (u) Office Assistant 2, two salary ranges (approximately 5
10 percent);
11 (v) Office Assistant 3, two salary ranges (approximately 5
12 percent);
13 (w) Office Assistant Lead, two salary ranges (approximately 5
14 percent);
15 (x) Office Support Supervisor 1, two salary ranges (approximately
16 5 percent);
17 (y) Office Support Supervisor 2, five salary ranges
18 (approximately 12.5 percent);
19 (z) Procurement & Supply Specialist 3, four salary ranges
20 (approximately 10 percent);
21 (aa) Procurement & Supply Specialist 4, four salary ranges
22 (approximately 10 percent);
23 (bb) Secretary Senior, two salary ranges (approximately 5
24 percent);
25 (cc) Secretary Supervisor, four salary ranges (approximately 10
26 percent); and
27 (dd) Warehouse Operator 3, two salary ranges (approximately 5
28 percent).

29 NEW SECTION. **Sec. 724.** A new section is added to 2021 c 334
30 (uncodified) to read as follows:

31 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COALITION OF UNIONS**

| | | |
|----|---|-------------|
| 32 | General Fund—State Appropriation (FY 2023). | \$682,000 |
| 33 | General Fund—Federal Appropriation. | \$6,000 |
| 34 | General Fund—Private/Local Appropriation. | \$4,000 |
| 35 | Other Appropriated Funds. | \$779,000 |
| 36 | TOTAL APPROPRIATION. | \$1,471,000 |

37 The appropriations in this section are subject to the following
38 conditions and limitations:

(1) Funding is provided solely for providing base range pay increases and recruitment and retention lump sum payments in the event an agreement is reached with the coalition of unions and included in section 928 of this act. Expenditure of the amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this section upon execution of the memorandum of understanding.

(2) Washington general service job classifications to receive base pay increases within this section are:

(a) Maintenance Mechanic 1, two salary ranges (approximately 5 percent);

(b) Maintenance Mechanic 2, two salary ranges (approximately 5 percent);

(c) Maintenance Mechanic 3, two salary ranges (approximately 5 percent);

(d) Maintenance Mechanic 4, two salary ranges (approximately 5 percent);

(e) Office Assistant 3, two salary ranges (approximately 5 percent);

(f) Registered Nurse 2, two salary ranges (approximately 5 percent); and

(g) Registered Nurse 3, two salary ranges (approximately 5 percent).

(3) Washington general service job classifications at the department of labor and industries to receive a recruitment and retention lump sum payment within this section are:

(a) Electrical Construction Inspector;

(b) Electrical Construction Inspector Lead;

(c) Electrical Inspection Field Supervisor/Technical Specialist;
and

(d) Electrical Plans Examiner.

(4) This section provides a temporary increase to base salary to the following Washington general service job classifications at the department of labor and industries who are responsible for the inspection, plan review, and approval of factory assembled structures. The increase does not apply to other positions allocated

to these classifications that are not performing this work.
Washington general service job classifications to receive temporary
base pay increases within this section are:

- (a) Construction Compliance Inspector 2 (2.5 percent);
- (b) Factory and Mobile Home Plan Examiner (5 percent); and
- (c) Compliance Specialist Supervisor (10 percent).

NEW SECTION. **Sec. 725.** A new section is added to 2021 c 334
(uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—SEIU HEALTHCARE 1199NW

| | |
|---|-------------|
| General Fund—State Appropriation (FY 2023). | \$4,897,000 |
| General Fund—Federal Appropriation. | \$1,038,000 |
| TOTAL APPROPRIATION. | \$5,935,000 |

The appropriations in this section are subject to the following
conditions and limitations:

(1) Funding is provided solely for providing base range pay
increases in the event an agreement is reached with the service
employees international union healthcare 1199nw and included in
section 928 of this act. Expenditure of the amounts provided for this
purpose is contingent upon execution of an appropriate memorandum of
understanding between the governor or the governor's designee and the
exclusive bargaining representative, consistent with the terms of
this section. Appropriations for state agencies are increased by the
amounts specified in OFM document 2022-01, dated December 16, 2021,
to fund the provisions of this section upon execution of the
memorandum of understanding.

(2) Washington general service job classifications to receive
base pay increases within this section are:

- (a) Licensed Practical Nurse 2, two salary ranges (approximately
5 percent);
- (b) Registered Nurse 2, two salary ranges (approximately 5
percent);
- (c) Registered Nurse 3, two salary ranges (approximately 5
percent); and
- (d) Registered Nurse 4, two salary ranges (approximately 5
percent).

NEW SECTION. **Sec. 726.** A new section is added to 2021 c 334
(uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—TEAMSTERS LOCAL 117

| | |
|---|-------------|
| General Fund—State Appropriation (FY 2023). | \$3,158,000 |
| TOTAL APPROPRIATION. | \$3,158,000 |

The appropriation in this section is subject to the following conditions and limitations:

(1) Funding is provided solely for providing base range pay increases in the event an agreement is reached with the international brotherhood of teamsters local 117 and included in section 928 of this act. Expenditure of the amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this section upon execution of the memorandum of understanding.

(2) Washington general service job classifications to receive base pay increases within this section are:

(a) Licensed Practical Nurse 2, two salary ranges (approximately 5 percent);

(b) Licensed Practical Nurse 4, two salary ranges (approximately 5 percent);

(c) Maintenance Custodian - Teamsters, two salary ranges (approximately 5 percent);

(d) Medical Assistant, six salary ranges (approximately 15 percent);

(e) Nursing Assistant Lead, six salary ranges (approximately 15 percent);

(f) Nursing Assistant, six salary ranges (approximately 15 percent);

(g) Registered Nurse 1, two salary ranges (approximately 5 percent);

(h) Registered Nurse 2 - Teamsters, two salary ranges (approximately 5 percent); and

(i) Registered Nurse 3 - Teamsters, two salary ranges (approximately 5 percent).

NEW SECTION. **Sec. 727.** A new section is added to 2021 c 334 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—WFSE HIGHER EDUCATION
COMMUNITY COLLEGE COALITION**

| | |
|--|-----------|
| General Fund—State Appropriation (FY 2023) | \$887,000 |
| Other Appropriated Funds | \$41,000 |
| TOTAL APPROPRIATION | \$928,000 |

The appropriations in this section are subject to the following conditions and limitations:

(1) Funding is provided solely for providing base range pay increases in the event an agreement is reached with the Washington federation of state employees community college coalition and included in section 928 of this act. Expenditure of the amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this section upon execution of the memorandum of understanding.

(2) Washington general service job classifications to receive base pay increases within this section are:

(a) Administrative Assistant 3, one salary range (approximately 2.5 percent);

(b) Custodian 4, one salary range (approximately 2.5 percent);

(c) Custodian 5, two salary ranges (approximately 5 percent);

(d) Equipment Operator 2, two salary ranges (approximately 5 percent);

(e) Equipment Technician Lead, two salary ranges (approximately 5 percent);

(f) Fiscal Analyst 1, four salary ranges (approximately 10 percent);

(g) Fiscal Analyst 2, four salary ranges (approximately 10 percent);

(h) Fiscal Analyst 3, four salary ranges (approximately 10 percent);

(i) Fiscal Analyst 4, four salary ranges (approximately 10 percent);

(j) Fiscal Analyst 5, two salary ranges (approximately 5 percent);

1 (k) Fiscal Technician 2, two salary ranges (approximately 5
2 percent);
3 (l) Fiscal Technician 3, two salary ranges (approximately 5
4 percent);
5 (m) Fiscal Technician Lead, three salary ranges (approximately
6 7.5 percent);
7 (n) Food Service Manager 2, five salary ranges (approximately
8 12.5 percent);
9 (o) Food Service Supervisor 2, six salary ranges (approximately
10 15 percent);
11 (p) Library & Archival Professional 1, two salary ranges
12 (approximately 5 percent);
13 (q) Library & Archives Paraprofessional 2, two salary ranges
14 (approximately 5 percent);
15 (r) Library & Archives Paraprofessional 4, one salary range
16 (approximately 2.5 percent);
17 (s) Maintenance Mechanic 1, two salary ranges (approximately 5
18 percent);
19 (t) Maintenance Mechanic 2, two salary ranges (approximately 5
20 percent);
21 (u) Maintenance Mechanic 3, two salary ranges (approximately 5
22 percent);
23 (v) Maintenance Mechanic 4, two salary ranges (approximately 5
24 percent);
25 (w) Maintenance Specialist 4, two salary ranges (approximately 5
26 percent);
27 (x) Office Assistant 2, two salary ranges (approximately 5
28 percent);
29 (y) Office Assistant 3, two salary ranges (approximately 5
30 percent);
31 (z) Office Assistant Lead, two salary ranges (approximately 5
32 percent);
33 (aa) Office Manager, four salary ranges (approximately 10
34 percent);
35 (bb) Office Support Supervisor 1, two salary ranges
36 (approximately 5 percent);
37 (cc) Office Support Supervisor 2, five salary ranges
38 (approximately 12.5 percent);
39 (dd) Patient Services Coordinator, six salary ranges
40 (approximately 15 percent);

(ee) Procurement & Supply Specialist 1, four salary ranges (approximately 10 percent);
(ff) Procurement & Supply Specialist 2, four salary ranges (approximately 10 percent);
(gg) Procurement & Supply Specialist 3, four salary ranges (approximately 10 percent);
(hh) Procurement & Supply Specialist 4, four salary ranges (approximately 10 percent);
(ii) Secretary Lead, three salary ranges (approximately 7.5 percent);
(jj) Secretary Senior, two salary ranges (approximately 5 percent);
(kk) Secretary Supervisor, four salary ranges (approximately 10 percent); and
(ll) Warehouse Operator 2, two salary ranges (approximately 5 percent).

NEW SECTION. **Sec. 728.** A new section is added to 2021 c 334 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—WPEA HIGHER EDUCATION
COMMUNITY COLLEGE COALITION**

| | |
|---|-----------|
| General Fund—State Appropriation (FY 2023). | \$825,000 |
| TOTAL APPROPRIATION. | \$825,000 |

The appropriation in this section is subject to the following conditions and limitations:

(1) Funding is provided solely for providing base range pay increases in the event an agreement is reached with the Washington public employees association community college coalition and included in section 928 of this act. Expenditure of the amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this section upon execution of the memorandum of understanding.

(2) Washington general service job classifications to receive base pay increases within this section are:

1 (a) Administrative Assistant 3, one salary range (approximately
2 2.5 percent);
3 (b) Custodian 4, one salary range (approximately 2.5 percent);
4 (c) Custodian 5, two salary ranges (approximately 5 percent);
5 (d) Fiscal Analyst 1, four salary ranges (approximately 10
6 percent);
7 (e) Fiscal Analyst 2, four salary ranges (approximately 10
8 percent);
9 (f) Fiscal Analyst 3, four salary ranges (approximately 10
10 percent);
11 (g) Fiscal Analyst 4, four salary ranges (approximately 10
12 percent);
13 (h) Fiscal Analyst 5, two salary ranges (approximately 5
14 percent);
15 (i) Fiscal Technician 2, two salary ranges (approximately 5
16 percent);
17 (j) Fiscal Technician 3, two salary ranges (approximately 5
18 percent);
19 (k) Fiscal Technician Lead, three salary ranges (approximately
20 7.5 percent);
21 (l) Fiscal Technician Supervisor, two salary ranges
22 (approximately 5 percent);
23 (m) Food Service Manager 1, six salary ranges (approximately 15
24 percent);
25 (n) Food Service Manager 5, one salary range (approximately 2.5
26 percent);
27 (o) Food Service Supervisor 2, six salary ranges (approximately
28 15 percent);
29 (p) Library & Archives Paraprofessional 2, two salary ranges
30 (approximately 5 percent);
31 (q) Library & Archives Paraprofessional 4, one salary range
32 (approximately 2.5 percent);
33 (r) Maintenance Mechanic 1, two salary ranges (approximately 5
34 percent);
35 (s) Maintenance Mechanic 2, two salary ranges (approximately 5
36 percent);
37 (t) Maintenance Mechanic 3, two salary ranges (approximately 5
38 percent);
39 (u) Maintenance Mechanic 4, two salary ranges (approximately 5
40 percent);

(v) Office Assistant 2, two salary ranges (approximately 5 percent);

(w) Office Assistant 3, two salary ranges (approximately 5 percent);

(x) Patient Services Representative, six salary ranges (approximately 15 percent);

(y) Procurement & Supply Specialist 1, four salary ranges (approximately 10 percent);

(z) Procurement & Supply Specialist 2, four salary ranges (approximately 10 percent);

(aa) Procurement & Supply Specialist 3, four salary ranges (approximately 10 percent);

(bb) Procurement & Supply Specialist 4, four salary ranges (approximately 10 percent);

(cc) Secretary Lead, three salary ranges (approximately 7.5 percent);

(dd) Secretary Senior, two salary ranges (approximately 5 percent);

(ee) Secretary Supervisor, four salary ranges (approximately 10 percent);

(ff) Warehouse Operator 2, two salary ranges (approximately 5 percent); and

(gg) Warehouse Operator 3, two salary ranges (approximately 5 percent).

NEW SECTION. **Sec. 729.** A new section is added to 2021 c 334 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—CENTRAL WASHINGTON UNIVERSITY
—PSE

| | |
|---|----------|
| General Fund—State Appropriation (FY 2023). | \$94,000 |
| TOTAL APPROPRIATION. | \$94,000 |

The appropriation in this section is subject to the following conditions and limitations:

(1) Funding is provided solely for providing base range pay increases in the event an agreement is reached between Central Washington University and the public school employees and included in section 928 of this act. Expenditure of the amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the

exclusive bargaining representative, consistent with the terms of this section. Appropriations for state agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this section upon execution of the memorandum of understanding.

(2) Washington general service job classifications to receive base pay increases within this section are:

(a) Administrative Assistant 3, one salary range (approximately 2.5 percent);

(b) Fiscal Technician 2, two salary ranges (approximately 5 percent);

(c) Library & Archives Paraprofessional 2, two salary ranges (approximately 5 percent);

(d) Library & Archives Paraprofessional 4, one salary range (approximately 2.5 percent);

(e) Medical Assistant, six salary ranges (approximately 15 percent);

(f) Office Assistant 3, two salary ranges (approximately 5 percent);

(g) Office Assistant Lead, two salary ranges (approximately 5 percent);

(h) Patient Services Lead, six salary ranges (approximately 15 percent);

(i) Patient Services Representative, six salary ranges (approximately 15 percent);

(j) Registered Nurse 2, two salary ranges (approximately 5 percent);

(k) Secretary Lead, three salary ranges (approximately 7.5 percent);

(l) Secretary Senior, two salary ranges (approximately 5 percent); and

(m) Secretary Supervisor, four salary ranges (approximately 10 percent).

NEW SECTION. **Sec. 730.** A new section is added to 2021 c 334 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—CENTRAL WASHINGTON UNIVERSITY
—WFSE**

General Fund—State Appropriation (FY 2023). \$28,000

TOTAL APPROPRIATION. \$28,000

The appropriation in this section is subject to the following conditions and limitations:

(1) Funding is provided solely for providing base range pay increases in the event an agreement is reached between Central Washington University and the Washington federation of state employees and included in section 928 of this act. Expenditure of the amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this section upon execution of the memorandum of understanding.

(2) Washington general service job classifications to receive base pay increases within this section are:

(a) Equipment Operator 2, two salary ranges (approximately 5 percent);

(b) Equipment Technician Lead, two salary ranges (approximately 5 percent);

(c) Maintenance Mechanic 1, two salary ranges (approximately 5 percent);

(d) Maintenance Mechanic 2, two salary ranges (approximately 5 percent);

(e) Maintenance Mechanic 3, two salary ranges (approximately 5 percent);

(f) Procurement & Supply Specialist 1, four salary ranges (approximately 10 percent);

(g) Warehouse Operator 2, two salary ranges (approximately 5 percent); and

(h) Warehouse Operator 3, two salary ranges (approximately 5 percent).

NEW SECTION. **Sec. 731.** A new section is added to 2021 c 334 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—EASTERN WASHINGTON UNIVERSITY
—WFSE**

General Fund—State Appropriation (FY 2023). \$157,000

TOTAL APPROPRIATION. \$157,000

1 The appropriation in this section is subject to the following
2 conditions and limitations:

3 (1) Funding is provided solely for providing base range pay
4 increases in the event an agreement is reached between Eastern
5 Washington University and the Washington federation of state
6 employees and included in section 928 of this act. Expenditure of the
7 amounts provided for this purpose is contingent upon execution of an
8 appropriate memorandum of understanding between the governor or the
9 governor's designee and the exclusive bargaining representative,
10 consistent with the terms of this section. Appropriations for state
11 agencies are increased by the amounts specified in OFM document
12 2022-01, dated December 16, 2021, to fund the provisions of this
13 section upon execution of the memorandum of understanding.

14 (2) Washington general service job classifications to receive
15 base pay increases within this section are:

16 (a) Administrative Assistant 3, one salary range (approximately
17 2.5 percent);

18 (b) Equipment Operator 2, two salary ranges (approximately 5
19 percent);

20 (c) Fiscal Analyst 1, four salary ranges (approximately 10
21 percent);

22 (d) Fiscal Analyst 2, four salary ranges (approximately 10
23 percent);

24 (e) Fiscal Analyst 3, four salary ranges (approximately 10
25 percent);

26 (f) Fiscal Technician 2, two salary ranges (approximately 5
27 percent);

28 (g) Fiscal Technician 3, two salary ranges (approximately 5
29 percent);

30 (h) Fiscal Technician Lead, three salary ranges (approximately
31 7.5 percent);

32 (i) Food Service Manager 1, six salary ranges (approximately 15
33 percent);

34 (j) Food Service Manager 2, five salary ranges (approximately
35 12.5 percent);

36 (k) Food Service Manager 3, five salary ranges (approximately
37 12.5 percent);

38 (l) Food Service Supervisor 2, six salary ranges (approximately
39 15 percent);

(m) Library & Archives Paraprofessional 2, two salary ranges (approximately 5 percent);

(n) Library & Archives Paraprofessional 4, one salary range (approximately 2.5 percent);

(o) Maintenance Mechanic 1, two salary ranges (approximately 5 percent);

(p) Maintenance Mechanic 2, two salary ranges (approximately 5 percent);

(q) Maintenance Mechanic 3, two salary ranges (approximately 5 percent);

(r) Maintenance Specialist 4, two salary ranges (approximately 5 percent);

(s) Office Assistant 2, two salary ranges (approximately 5 percent);

(t) Office Assistant 3, two salary ranges (approximately 5 percent);

(u) Office Assistant Lead, two salary ranges (approximately 5 percent);

(v) Office Support Supervisor 1, two salary ranges (approximately 5 percent);

(w) Patient Services Representative, six salary ranges (approximately 15 percent);

(x) Procurement & Supply Specialist 3, four salary ranges (approximately 10 percent);

(y) Secretary Lead, three salary ranges (approximately 7.5 percent);

(z) Secretary Senior, two salary ranges (approximately 5 percent);

(aa) Secretary Supervisor, four salary ranges (approximately 10 percent);

(bb) Warehouse Operator 2, two salary ranges (approximately 5 percent); and

(cc) Warehouse Operator 4, two salary ranges (approximately 5 percent).

NEW SECTION. **Sec. 732.** A new section is added to 2021 c 334 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—THE EVERGREEN STATE COLLEGE—
WFSE**

General Fund—State Appropriation (FY 2023). \$114,000

TOTAL APPROPRIATION. \$114,000

The appropriation in this section is subject to the following conditions and limitations:

(1) Funding is provided solely for providing base range pay increases in the event an agreement is reached between The Evergreen State College and the Washington federation of state employees and included in section 928 of this act. Expenditure of the amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this section upon execution of the memorandum of understanding.

(2) Washington general service job classifications to receive base pay increases within this section are:

(a) Administrative Assistant 3, one salary range (approximately 2.5 percent);

(b) Custodian 4, one salary range (approximately 2.5 percent);

(c) Fiscal Analyst 1, four salary ranges (approximately 10 percent);

(d) Fiscal Analyst 2, four salary ranges (approximately 10 percent);

(e) Fiscal Analyst 3, four salary ranges (approximately 10 percent);

(f) Fiscal Analyst 5, two salary ranges (approximately 5 percent);

(g) Fiscal Technician 2, two salary ranges (approximately 5 percent);

(h) Fiscal Technician 3, two salary ranges (approximately 5 percent);

(i) Library & Archives Paraprofessional 2, two salary ranges (approximately 5 percent);

(j) Library & Archives Paraprofessional 4, one salary range (approximately 2.5 percent);

(k) Maintenance Mechanic 1, two salary ranges (approximately 5 percent);

(l) Maintenance Mechanic 2, two salary ranges (approximately 5 percent);

(m) Maintenance Mechanic 3, two salary ranges (approximately 5 percent);

(n) Office Assistant 2, two salary ranges (approximately 5 percent);

(o) Office Assistant 3, two salary ranges (approximately 5 percent);

(p) Office Assistant Lead, two salary ranges (approximately 5 percent);

(q) Office Support Supervisor 2, five salary ranges (approximately 12.5 percent);

(r) Patient Services Lead, six salary ranges (approximately 15 percent);

(s) Procurement & Supply Specialist 2, four salary ranges (approximately 10 percent);

(t) Procurement & Supply Specialist 3, four salary ranges (approximately 10 percent);

(u) Secretary Lead, three salary ranges (approximately 7.5 percent);

(v) Secretary Senior, two salary ranges (approximately 5 percent); and

(w) Secretary Supervisor, four salary ranges (approximately 10 percent).

NEW SECTION. **Sec. 733.** A new section is added to 2021 c 334 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON STATE UNIVERSITY—
INTERNATIONAL UNION OF OPERATING ENGINEERS**

| | |
|--|---------|
| General Fund—State Appropriation (FY 2023) | \$9,000 |
| TOTAL APPROPRIATION. | \$9,000 |

The appropriation in this section is subject to the following conditions and limitations:

(1) Funding is provided solely for providing base range pay increases in the event an agreement is reached between the Washington State University and the international union of operating engineers and included in section 928 of this act. Expenditure of the amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state

1 agencies are increased by the amounts specified in OFM document
2 2022-01, dated December 16, 2021, to fund the provisions of this
3 section upon execution of the memorandum of understanding.

4 (2) Washington general service job classifications to receive
5 base pay increases within this section are:

6 (a) Maintenance Mechanic 1, two salary ranges (approximately 5
7 percent);

8 (b) Maintenance Mechanic 2, two salary ranges (approximately 5
9 percent); and

10 (c) Maintenance Mechanic 3, two salary ranges (approximately 5
11 percent).

12 NEW SECTION. **Sec. 734.** A new section is added to 2021 c 334
13 (uncodified) to read as follows:

14 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON STATE UNIVERSITY—**
15 **WFSE**

16 General Fund—State Appropriation (FY 2023). \$59,000

17 TOTAL APPROPRIATION. \$59,000

18 The appropriation in this section is subject to the following
19 conditions and limitations:

20 (1) Funding is provided solely for providing base range pay
21 increases in the event an agreement is reached between Washington
22 State University and the Washington federation of state employees and
23 included in section 928 of this act. Expenditure of the amounts
24 provided for this purpose is contingent upon execution of an
25 appropriate memorandum of understanding between the governor or the
26 governor's designee and the exclusive bargaining representative,
27 consistent with the terms of this section. Appropriations for state
28 agencies are increased by the amounts specified in OFM document
29 2022-01, dated December 16, 2021, to fund the provisions of this
30 section upon execution of the memorandum of understanding.

31 (2) Washington general service job classifications to receive
32 base pay increases within this section are:

33 (a) Equipment Operator 2, two salary ranges (approximately 5
34 percent);

35 (b) Food Service Supervisor 2, six salary ranges (approximately
36 15 percent);

37 (c) Maintenance Mechanic 1, two salary ranges (approximately 5
38 percent);

(d) Maintenance Mechanic 2, two salary ranges (approximately 5 percent);

(e) Maintenance Mechanic 3, two salary ranges (approximately 5 percent); and

(f) Office Assistant 3, two salary ranges (approximately 5 percent).

NEW SECTION. **Sec. 735.** A new section is added to 2021 c 334 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—WESTERN WASHINGTON UNIVERSITY

—PSE

| | |
|---|----------|
| General Fund—State Appropriation (FY 2023). | \$51,000 |
| TOTAL APPROPRIATION. | \$51,000 |

The appropriation in this section is subject to the following conditions and limitations:

(1) Funding is provided solely for providing base range pay increases in the event an agreement is reached between Western Washington University and the public school employees bargaining units D and PT and included in section 928 of this act. Expenditure of the amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this section upon execution of the memorandum of understanding.

(2) Washington general service job classifications to receive base pay increases within this section are:

(a) Administrative Assistant 3, one salary range (approximately 2.5 percent);

(b) Fiscal Analyst 1, four salary ranges (approximately 10 percent);

(c) Fiscal Analyst 2, four salary ranges (approximately 10 percent);

(d) Fiscal Analyst 3, four salary ranges (approximately 10 percent);

(e) Fiscal Analyst 4, four salary ranges (approximately 10 percent);

(f) Library & Archival Professional 2, two salary ranges (approximately 5 percent);

(g) Library & Archives Paraprofessional 4, one salary range (approximately 2.5 percent);

(h) Licensed Practical Nurse 2, two salary ranges (approximately 5 percent);

(i) Medical Assistant, six salary ranges (approximately 15 percent);

(j) Office Assistant 3, two salary ranges (approximately 5 percent);

(k) Office Support Supervisor 1, two salary ranges (approximately 5 percent);

(l) Office Support Supervisor 2, five salary ranges (approximately 12.5 percent);

(m) Procurement & Supply Specialist 3, four salary ranges (approximately 10 percent);

(n) Registered Nurse 2, two salary ranges (approximately 5 percent); and

(o) Registered Nurse 3, two salary ranges (approximately 5 percent).

NEW SECTION. **Sec. 736.** A new section is added to 2021 c 334 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—WESTERN WASHINGTON UNIVERSITY
—WFSE

| | |
|---|----------|
| General Fund—State Appropriation (FY 2023). | \$74,000 |
| TOTAL APPROPRIATION. | \$74,000 |

The appropriation in this section is subject to the following conditions and limitations:

(1) Funding is provided solely for providing base range pay increases in the event an agreement is reached between Western Washington University and the Washington federation of state employees bargaining units A, B, and E and included in section 928 of this act. Expenditure of the amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021,

1 to fund the provisions of this section upon execution of the
2 memorandum of understanding.

3 (2) Washington general service job classifications to receive
4 base pay increases within this section are:

5 (a) Administrative Assistant 3, one salary range (approximately
6 2.5 percent);

7 (b) Chief Engineer, two salary ranges (approximately 5 percent);

8 (c) Custodian 4, one salary range (approximately 2.5 percent);

9 (d) Fiscal Technician 2, two salary ranges (approximately 5
10 percent);

11 (e) Fiscal Technician 3, two salary ranges (approximately 5
12 percent);

13 (f) Library & Archives Paraprofessional 2, two salary ranges
14 (approximately 5 percent);

15 (g) Library & Archives Paraprofessional 4, one salary range
16 (approximately 2.5 percent);

17 (h) Maintenance Mechanic 1, two salary ranges (approximately 5
18 percent);

19 (i) Maintenance Mechanic 2, two salary ranges (approximately 5
20 percent);

21 (j) Maintenance Mechanic 3, two salary ranges (approximately 5
22 percent);

23 (k) Maintenance Specialist 4, two salary ranges (approximately 5
24 percent);

25 (l) Maintenance Specialist 5, two salary ranges (approximately 5
26 percent);

27 (m) Office Assistant 2, two salary ranges (approximately 5
28 percent);

29 (n) Office Assistant 3, two salary ranges (approximately 5
30 percent);

31 (o) Office Assistant Lead, two salary ranges (approximately 5
32 percent);

33 (p) Painter Supervisor, two salary ranges (approximately 5
34 percent);

35 (q) Patient Services Coordinator, six salary ranges
36 (approximately 15 percent);

37 (r) Patient Services Lead, six salary ranges (approximately 15
38 percent);

39 (s) Patient Services Representative, six salary ranges
40 (approximately 15 percent);

(t) Plumber/Pipefitter/Steamfitter Supervisor, two salary ranges (approximately 5 percent);

(u) Procurement & Supply Support Specialist 3, four salary ranges (approximately 10 percent);

(v) Secretary Lead, three salary ranges (approximately 7.5 percent);

(w) Secretary Senior, two salary ranges (approximately 5 percent);

(x) Warehouse Operator 2, two salary ranges (approximately 5 percent); and

(y) Warehouse Operator 3, two salary ranges (approximately 5 percent).

NEW SECTION. **Sec. 737.** A new section is added to 2021 c 334 (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—YAKIMA VALLEY COMMUNITY COLLEGE—WPEA

| | |
|---|----------|
| General Fund—State Appropriation (FY 2023). | \$69,000 |
| TOTAL APPROPRIATION. | \$69,000 |

The appropriation in this section is subject to the following conditions and limitations:

(1) Funding is provided solely for providing base range pay increases in the event an agreement is reached between Yakima Valley Community College and the Washington public employees association and included in section 928 of this act. Expenditure of the amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Appropriations for state agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this section upon execution of the memorandum of understanding.

(2) Washington general service job classifications to receive base pay increases within this section are:

- (a) Administrative Assistant 3, one salary range (approximately 2.5 percent);
- (b) Chief Engineer, two salary ranges (approximately 5 percent);
- (c) Custodian 4, one salary range (approximately 2.5 percent);

1 (d) Fiscal Technician 2, two salary ranges (approximately 5
2 percent);

3 (e) Fiscal Technician 3, two salary ranges (approximately 5
4 percent);

5 (f) Library & Archives Paraprofessional 2, two salary ranges
6 (approximately 5 percent);

7 (g) Library & Archives Paraprofessional 4, one salary range
8 (approximately 2.5 percent);

9 (h) Maintenance Mechanic 1, two salary ranges (approximately 5
10 percent);

11 (i) Maintenance Mechanic 2, two salary ranges (approximately 5
12 percent);

13 (j) Maintenance Mechanic 3, two salary ranges (approximately 5
14 percent);

15 (k) Maintenance Specialist 4, two salary ranges (approximately 5
16 percent);

17 (l) Maintenance Specialist 5, two salary ranges (approximately 5
18 percent);

19 (m) Office Assistant 2, two salary ranges (approximately 5
20 percent);

21 (n) Office Assistant 3, two salary ranges (approximately 5
22 percent);

23 (o) Office Assistant Lead, two salary ranges (approximately 5
24 percent);

25 (p) Painter Supervisor, two salary ranges (approximately 5
26 percent);

27 (q) Patient Services Coordinator, six salary ranges
28 (approximately 15 percent);

29 (r) Patient Services Lead, six salary ranges (approximately 15
30 percent);

31 (s) Patient Services Representative, six salary ranges
32 (approximately 15 percent);

33 (t) Plumber/Pipefitter/Steamfitter Supervisor, two salary ranges
34 (approximately 5 percent);

35 (u) Procurement & Supply Support Specialist 3, four salary ranges
36 (approximately 10 percent);

37 (v) Secretary Lead, three salary ranges (approximately 7.5
38 percent);

39 (w) Secretary Senior, two salary ranges (approximately 5
40 percent);

(x) Warehouse Operator 2, two salary ranges (approximately 5 percent); and
(y) Warehouse Operator 3, two salary ranges (approximately 5 percent).

NEW SECTION. **Sec. 738.** A new section is added to 2021 c 334 (uncodified) to read as follows:

TARGETED JOB CLASSIFICATION INCREASES NONREPRESENTED EMPLOYEES

| | |
|--|-------------|
| General Fund—State Appropriation (FY 2023) | \$2,978,000 |
| General Fund—Federal Appropriation. | \$632,000 |
| General Fund—Private/Local Appropriation. | \$16,000 |
| Other Appropriated Funds. | \$939,000 |
| TOTAL APPROPRIATION. | \$4,565,000 |

The appropriations in this section are subject to the following conditions and limitations:

(1) Funding is provided solely for providing base wage increases to state agency employees and employees of institutions of higher education, who are not represented or who bargain under statutory authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475. Appropriations for state agencies are increased by the amounts specified in OFM document 2022-01, dated December 16, 2021, to fund the provisions of this section.

(2) Washington general service job classifications to receive base pay increases within this section are:

(a) Administrative Assistant 3, one base range (approximately 2.5 percent);

(b) AGO Investigator/Analyst Supervisor, two base ranges (approximately 5 percent);

(c) AGO Investigator/Analyst, two base ranges (approximately 5 percent);

(d) AGO Senior Investigator/Analyst, two base ranges (approximately 5 percent);

(e) Classification Counselor 2, seven base ranges (approximately 17.5 percent);

(f) Cook, AC, six base ranges (approximately 15 percent);

(g) Corrections & Custody Officer 2, three base ranges (approximately 7.5 percent);

(h) Corrections & Custody Officer 3, three base ranges (approximately 7.5 percent);

1 (i) Custodian 4, one base range (approximately 2.5 percent);
2 (j) Custodian 5, two base ranges (approximately 5 percent);
3 (k) Developmental Disability Case/Resource Manager, two base
4 ranges (approximately 5 percent);
5 (l) Developmental Disability Administrator, one base range
6 (approximately 2.5 percent);
7 (m) Equipment Operator 2, two base ranges (approximately 5
8 percent);
9 (n) Equipment Operator Lead, one base range (approximately 2.5
10 percent);
11 (o) Equipment Technician Lead, two base ranges (approximately 5
12 percent);
13 (p) Fiscal Analyst 1, four base ranges (approximately 10
14 percent);
15 (q) Fiscal Analyst 2, four base ranges (approximately 10
16 percent);
17 (r) Fiscal Analyst 3, four base ranges (approximately 10
18 percent);
19 (s) Fiscal Analyst 4, four base ranges (approximately 10
20 percent);
21 (t) Fiscal Analyst 5, two base ranges (approximately 5 percent);
22 (u) Fiscal Technician 2, two base ranges (approximately 5
23 percent);
24 (v) Fiscal Technician 3, two base ranges (approximately 5
25 percent);
26 (w) Fiscal Technician Lead, three base ranges (approximately 7.5
27 percent);
28 (x) Food Service Manager 1, six base ranges (approximately 15
29 percent);
30 (y) Food Service Manager 2, five base ranges (approximately 12.5
31 percent);
32 (z) Food Service Manager 3, five base ranges (approximately 12.5
33 percent);
34 (aa) Food Service Manager 4, three base ranges (approximately 7.5
35 percent);
36 (bb) Food Service Manager 5, one base range (approximately 2.5
37 percent);
38 (cc) Food Service Supervisor 2, six base ranges (approximately 15
39 percent)

1 (dd) Health Care Investigator 4, one base range (approximately
2 2.5 percent);
3 (ee) Investigator 2, three base ranges (approximately 7.5
4 percent);
5 (ff) Investigator 3, three base ranges (approximately 7.5
6 percent);
7 (gg) Investigator 4, three base ranges (approximately 7.5
8 percent);
9 (hh) Library & Archival Professional 1, two base ranges
10 (approximately 5 percent);
11 (ii) Library & Archival Professional 2, two base ranges
12 (approximately 5 percent);
13 (jj) Library & Archives Paraprofessional 2, two base ranges
14 (approximately 5 percent);
15 (kk) Library & Archives Paraprofessional 3, one base range
16 (approximately 2.5 percent);
17 (ll) Licensed Practical Nurse 4, two base ranges (approximately 5
18 percent);
19 (mm) Maintenance Custodian, two base ranges (approximately 5
20 percent);
21 (nn) Maintenance Mechanic 1, two base ranges (approximately 5
22 percent);
23 (oo) Maintenance Mechanic 2, two base ranges (approximately 5
24 percent);
25 (pp) Maintenance Mechanic 4, two base ranges (approximately 5
26 percent);
27 (qq) Maintenance Specialist 4, two base ranges (approximately 5
28 percent);
29 (rr) Maintenance Specialist 5, two base ranges (approximately 5
30 percent);
31 (ss) Medical Assistant, six base ranges (approximately 15
32 percent);
33 (tt) Mental Health Technician 1, two base ranges (approximately 5
34 percent);
35 (uu) Mental Health Technician 2, two base ranges (approximately 5
36 percent);
37 (vv) Mental Health Technician 3, two base ranges (approximately 5
38 percent);
39 (ww) Office Assistant 2, two base ranges (approximately 5
40 percent);

1 (xx) Office Assistant 3, two base ranges (approximately 5
2 percent);
3 (yy) Office Assistant Lead, two base ranges (approximately 5
4 percent);
5 (zz) Office Manager, four base ranges (approximately 10 percent);
6 (aaa) Office Support Supervisor 1, two base ranges (approximately
7 5 percent);
8 (bbb) Office Support Supervisor 2, five base ranges
9 (approximately 12.5 percent);
10 (ccc) Office Support Supervisor 3, four base ranges
11 (approximately 10 percent);
12 (ddd) Patient Services Coordinator, six base ranges
13 (approximately 15 percent);
14 (eee) Patient Services Lead, six base ranges (approximately 15
15 percent);
16 (fff) Patient Services Representative, six base ranges
17 (approximately 15 percent);
18 (ggg) Procurement & Supply Specialist 1, four base ranges
19 (approximately 10 percent);
20 (hhh) Procurement & Supply Specialist 2, four base ranges
21 (approximately 10 percent);
22 (iii) Procurement & Supply Specialist 3, four base ranges
23 (approximately 10 percent);
24 (jjj) Procurement & Supply Specialist 4, four base ranges
25 (approximately 10 percent);
26 (kkk) Psychiatric Security Attendant, two base ranges
27 (approximately 5 percent);
28 (lll) Registered Nurse 1, two base ranges (approximately 5
29 percent);
30 (mmm) Registered Nurse 2, two base ranges (approximately 5
31 percent);
32 (nnn) Registered Nurse 3, two base ranges (approximately 5
33 percent);
34 (ooo) Registered Nurse 4, two base ranges (approximately 5
35 percent);
36 (ppp) Secretary Lead, three base ranges (approximately 7.5
37 percent);
38 (qqq) Secretary Senior, two base ranges (approximately 5
39 percent);

1 (rrr) Secretary Supervisor, four base ranges (approximately 10
2 percent);
3 (sss) Social Service Specialist 3, two base ranges (approximately
4 5 percent);
5 (ttt) Social Service Specialist 5, two base ranges (approximately
6 5 percent);
7 (uuu) Social Service Training Specialist, two base ranges
8 (approximately 5 percent);
9 (vvv) Tort Claims Investigator 2, one base range (approximately
10 2.5 percent);
11 (www) Warehouse Operator 2, two base ranges (approximately 5
12 percent);
13 (xxx) Warehouse Operator 3, two base ranges (approximately 5
14 percent); and
15 (yyy) Warehouse Operator 4, two base ranges (approximately 5
16 percent).

17 NEW SECTION. **Sec. 739.** A new section is added to 2021 c 334
18 (uncodified) to read as follows:

19 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—TRIBAL GOVERNMENT ASSISTANCE**
20 General Fund—State Appropriation (FY 2022). \$400,210
21 TOTAL APPROPRIATION. \$400,210

22 The appropriation in this section is subject to the following
23 conditions and limitations: The appropriation in this section is
24 provided solely for the office of financial management to distribute
25 to tribes with police officers certified through the criminal justice
26 training commission pursuant to RCW 43.101.157 to assist with one-
27 time costs related to law enforcement and criminal justice related
28 legislation enacted between January 1, 2020, and June 30, 2021.
29 Distributions shall be made according to OFM document 2022-2 dated
30 December 16, 2021.

31 NEW SECTION. **Sec. 740.** 2021 c 334 s 749 (uncodified) is
32 repealed.

33 NEW SECTION. **Sec. 741.** 2021 c 334 s 752 (uncodified) is
34 repealed.

Sec. 742. 2021 c 334 s 753 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT—CORONAVIRUS RELIEF FUNDS

| | |
|---|---------------|
| General Fund—Federal Appropriation. | \$280,000,000 |
| TOTAL APPROPRIATION. | \$280,000,000 |

The appropriation in this section is subject to the following conditions and limitations: The entire general fund—federal appropriation (CRF) is provided solely to the office of financial management for ~~((allotment))~~ allocation to state agencies for costs eligible to be paid from the coronavirus relief fund created by section 5001, the coronavirus aid, relief, and economic security act, P.L. 116-136, division A and where funding is provided elsewhere in this act for those costs using a funding source other than the coronavirus relief fund. For any agency receiving an ~~((allotment))~~ allocation under this section, the office must place an equal amount of the agency's state or other federal source appropriation authority in unallotted reserve status, and those amounts may not be expended. In determining the use of amounts appropriated in this section, the office of financial management shall prioritize the preservation of state general fund moneys and federal state fiscal recovery fund moneys. The office must report on the use of the amounts appropriated in this section to the fiscal committees of the legislature monthly until all coronavirus relief fund moneys are expended or the unexpended moneys returned to the federal government, whichever is earlier.

NEW SECTION. **Sec. 743.** A new section is added to 2021 c 334 (uncodified) to read as follows:

FOR THE STATE TREASURER—COST OF SUPERVISION ACCOUNT

| | |
|--|-------------|
| Cost of Supervision Account—State Appropriation. | \$1,449,000 |
| TOTAL APPROPRIATION. | \$1,449,000 |

The appropriation in this section is subject to the following conditions and limitations: The state treasurer shall transfer the entire balance of the cost of supervision account created in RCW 72.11.040 to the general fund upon the enactment of House/Senate Bill No. . . . (Z-0406.2/22) (concerning the cost of supervision).

NEW SECTION. **Sec. 744.** A new section is added to 2021 c 334 (uncodified) to read as follows:

COMPENSATION AND BENEFITS

| | |
|--|-------------|
| General Fund—State Appropriation (FY 2023) | \$2,622,000 |
| State Health Care Authority Administrative | |
| Account—State Appropriation | \$5,000 |
| Performance Audits of Government | |
| Account—State Appropriation | \$166,000 |
| Department of Retirement Systems Expense | |
| Account—State Appropriation | \$84,000 |
| TOTAL APPROPRIATION | \$2,877,000 |

The appropriations in this section are subject to the following conditions and limitations: Funding is provided for retirement contributions for legislative branch employees, as shown in OFM document 2022-3 dated December 16, 2021.

NEW SECTION. **Sec. 745.** A new section is added to 2021 c 334 (uncodified) to read as follows:

CENTRAL SERVICE CHARGES

| | |
|--|-------------|
| General Fund—State Appropriation (FY 2022) | \$13,000 |
| General Fund—State Appropriation (FY 2023) | \$1,018,000 |
| Performance Audits of Government | |
| Account—State Appropriation | \$60,000 |
| Department of Retirement Systems Expense | |
| Account—State Appropriation | \$25,000 |
| TOTAL APPROPRIATION | \$1,116,000 |

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided for central service agency charges for legislative branch agencies, as shown in OFM document 2022-4 dated December 16, 2021.

(End of part)

PART VIII

OTHER TRANSFERS AND APPROPRIATIONS

Sec. 801. 2021 c 334 s 801 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance

premium distributions. ((~~\$9,757,000~~))
\$12,107,000

General Fund Appropriation for prosecuting attorney

distributions. ((~~\$9,284,000~~))
\$7,975,000

General Fund Appropriation for boating safety and

education distributions. ((~~\$4,000,000~~))
\$6,395,000

General Fund Appropriation for public utility

district excise tax distributions. ((~~\$66,759,000~~))
\$67,270,000

Death Investigations Account Appropriation for

distribution to counties for publicly funded
autopsies. \$3,303,000

Aquatic Lands Enhancement Account Appropriation for

harbor improvement revenue distributions. \$140,000

Timber Tax Distribution Account Appropriation for

distribution to "timber" counties. ((~~\$73,911,000~~))
\$77,026,000

County Criminal Justice Assistance Appropriation. ((~~\$114,428,000~~))
\$115,551,000

Municipal Criminal Justice Assistance Appropriation. ((~~\$45,073,000~~))
\$45,786,000

City-County Assistance Appropriation. \$39,939,000

Liquor Excise Tax Account Appropriation for liquor

excise tax distribution. \$76,474,000

Columbia River Water Delivery Account Appropriation

for the Confederated Tribes of the Colville
Reservation. ((~~\$8,612,000~~))
\$8,680,000

Columbia River Water Delivery Account Appropriation

for the Spokane Tribe of Indians. ((~~\$5,975,000~~))
\$6,028,000

| | | |
|----|---|--------------------------------|
| 1 | Liquor Revolving Account Appropriation for liquor | |
| 2 | profits distribution. | \$98,876,000 |
| 3 | General Fund Appropriation for other tax | |
| 4 | distributions. | ((\$80,000)) |
| 5 | | <u>\$102,000</u> |
| 6 | General Fund Appropriation for Marijuana Excise Tax | |
| 7 | distributions. | \$40,000,000 |
| 8 | General Fund Appropriation for Habitat Conservation | |
| 9 | Program distributions. | \$5,754,000 |
| 10 | General Fund Appropriation for payment in lieu of | |
| 11 | taxes to counties under Department of Fish and | |
| 12 | Wildlife Program. | \$4,040,000 |
| 13 | Puget Sound Taxpayer Accountability Account | |
| 14 | Appropriation for distribution to counties in | |
| 15 | amounts not to exceed actual deposits into the | |
| 16 | account and attributable to those counties' | |
| 17 | share pursuant to RCW 43.79.520.. . . . | ((\$33,460,000)) |
| 18 | | <u>\$51,983,000</u> |
| 19 | Manufacturing and Warehousing Job Centers Account | |
| 20 | Appropriation for distribution to local taxing | |
| 21 | jurisdictions to mitigate the unintended | |
| 22 | revenue redistributions effect of sourcing law | |
| 23 | changes pursuant to Engrossed Substitute House | |
| 24 | Bill No. 1521 (warehousing & manufacturing | |
| 25 | jobs). (If Engrossed Substitute House | |
| 26 | Bill No. 1521 (warehousing & | |
| 27 | manufacturing jobs) is not enacted by | |
| 28 | June 30, 2021, this distribution is | |
| 29 | null and void.)) | \$12,150,000 |
| 30 | TOTAL APPROPRIATION. | ((\$652,015,000)) |
| 31 | | <u>\$679,579,000</u> |

32 The total expenditures from the state treasury under the

33 appropriations in this section shall not exceed the funds available

34 under statutory distributions for the stated purposes.

35 **Sec. 802.** 2021 c 334 s 802 (uncodified) is amended to read as

36 follows:

37 **FOR THE STATE TREASURER—FOR THE COUNTY CRIMINAL JUSTICE ASSISTANCE**

38 **ACCOUNT**

1 Impaired Driving Safety Appropriation. ((~~\$2,551,000~~))
2 \$2,041,000
3 TOTAL APPROPRIATION. ((~~\$2,551,000~~))
4 \$2,041,000

5 The appropriation in this section is subject to the following
6 conditions and limitations: The amount appropriated in this section
7 shall be distributed quarterly during the 2021-2023 fiscal biennium
8 in accordance with RCW 82.14.310. This funding is provided to
9 counties for the costs of implementing criminal justice legislation
10 including, but not limited to: Chapter 206, Laws of 1998 (drunk
11 driving penalties); chapter 207, Laws of 1998 (DUI penalties);
12 chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws
13 of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition
14 interlock violations); chapter 211, Laws of 1998 (DUI penalties);
15 chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998
16 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI
17 penalties); and chapter 215, Laws of 1998 (DUI provisions).

18 **Sec. 803.** 2021 c 334 s 803 (uncodified) is amended to read as
19 follows:

20 **FOR THE STATE TREASURER—MUNICIPAL CRIMINAL JUSTICE ASSISTANCE ACCOUNT**
21 Impaired Driving Safety Appropriation. ((~~\$1,700,000~~))
22 \$1,360,000
23 TOTAL APPROPRIATION. ((~~\$1,700,000~~))
24 \$1,360,000

25 The appropriation in this section is subject to the following
26 conditions and limitations: The amount appropriated in this section
27 shall be distributed quarterly during the 2021-2023 fiscal biennium
28 to all cities ratably based on population as last determined by the
29 office of financial management. The distributions to any city that
30 substantially decriminalizes or repeals its criminal code after July
31 1, 1990, and that does not reimburse the county for costs associated
32 with criminal cases under RCW 3.50.800 or 3.50.805(2), shall be made
33 to the county in which the city is located. This funding is provided
34 to cities for the costs of implementing criminal justice legislation
35 including, but not limited to: Chapter 206, Laws of 1998 (drunk
36 driving penalties); chapter 207, Laws of 1998 (DUI penalties);
37 chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws
38 of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition

interlock violations); chapter 211, Laws of 1998 (DUI penalties); chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI penalties); and chapter 215, Laws of 1998 (DUI provisions).

Sec. 804. 2021 c 334 s 805 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—TRANSFERS

Dedicated Marijuana Account: For transfer to the basic health plan trust account, the lesser of the amount determined pursuant to RCW 69.50.540 or this amount for fiscal year 2022, ~~(((\$255,000,000))~~ \$261,246,000 and this amount for fiscal year 2023, ~~(((\$265,000,000))~~ \$196,752,000. ~~(((\$520,000,000))~~ \$457,998,000

Dedicated Marijuana Account: For transfer to the state general fund, the lesser of the amount determined pursuant to RCW 69.50.540 or this amount for fiscal year 2022, ~~(((\$195,000,000))~~ \$197,503,000 and this amount for fiscal year 2023, ~~(((\$200,000,000))~~ \$132,301,000. ~~(((\$395,000,000))~~ \$329,804,000

Tobacco Settlement Account: For transfer to the state general fund, in an amount not to exceed the actual amount of the annual base payment to the tobacco settlement account for fiscal year 2022. \$90,000,000

Tobacco Settlement Account: For transfer to the state general fund, in an amount not to exceed the actual amount of the annual base payment to the tobacco settlement account for fiscal year 2023. \$90,000,000

Tobacco Settlement Account: For transfer to the state general fund, in an amount not to exceed the actual amount of the tobacco arbitration payment to the tobacco settlement account, \$11,000,000 for fiscal year 2022 and \$8,000,000 for fiscal year 2023. \$19,000,000

State Treasurer's Service Account: For transfer to

1 the state general fund, \$5,000,000 for fiscal
 2 year 2022 and \$5,000,000 for fiscal year 2023. . . . \$10,000,000
 3 General Fund: For transfer to the fair fund under
 4 RCW 15.76.115, \$2,750,000 for fiscal year 2022
 5 and \$2,750,000 for fiscal year 2023. \$5,500,000
 6 Financial Services Regulation Account: For transfer
 7 to the state general fund, \$3,500,000 for
 8 fiscal year 2022 and \$3,500,000 for fiscal year
 9 2023. \$7,000,000
 10 Marine Resources Stewardship Trust Account: For
 11 transfer to the aquatic lands enhancement
 12 account, up to \$40,000 for fiscal year 2022. \$40,000
 13 Water Pollution Control Revolving Administration
 14 Account: For transfer to the water pollution
 15 control revolving account, \$6,000,000 for
 16 fiscal year 2022. \$6,000,000
 17 General Fund: For transfer to the home security
 18 fund, \$4,500,000 for fiscal year 2022 and
 19 \$4,500,000 for fiscal year 2023. \$9,000,000
 20 Long-Term Services and Supports Trust Account: For
 21 transfer to the general fund as repayment for
 22 start-up costs for the long term services
 23 program, the lesser of the amount determined by
 24 the treasurer for full repayment of the
 25 \$17,040,000 transferred from the general fund
 26 in the 2019-2021 biennium and \$19,618,000
 27 transferred from the general fund in fiscal
 28 year 2022, which totals \$36,658,000 transferred
 29 from the general fund in the 2019-2021
 30 biennium and fiscal year 2022 for start-up
 31 costs with any related interest, or this amount
 32 for fiscal year 2022, \$37,092,000. \$37,092,000
 33 Gambling Revolving Account: For transfer to the
 34 state general fund as repayment of the loan
 35 pursuant to chapter 127, Laws of 2020 (sports
 36 wagering/compacts), the lesser of the amount
 37 determined by the treasurer for full repayment
 38 of the \$6,000,000 transferred from the general
 39 fund in the 2019-2021 fiscal biennium with any
 40 related interest, or this amount for fiscal

| | | |
|----|---|----------------------|
| 1 | <u>for fiscal year 2022 and \$4,500,000 for fiscal</u> | |
| 2 | <u>year 2023.</u> | <u>\$9,000,000</u> |
| 3 | <u>General Fund: For transfer to the clean energy</u> | |
| 4 | <u>transition workforce account, \$24,780,000 for</u> | |
| 5 | <u>fiscal year 2023.</u> | <u>\$24,780,000</u> |
| 6 | <u>Dedicated Marijuana Account: For transfer to the</u> | |
| 7 | <u>community reinvestment account—state,</u> | |
| 8 | <u>\$125,000,000 for fiscal year 2023.</u> | <u>\$125,000,000</u> |
| 9 | <u>General Fund: For transfer to the budget</u> | |
| 10 | <u>stabilization account, \$600,000,000 for</u> | |
| 11 | <u>fiscal year 2022.</u> | <u>\$600,000,000</u> |

(End of part)

PART IX
MISCELLANEOUS

Sec. 901. 2021 c 334 s 907 (uncodified) is amended to read as follows:

COLLECTIVE BARGAINING AGREEMENTS

The following sections represent the results of the 2021-2023 collective bargaining process required under the provisions of chapters 41.80, 41.56, and 74.39A RCW. In addition, the improved economic and revenue forecast provides the ability to address compensation needs and recognize the hard work and commitment that state employees have shown through the pandemic. Sections 902 through 927 and 936 through 939 of this act represent the results of the collective bargaining process from reopening the 2021-2023 contracts for the limited purpose of bargaining over compensation, and are described in general terms. Provisions of the collective bargaining agreements contained in sections 908 through 939 and 943 through 946 of this act are described in general terms. Only major economic terms are included in the descriptions. These descriptions do not contain the complete contents of the agreements. The collective bargaining agreements contained in Part IX of this act may also be funded by expenditures from nonappropriated accounts. If positions are funded with lidded grants or dedicated fund sources with insufficient revenue, additional funding from other sources is not provided.

Sec. 902. 2021 c 334 s 909 (uncodified) is amended to read as follows:

COLLECTIVE BARGAINING AGREEMENT—WFSE

(1) An agreement has been reached between the governor and the Washington federation of state employees under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund the agreement, which does not include wage increases, but does include 24 furlough days for employees in positions that do not require the position to be backfilled.

(2) An agreement has been reached between the governor and the Washington federation of state employees under the provisions of chapter 41.80 RCW for fiscal year 2023. The agreement includes and funding is provided for a general wage increase of 3.25 percent for fiscal year 2023 and a lump sum payment for employees who were

1 employed continuously starting on or before July 1, 2021, through
2 June 30, 2022.

3 **Sec. 903.** 2021 c 334 s 910 (uncodified) is amended to read as
4 follows:

5 **COLLECTIVE BARGAINING AGREEMENT—WAFWP**

6 (1) An agreement has been reached between the governor and the
7 Washington association of fish and wildlife professionals under the
8 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
9 Funding is provided to fund the agreement, which does not include
10 wage increases, but does include 24 furlough days for employees in
11 positions that do not require the position to be backfilled.

12 (2) An agreement has been reached between the governor and the
13 Washington association of fish and wildlife professionals under the
14 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
15 includes and funding is provided for a general wage increase of 3.25
16 percent for fiscal year 2023 and a lump sum payment for employees who
17 were hired before July 1, 2022.

18 **Sec. 904.** 2021 c 334 s 911 (uncodified) is amended to read as
19 follows:

20 **COLLECTIVE BARGAINING AGREEMENT—PTE LOCAL 17**

21 (1) An agreement has been reached between the governor and the
22 professional and technical employees local 17 under the provisions of
23 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is
24 provided to fund the agreement, which does not include wage
25 increases, but does include 24 furlough days for employees in
26 positions that do not require the position to be backfilled.

27 (2) An agreement has been reached between the governor and the
28 professional and technical employees local 17 under the provisions of
29 chapter 41.80 RCW for fiscal year 2023. The agreement includes and
30 funding is provided for a general wage increase of 3.25 percent for
31 fiscal year 2023 and a lump sum payment for employees who were
32 employed continuously starting on or before July 1, 2021, through
33 June 30, 2022.

34 **Sec. 905.** 2021 c 334 s 912 (uncodified) is amended to read as
35 follows:

36 **COLLECTIVE BARGAINING AGREEMENT—SEIU HEALTHCARE 1199NW**

1 (1) An agreement has been reached between the governor and the
2 service employees international union healthcare 1199nw under the
3 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
4 Funding is provided to fund the agreement, which does not include
5 wage increases, but does include 24 furlough days for employees in
6 positions that do not require the position to be backfilled.

7 (2) An agreement has been reached between the governor and the
8 service employees international union healthcare 1199nw under the
9 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
10 includes and funding is provided for a general wage increase of 3.25
11 percent for fiscal year 2023 and a retention bonus payable in two
12 equal installments.

13 **Sec. 906.** 2021 c 334 s 913 (uncodified) is amended to read as
14 follows:

15 **COLLECTIVE BARGAINING AGREEMENT—COALITION OF UNIONS**

16 (1) An agreement has been reached between the governor and the
17 coalition of unions under the provisions of chapter 41.80 RCW for the
18 2021-2023 fiscal biennium. Funding is provided to fund the agreement,
19 which includes 24 furlough days for employees in positions that do
20 not require the position to be backfilled. Funding is also provided
21 for a 2.5 percent wage increase for fiscal year 2022 and a 2.5
22 percent wage increase for fiscal year 2023 for the department of
23 corrections marine vessel operators.

24 (2) An agreement has been reached between the governor and the
25 coalition of unions under the provisions of chapter 41.80 RCW for
26 fiscal year 2023. The agreement includes and funding is provided for
27 a general wage increase of 3.25 percent for fiscal year 2023 and a
28 lump sum payment for employees hired before July 1, 2022.

29 **Sec. 907.** 2021 c 334 s 914 (uncodified) is amended to read as
30 follows:

31 **COLLECTIVE BARGAINING AGREEMENT—ASSOCIATION OF WASHINGTON ASSISTANT**
32 **ATTORNEYS GENERAL/WFSE**

33 (1) An agreement has been reached between the governor and the
34 association of Washington assistant attorneys general/Washington
35 federation of state employees under the provisions of chapter 41.80
36 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund
37 the agreement, which includes some minor modifications but does not

1 include wage increases. In addition, the agreement includes 24
2 furlough days for designated positions.

3 (2) An agreement has been reached between the governor and the
4 association of Washington assistant attorneys general/Washington
5 federation of state employees under the provisions of chapter 41.80
6 RCW for fiscal year 2023. The agreement includes and funding is
7 provided for a general wage increase of 3.25 percent for fiscal year
8 2023 and a longevity lump sum payment.

9 **Sec. 908.** 2021 c 334 s 915 (uncodified) is amended to read as
10 follows:

11 **COLLECTIVE BARGAINING AGREEMENT—WFSE ADMINISTRATIVE LAW JUDGES**

12 (1) An agreement has been reached between the governor and the
13 Washington federation of state employees administrative law judges
14 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
15 biennium. This is the first agreement since the grant of collective
16 bargaining rights in the 2020 legislative session. Funding is
17 provided to fund the agreement, which includes the implementation of
18 the Washington general government standard progression salary
19 schedule that includes periodic increments that begin July 1, 2022.
20 In addition, the agreement includes 24 furlough days for designated
21 positions.

22 (2) An agreement has been reached between the governor and the
23 Washington federation of state employees administrative law judges
24 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
25 agreement includes and funding is provided for a general wage
26 increase of 3.25 percent for fiscal year 2023 and a lump sum payment
27 for employees hired before July 1, 2022.

28 **Sec. 909.** 2021 c 334 s 916 (uncodified) is amended to read as
29 follows:

30 **COLLECTIVE BARGAINING AGREEMENT—DFW SERGEANTS ASSOCIATION/TEAMSTERS**
31 **760**

32 (1) An agreement has been reached between the governor and the
33 department of fish and wildlife sergeants association/teamsters 760
34 under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal
35 biennium. This is the first stand-alone agreement for this unit since
36 its separation from the coalition of unions under chapter 41.80 RCW
37 provided in the 2020 legislative session. Funding is provided to fund
38 the agreement, which does not include wage increases but does allow

the agreement to be reopened to negotiate compensation for fiscal year 2023.

(2) An agreement has been reached between the governor and the department of fish and wildlife sergeants association/teamsters 760 under the provisions of chapter 41.56 RCW for fiscal year 2023. The agreement includes and funding is provided for implementing a redesigned classification and compensation structure for the fish and wildlife enforcement classes and payment of educational incentives for employees who have obtained an associate degree (2 percent base pay) or bachelor's degree (4 percent base pay).

Sec. 910. 2021 c 334 s 917 (uncodified) is amended to read as follows:

COLLECTIVE BARGAINING AGREEMENT—FISH AND WILDLIFE ENFORCEMENT OFFICERS GUILD

(1) An agreement has been reached between the governor and the fish and wildlife enforcement officers guild through an interest arbitration award under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal biennium. This is the first stand-alone agreement for this unit since its separation from the coalition of unions under chapter 41.80 RCW provided in the 2020 legislative session. Funding is provided to fund the award, which does not include wage increases but does allow the agreement to be reopened to negotiate base rate of pay for fiscal year 2023. The arbitration award also includes and funding is provided for an education incentive for employees who have obtained an associate's degree (2 percent of base pay) or bachelor's degree (4 percent of base pay), increased opportunities to work on holidays and receive holiday pay, and workers compensation top-off pay equivalent to the LEOFF II supplement. Finally, funding is provided for an increase in the clothing allowance for qualifying employees by \$100 per year per employee.

(2) An agreement has been reached between the governor and the fish and wildlife enforcement officers guild under the provisions of chapter 41.56 RCW for fiscal year 2023. The agreement includes and funding is provided for implementing a redesigned classification and compensation structure of the fish and wildlife enforcement classes.

Sec. 911. 2021 c 334 s 918 (uncodified) is amended to read as follows:

1 **COLLECTIVE BARGAINING AGREEMENT—WFSE HIGHER EDUCATION COMMUNITY**
2 **COLLEGE COALITION**

3 (1) An agreement has been reached between the governor and the
4 Washington federation of state employees community college coalition
5 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
6 biennium. Funding is provided to fund the agreement, which does not
7 include wage increases.

8 (2) An agreement has been reached between the governor and the
9 Washington federation of state employees community college coalition
10 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
11 agreement includes and funding is provided for a general wage
12 increase of 3.25 percent for fiscal year 2023 and a lump sum payment
13 for employees hired before July 1, 2022.

14 **Sec. 912.** 2021 c 334 s 919 (uncodified) is amended to read as
15 follows:

16 **COLLECTIVE BARGAINING AGREEMENT—WPEA HIGHER EDUCATION COMMUNITY**
17 **COLLEGE COALITION**

18 (1) An agreement has been reached between the governor and the
19 Washington public employees association community college coalition
20 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
21 biennium. Funding is provided to fund the agreement, which does not
22 include wage increases.

23 (2) An agreement has been reached between the governor and the
24 Washington public employees association community college coalition
25 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
26 agreement includes and funding is provided for a general wage
27 increase of 3.25 percent for fiscal year 2023 and a lump sum payment
28 for employees hired before July 1, 2022.

29 **Sec. 913.** 2021 c 334 s 920 (uncodified) is amended to read as
30 follows:

31 **COLLECTIVE BARGAINING AGREEMENT—WSP TROOPERS ASSOCIATION**

32 (1) An agreement has been reached between the governor and the
33 Washington state patrol troopers association under the provisions of
34 chapter 41.56 RCW for the 2021-2023 fiscal biennium. Funding is
35 provided to fund the agreement, which does not include general wages
36 increases but does provide the ability to request to reopen the

1 compensation article for the purpose of bargaining base rate of pay
2 for fiscal year 2023.

3 (2) An agreement has been reached between the governor and the
4 Washington state patrol troopers association under the provisions of
5 chapter 41.56 RCW for fiscal year 2023. The agreement includes and
6 funding is provided for a general wage increase of 10 percent for
7 fiscal year 2023.

8 **Sec. 914.** 2021 c 334 s 921 (uncodified) is amended to read as
9 follows:

10 **COLLECTIVE BARGAINING AGREEMENT—WSP LIEUTENANTS AND CAPTAINS**
11 **ASSOCIATION**

12 (1) An agreement has been reached between the governor and the
13 Washington state patrol lieutenants and captains association under
14 the provisions of chapter 41.56 RCW for the 2021-2023 fiscal
15 biennium. Funding is provided to fund the agreement, which does not
16 include general wages increases but does provide the ability to
17 request to reopen the compensation article for the purpose of
18 bargaining base rate of pay for fiscal year 2023.

19 (2) An agreement has been reached between the governor and the
20 Washington state patrol lieutenants and captains association under
21 the provisions of chapter 41.56 RCW for fiscal year 2023. The
22 agreement includes and funding is provided for a general wage
23 increase of 10 percent for fiscal year 2023.

24 **Sec. 915.** 2021 c 334 s 922 (uncodified) is amended to read as
25 follows:

26 **COLLECTIVE BARGAINING AGREEMENT—WPEA**

27 (1) An agreement has been reached between the governor and the
28 Washington public employees association general government under the
29 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
30 Funding is provided to fund the agreement, which includes some minor
31 modifications but does not include wage increases. In addition, the
32 agreement includes 24 furlough days for designated positions.

33 (2) An agreement has been reached between the governor and the
34 Washington public employees association general government under the
35 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
36 includes and funding is provided for a general wage increase of 3.25
37 percent for fiscal year 2023 and a lump sum payment for employees
38 hired before July 1, 2022.

1 **Sec. 916.** 2021 c 334 s 923 (uncodified) is amended to read as
2 follows:

3 **COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF**
4 **ENTERPRISE SERVICES**

5 (1) An agreement has not been reached between the governor and
6 the international brotherhood of teamsters local 117 pursuant to
7 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Pursuant to RCW
8 41.80.010(6), funding is provided for fiscal year 2022 to fund the
9 terms of the 2019-2021 agreement and for fiscal year 2023 to fund the
10 terms according to law.

11 (2) Again, an agreement has not been reached between the governor
12 and the international brotherhood of teamsters local 117 department
13 of enterprise services under the provisions of chapter 41.80 RCW for
14 fiscal year 2023. Pursuant to RCW 41.80.010(6), the employer may
15 unilaterally implement according to law. Therefore, funding is
16 provided for a general wage increase of 3.25 percent for fiscal year
17 2023 and a lump sum payment for employees hired before July 1, 2022.

18 **NEW SECTION. Sec. 917.** A new section is added to 2021 c 334
19 (uncodified) to read as follows:

20 **COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF**
21 **CORRECTIONS**

22 An agreement has been reached between the governor and the
23 international brotherhood of teamsters local 117 department of
24 corrections through an interest arbitration award pursuant to chapter
25 41.80 RCW for the 2021-2023 fiscal biennium. The interest arbitration
26 award included and funding is provided for a general wage increase of
27 4 percent, targeted wage increases, retroactive to July 1, 2022, a
28 lump sum payment for all employees, and premium pay for working on
29 McNeil Island.

30 **Sec. 918.** 2021 c 334 s 924 (uncodified) is amended to read as
31 follows:

32 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 925**

33 (1) An agreement has been reached between the University of
34 Washington and the service employees international union local 925
35 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
36 biennium. The agreement includes and funding is provided for an
37 extension of the 2019-2021 collective bargaining agreement. The

1 agreement does not include either a general wage increase or
2 mandatory employee furloughs.

3 (2) An agreement has been reached between the University of
4 Washington and the service employees international union labor 925
5 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
6 agreement includes and funding is provided for a general wage
7 increase of 3 percent for fiscal year 2023, evening shift
8 differential, night shift differential, standby pay, and weekend pay
9 premium for specified job classifications. In addition, the agreement
10 includes and funding is provided for recruitment and retention
11 increases and lump sum payments for specified job classifications.

12 **Sec. 919.** 2021 c 334 s 925 (uncodified) is amended to read as
13 follows:

14 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 1199**
15 **RESEARCH/HALL HEALTH**

16 (1) An agreement has been reached between the University of
17 Washington and the service employees international union local 1199
18 research/hall health under the provisions of chapter 41.80 RCW for
19 the 2021-2023 fiscal biennium. The agreement includes and funding is
20 provided for an extension of the 2019-2021 collective bargaining
21 agreement. The agreement does not include either a general wage
22 increase or mandatory employee furloughs.

23 (2) An agreement has been reached between the University of
24 Washington and the service employees international union local 1199
25 research/hall health under the provisions of chapter 41.80 RCW for
26 fiscal year 2023. The agreement includes and funding is provided for
27 a general wage increase of 3 percent for fiscal year 2023 and lump
28 sum payments for employees.

29 **Sec. 920.** 2021 c 334 s 928 (uncodified) is amended to read as
30 follows:

31 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—WFSE**

32 (1) An agreement has been reached between the University of
33 Washington and the Washington federation of state employees under the
34 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
35 The agreement includes and funding is provided for an extension of
36 the 2019-2021 collective bargaining agreement, and an expansion of
37 the Harborview and University of Washington Medical Center EVS

1 custodians weekend premium. The agreement does not include either a
2 general wage increase or mandatory employee furloughs.

3 (2) An agreement has been reached between the University of
4 Washington and the Washington federation of state employees under the
5 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
6 includes and funding is provided for a general wage increase of 3
7 percent for fiscal year 2023, evening shift differential, night shift
8 differential, standby pay, and weekend pay premium, for specified job
9 classifications.

10 **Sec. 921.** 2021 c 334 s 929 (uncodified) is amended to read as
11 follows:

12 **COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WFSE**

13 (1) An agreement has been reached between the Washington State
14 University and the Washington federation of state employees under the
15 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
16 Funding is provided to fund the agreement, which does not include
17 changes to compensation or benefits. In addition, the agreement does
18 not include mandatory employee furloughs.

19 (2) An agreement has been reached between the Washington State
20 University and the Washington federation of state employees under the
21 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
22 includes and funding is provided for a general wage increase of 3.25
23 percent for fiscal year 2023, and any lump sum payment agreed upon in
24 the agreement between the governor and the Washington federation of
25 state employees for general government employees.

26 **Sec. 922.** 2021 c 334 s 930 (uncodified) is amended to read as
27 follows:

28 **COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WSU**
29 **POLICE GUILD BARGAINING UNIT 4**

30 (1) An agreement has been reached between the Washington State
31 University and the WSU police guild bargaining unit 4 under the
32 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
33 Funding is provided to fund the agreement, which does not include
34 changes to compensation or benefits. In addition, the agreement does
35 not include mandatory employee furloughs.

36 (2) An agreement has been reached between the Washington State
37 University and the WSU police guild bargaining unit 4 under the
38 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement

includes and funding is provided for a general wage increase of 3.3 percent for fiscal year 2023.

Sec. 923. 2021 c 334 s 932 (uncodified) is amended to read as follows:

COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—WFSE

(1) An agreement has been reached between Central Washington University and the Washington federation of state employees under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund the agreement, which does not include either a general wage increase or mandatory employee furloughs.

(2) An agreement has been reached between the Central Washington University and the Washington federation of state employees under the provisions of chapter 41.80 RCW for fiscal year 2023. The agreement includes any general wage increase and lump sum payment agreed upon in the agreement between the governor and the Washington federation of state employees for general government employees. Therefore, the agreement includes and funding is provided for a general wage increase of 3.25 percent for fiscal year 2023, and a lump sum payment for employees who were employed continuously starting on or before July 1, 2021, through June 30, 2022.

Sec. 924. 2021 c 334 s 933 (uncodified) is amended to read as follows:

COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—PSE

(1) An agreement has been reached between Central Washington University and the public school employees under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund the agreement, which does not include either a general wage increase or mandatory employee furloughs.

(2) An agreement has been reached between the Central Washington University and the public school employees under the provisions of chapter 41.80 RCW for fiscal year 2023. The agreement includes any general wage increase and lump sum payment agreed upon in the agreement between the governor and the Washington federation of state employees. Therefore, funding is provided for a general wage increase of 3.25 percent for fiscal year 2023, and a lump sum payment for employees who were employed continuously starting on or before July 1, 2021, through June 30, 2022.

1 **Sec. 925.** 2021 c 334 s 934 (uncodified) is amended to read as
2 follows:

3 **COLLECTIVE BARGAINING AGREEMENT—THE EVERGREEN STATE COLLEGE—WFSE**

4 (1) An agreement has been reached between The Evergreen State
5 College and the Washington federation of state employees supervisory
6 and nonsupervisory units under the provisions of chapter 41.80 RCW
7 for the 2021-2023 fiscal biennium. Funding is provided to fund the
8 agreement, which does not include either a general wage increase or
9 mandatory employee furloughs.

10 (2) An agreement has been reached between The Evergreen State
11 College and the Washington federation of state employees under the
12 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
13 includes any general wage increase agreed upon in the agreement
14 between the governor and the Washington federation of state employees
15 for general government employees. Therefore, funding is provided for
16 a general wage increase of 3.25 percent for fiscal year 2023.

17 **Sec. 926.** 2021 c 334 s 935 (uncodified) is amended to read as
18 follows:

19 **COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—WFSE**

20 (1) An agreement has been reached between Western Washington
21 University and the Washington federation of state employees
22 bargaining units A, B, and E under the provisions of chapter 41.80
23 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund
24 the agreement, which does not include either a general wage increase
25 or mandatory employee furloughs.

26 (2) An agreement has been reached between Western Washington
27 University and the Washington federation of state employees under the
28 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
29 includes any general wage increase and lump sum payment agreed upon
30 in the agreement between the governor and the Washington federation
31 of state employees for general government employees. Therefore,
32 funding is provided for a general wage increase of 3.25 percent for
33 fiscal year 2023, and a lump sum payment for employees who were
34 employed continuously starting on or before July 1, 2021, through
35 June 30, 2022.

36 **Sec. 927.** 2021 c 334 s 936 (uncodified) is amended to read as
37 follows:

1 **COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—PSE**

2 (1) An agreement has not been reached between Western Washington
3 University and the public school employees bargaining units D and PT
4 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
5 biennium. Pursuant to RCW 41.80.010(6), funding is provided for
6 fiscal year 2022 to fund the terms of the 2019-2021 agreement and for
7 fiscal year 2023 to fund the terms according to law.

8 (2) An agreement has been reached between Western Washington
9 University and the public school employees bargaining units D and PT
10 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
11 agreement includes any general wage increase and lump sum payment
12 agreed upon in the agreement between the governor and the Washington
13 federation of state employees for general government employees.
14 Therefore, funding is provided for a general wage increase of 3.25
15 percent for fiscal year 2023, and a lump sum payment for employees
16 who were employed continuously starting on or before July 1, 2021,
17 through June 30, 2022.

18 NEW SECTION. Sec. 928. A new section is added to 2021 c 334
19 (uncodified) to read as follows:

20 **COLLECTIVE BARGAINING AGREEMENTS—SUPPLEMENTAL**

21 (1) Appropriations in part VII of this act provide funding for
22 targeted job classification base range increases ranging between 2.5
23 percent to 17.5 percent in the following collective bargaining
24 agreements for 2023 fiscal year:

- 25 (a) Washington federation of state employees—general government;
- 26 (b) Washington public employees association—general government;
- 27 (c) Washington federation of state employees—community college
28 coalition;
- 29 (d) Washington public employees association—community college
30 coalition;
- 31 (e) Service employees international union healthcare 1199nw;
- 32 (f) The coalition of unions;
- 33 (g) Teamsters 117;
- 34 (h) International union of operating engineers—Washington State
35 University;
- 36 (i) Public school employees—Central Washington University;
- 37 (j) Washington federation of state employees—Central Washington
38 University;

(k) Washington federation of state employees—Eastern Washington University;

(l) Washington federation of state employees—The Evergreen State College;

(m) Washington federation of state employees—Washington State University;

(n) Public school employees—Western Washington University;

(o) Washington federation of state employees—Western Washington University; and

(p) Washington public employees association—Yakima Valley Community College.

(2) Appropriations in part VII of this act provide sufficient funding to provide a recruitment and retention lump sum payment in the following collective bargaining agreement for the fiscal year 2023: The coalition of unions.

(3) Expenditure of the amounts provided for this purpose is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this section.

Sec. 929. 2021 c 334 s 940 (uncodified) is amended to read as follows:

COMPENSATION—REPRESENTED EMPLOYEES—HEALTH CARE COALITION—INSURANCE BENEFITS

An agreement was reached for the 2021-2023 biennium between the governor and the health care coalition under the provisions of chapter 41.80 RCW. Appropriations in this act for state agencies, including institutions of higher education, are sufficient to implement the provisions of the 2021-2023 collective bargaining agreement, which maintains the provisions of the prior agreement, other than provision of gift cards through the wellness program, and are subject to the following conditions and limitations:

The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$936 per eligible employee for fiscal year 2022. For fiscal year 2023, the monthly employer funding rate shall not exceed ((~~\$1,091~~)) \$1,130 per eligible employee.

1 The board shall collect a twenty-five dollar per month surcharge
2 payment from members who use tobacco products and a surcharge payment
3 of not less than fifty dollars per month from members who cover a
4 spouse or domestic partner where the spouse or domestic partner has
5 chosen not to enroll in another employer-based group health insurance
6 that has benefits and premiums with an actuarial value of not less
7 than ninety-five percent of the actuarial value of the public
8 employees' benefits board plan with the largest enrollment. The
9 surcharge payments shall be collected in addition to the member
10 premium payment if directed by the legislature.

11 **Sec. 930.** 2021 c 334 s 941 (uncodified) is amended to read as
12 follows:

13 **COMPENSATION—REPRESENTED EMPLOYEES OUTSIDE HEALTH CARE COALITION—**
14 **INSURANCE BENEFITS**

15 Appropriations for state agencies in this act are sufficient for
16 represented employees outside the coalition for health benefits, and
17 are subject to the following conditions and limitations: The monthly
18 employer funding rate for insurance benefit premiums, public
19 employees' benefits board administration, and the uniform medical
20 plan, may not exceed \$936 per eligible employee for fiscal year 2022.
21 For fiscal year 2023, the monthly employer funding rate may not
22 exceed ((~~\$1,091~~)) \$1,130 per eligible employee.

23 **Sec. 931.** 2021 c 334 s 942 (uncodified) is amended to read as
24 follows:

25 **COMPENSATION—SCHOOL EMPLOYEES—INSURANCE BENEFITS**

26 An agreement was reached for the 2021-2023 biennium between the
27 governor and the school employee coalition under the provisions of
28 chapters 41.56 and 41.59 RCW. Appropriations in this act for
29 allocations to school districts are sufficient to implement the
30 provisions of the 2021-2023 collective bargaining agreement, which
31 maintains the provisions of the prior agreement, and are subject to
32 the following conditions and limitations:

33 (1) The monthly employer funding rate for insurance benefit
34 premiums, school employees' benefits board administration, retiree
35 remittance, and the uniform medical plan, shall not exceed \$968 per
36 eligible employee in the 2021-22 school year. For the 2022-23 school
37 year, the monthly employer funding rate shall not exceed ((~~\$1,032~~))
38 \$1,026 per eligible employee. Employers will contribute one hundred

1 percent of the retiree remittance defined in section 943 of this act,
2 which is included as part of the above monthly employer funding rate.

3 (2) For the purposes of distributing insurance benefits,
4 certificated staff units as determined in section 504 of this act
5 will be multiplied by 1.02 and classified staff units as determined
6 in section 504 of this act will be multiplied by 1.43.

7 (3) Except as provided by the parties' health care agreement, in
8 order to achieve the level of funding provided for health benefits,
9 the school employees' benefits board shall require any or all of the
10 following: Employee premium copayments, increases in point-of-service
11 cost sharing, the implementation of managed competition, or other
12 changes to benefits consistent with RCW 41.05.740. The board shall
13 collect a twenty-five dollar per month surcharge payment from members
14 who use tobacco products and a surcharge payment of not less than
15 fifty dollars per month from members who cover a spouse or domestic
16 partner where the spouse or domestic partner has chosen not to enroll
17 in another employer-based group health insurance that has benefits
18 and premiums with an actuarial value of not less than ninety-five
19 percent of the actuarial value of the public employees' benefits
20 board plan with the largest enrollment. The surcharge payments shall
21 be collected in addition to the member premium payment if directed by
22 the legislature.

23 (4) The health care authority shall deposit any moneys received
24 on behalf of the school employees' medical plan as a result of
25 rebates on prescription drugs, audits of hospitals, subrogation
26 payments, or any other moneys recovered as a result of prior uniform
27 medical plan claims payments, into the school employees' and
28 retirees' insurance account to be used for insurance benefits. Such
29 receipts may not be used for administrative expenditures.

30 **Sec. 932.** 2021 c 334 s 943 (uncodified) is amended to read as
31 follows:

32 **COMPENSATION—NONREPRESENTED EMPLOYEES—INSURANCE BENEFITS**

33 Appropriations for state agencies in this act are sufficient for
34 nonrepresented state employee health benefits for state agencies,
35 including institutions of higher education, and are subject to the
36 following conditions and limitations:

37 (1) The employer monthly funding rate for insurance benefit
38 premiums, public employees' benefits board administration, and the
39 uniform medical plan, shall not exceed \$936 per eligible employee for

fiscal year 2022. For fiscal year 2023, the monthly employer funding rate shall not exceed (~~(\$1,091)~~) \$1,130 per eligible employee. These rates assume the use of plan surplus from the 2019-2021 fiscal biennium in fiscal year 2022.

(2) The health care authority, subject to the approval of the public employees' benefits board, shall provide subsidies for health benefit premiums to eligible retired or disabled public employees and school district employees who are eligible for medicare, pursuant to RCW 41.05.085. For calendar years 2022 and 2023, the subsidy shall be up to \$183 per month. Funds from reserves accumulated for future adverse claims experience, from past favorable claims experience, or otherwise, may not be used to increase this retiree subsidy beyond what is authorized by the legislature in this subsection.

(3) School districts and educational service districts shall remit to the health care authority for deposit into the public employees' and retirees' insurance account established in RCW 41.05.120 the following amounts:

(a) For each full-time employee, \$72.08 per month beginning September 1, 2021, and \$80.04 beginning September 1, 2022;

(b) For each part-time employee, who at the time of the remittance is employed in an eligible position as defined in RCW 41.32.010 or 41.40.010 and is eligible for employer fringe benefit contributions for basic benefits, \$72.08 each month beginning September 1, 2021, and \$80.04 beginning September 1, 2022, prorated by the proportion of employer fringe benefit contributions for a full-time employee that the part-time employee receives. The remittance requirements specified in this subsection do not apply to employees of a technical college, school district, or educational service district who purchase insurance benefits through contracts with the health care authority.

NEW SECTION. **Sec. 933.** A new section is added to 2021 c 334 (uncodified) to read as follows:

INITIATIVE 732 COST-OF-LIVING INCREASES

Part IX of this act authorizes general wage increases for state employees covered by Initiative Measure No. 732. The general wage increase on July 1, 2022, provides a portion of the annual cost-of-living adjustments required under Initiative Measure No. 732. The 3.25 percent general wage increase shall replace the 2.2 percent general wage increase that was funded in the biennial budget to take

effect July 1, 2022, and funding is provided for an additional 1.42 percent general wage increase for a total general wage increase effective July 1, 2022, of 4.67 percent. The resulting biennial general wage increase funded for these employees is 6.37 percent for fiscal year 2023.

NEW SECTION. **Sec. 934.** A new section is added to 2021 c 334 (uncodified) to read as follows:

GENERAL WAGE INCREASES

(1) Appropriations for state agency employee compensation in this act are sufficient to provide general wage increases to state agency employees and employees of institutions of higher education, who are not represented or who bargain under statutory authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475.

(2) Funding is provided for a 3.25 percent salary increase effective July 1, 2022, for all classified employees as specified in subsection (1) of this section, employees in the Washington management service, and exempt employees under the jurisdiction of the office of financial management. The appropriations are also sufficient to fund a 3.25 percent salary increase effective July 1, 2022, for executive, legislative, and judicial branch employees exempt from merit system rules whose maximum salaries are not set by the commission on salaries of elected officials.

NEW SECTION. **Sec. 935.** A new section is added to 2021 c 334 (uncodified) to read as follows:

TARGETED JOB CLASSIFICATION INCREASES—NONREPRESENTED EMPLOYEES

Appropriations in section 738 of this act provide funding for targeted job classification base range increases ranging between 2.5 percent to 17.5 percent in fiscal year 2023 to state agency employees and employees of institutions of higher education, who are not represented or who bargain under statutory authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475.

Sec. 936. 2021 c 334 s 945 (uncodified) is amended to read as follows:

COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—WFSE LANGUAGE ACCESS PROVIDERS

(1) An agreement has been reached between the governor and the Washington federation of state employees for the language access

1 providers under the provisions of chapter 41.56 RCW for the 2021-2023
2 fiscal biennium. Funding is provided for an in-person interpreting
3 rate increase of \$0.12 per hour for each of fiscal year 2022 and
4 fiscal year 2023. In addition, other terms of the agreement that are
5 funded include a continuation of the social service mileage premium.

6 (2) An agreement has been reached between the governor and the
7 Washington federation of state employees for the language access
8 providers under the provisions of chapter 41.56 RCW for fiscal year
9 2023. The agreement includes and funding is provided for an hourly
10 rate increase of \$1.04 for fiscal year 2023.

11 **Sec. 937.** 2021 c 334 s 946 (uncodified) is amended to read as
12 follows:

13 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 775**
14 **HOME CARE WORKERS**

15 (1) An agreement has been reached between the governor and the
16 service employees international union local 775 through an interest
17 arbitration award under the provisions of chapter 74.39A RCW and
18 41.56 RCW for the 2021-2023 fiscal biennium. Funding is provided for
19 the arbitration award that includes increases to wages and benefits
20 and certain improvements in the second year of the agreement. Wages
21 are increased approximately 3 percent over the biennium. Health care
22 contributions are increased 5 percent each year of the agreement.
23 Beginning July 1, 2022, individual providers will receive credit on
24 the wage scale for verifiable hours worked for a related home care
25 agency and time and one-half pay for hours worked on two holidays
26 (Independence Day and New Year's Eve).

27 (2) An agreement has been reached between the governor and the
28 service employees international union local 775 under the provisions
29 of chapter 74.39A RCW and chapter 41.56 RCW for fiscal year 2023. The
30 agreement includes and funding is provided for an increase to the
31 base rate for fiscal year 2023.

32 **Sec. 938.** 2021 c 334 s 947 (uncodified) is amended to read as
33 follows:

34 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 925**
35 **CHILDCARE WORKERS**

36 (1) An agreement has been reached between the governor and the
37 service employees international union local 925 under the provisions
38 of chapter 41.56 RCW for the 2021-2023 fiscal biennium. Funding is

provided for an increase in the hourly rate of care provided by family, friends, and neighbor providers (FFNs) in fiscal year 2023 from \$2.65 to \$3.00. The agreement maintains the current subsidy rates for licensed providers for fiscal year 2022 and includes an agreement to bargain over possible adjustments to rates for fiscal year 2023. In addition, the agreement includes and funding is provided to increase the rate paid to providers who reach level 3.5 of the state's early achievers quality rating system by 2 percent, bringing the rate to 15 percent above the base subsidy rate. Lastly, the agreement includes and funding is provided to increase the nonstandard hour care rate from \$80.00 to \$90.00 per child per month.

(2) An agreement has been reached between the governor and the service employees international union local 925 under the provisions of chapter 41.56 RCW for fiscal year 2023. The agreement includes and funding is provided for a cost of care rate enhancement for fiscal year 2023.

Sec. 939. 2021 c 334 s 948 (uncodified) is amended to read as follows:

COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—ADULT FAMILY HOME COUNCIL

(1) An agreement has been reached between the governor and the adult family home council under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal biennium. Funding is provided for a 3 percent increase to the wages and administrative component of the base daily rate adult family home providers receive for CARE classifications A through D beginning July 1, 2021, and a 3 percent increase in E classifications beginning July 1, 2022. The agreement also includes and funds are provided for a one-time, 3 percent increase to the health care and mandatory training components of the rates beginning July 1, 2021.

(2) An agreement has been reached between the governor and the adult family home council under the provisions of chapter 41.56 RCW for fiscal year 2023. The agreement includes and funding is provided for an increase to the base rate and increase in the training contribution for fiscal year 2023.

NEW SECTION. **Sec. 940.** A new section is added to 2021 c 334 (uncodified) to read as follows:

COMPENSATION—PENSION CONTRIBUTIONS

1 Appropriations to state agencies include funding for an increase
2 in pension contribution rates for several state pension systems. An
3 increase of 0.14 percent is funded for state employer contributions
4 to the public employees' retirement system, the public safety
5 employees' retirement systems, and the school employees' retirement
6 system. An increase of 0.27 percent for employer contributions to the
7 teachers' retirement system is funded. These increases are provided
8 for the purpose of a one-time, ongoing pension increase for retirees
9 in the public employees' retirement system plan 1 and teachers'
10 retirement system plan 1, as provided in House/Senate Bill No. . . .
11 (Z-0371.1/22) (providing a benefit increase to certain retirees of
12 the public employees' retirement system plan 1 and the teachers'
13 retirement system plan 1). If the bill is not enacted by June 30,
14 2022, this section shall lapse.

15 NEW SECTION. **Sec. 941.** A new section is added to 2021 c 334
16 (uncodified) to read as follows:

17 The Washington state missing and murdered indigenous women and
18 people task force is established.

19 (1) The task force is composed of members as provided in this
20 subsection.

21 (a) The president of the senate shall appoint one member from
22 each of the two largest caucuses of the senate.

23 (b) The speaker of the house of representatives shall appoint one
24 member from each of the two largest caucuses of the house of
25 representatives.

26 (c) The governor's office of Indian affairs shall appoint five
27 representatives from federally recognized Indian tribes in Washington
28 state.

29 (d) The president of the senate and the speaker of the house of
30 representatives jointly shall appoint the following:

31 (i) One member representing the Seattle Indian health board;

32 (ii) One member representing the NATIVE project;

33 (iii) One member representing Northwest Portland area Indian
34 health board;

35 (iv) One member representing the American Indian health
36 commission;

37 (v) Two indigenous women or family members of indigenous women
38 that have experienced gender-based violence;

1 (vi) One member representing the governor's office of Indian
2 affairs;

3 (vii) The chief of the Washington state patrol or his or her
4 representative;

5 (viii) One member representing the Washington state office of the
6 attorney general;

7 (ix) One member representing the Washington association of
8 sheriffs and police chiefs;

9 (x) One member representing the Washington state association of
10 counties;

11 (xi) One member representing the association of Washington
12 cities;

13 (xii) One member representing the Washington association of
14 prosecuting attorneys; and

15 (xiii) One representative of the Washington association of
16 criminal defense lawyers.

17 (e) Where feasible, the task force may invite and consult with:

18 (i) An agent representing the federal bureau of investigation;

19 (ii) An agent representing the office of the United States
20 attorneys;

21 (iii) Federally recognized tribes located in a state adjacent to
22 Washington state; and

23 (iv) Any experts or professionals involved and having expertise
24 in the topic of missing and murdered indigenous women and people.

25 (2) The legislative members shall convene the initial meeting of
26 the task force no later than the end of 2021 and thereafter convene:

27 (a) A minimum of two subsequent meetings annually. The membership
28 shall select the task force's cochairs, which must include one
29 legislator and one nonlegislative member; and

30 (b) One summit annually with the state agencies involved with the
31 task force under subsection (1) of this section, federally recognized
32 Indian tribes in Washington state, federally recognized tribes
33 located in a state adjacent to Washington state, and urban Indian
34 organizations.

35 (3) The task force shall review the laws and policies relating to
36 missing and murdered American Indian and Alaska Native people. The
37 task force shall review current policies and develop recommendations
38 for the purpose of:

39 (a) Assessing systemic causes behind gender-based violence
40 including patterns and underlying historical, social and economic,

1 institutional, and cultural factors which may contribute to
2 disproportionately high levels of gender-based violence that occur
3 against American Indian and Alaska Native people and ways to improve
4 cross-border coordination between law enforcement and federally
5 recognized tribes that share a state border with Washington state;

6 (b) Assessing data tracking and reporting practices relating to
7 gender-based violence against American Indian and Alaska Native
8 people in Washington state;

9 (c) Making recommendations and best practices for improving:

10 (i) The collection and reporting of data by tribal, local, and
11 state law enforcement agencies to more effectively understand and
12 address issues of gender-based violence facing American Indian and
13 Alaska Native people; and

14 (ii) Jurisdictional and data sharing issues on tribal reservation
15 land and urban areas that impact gender-based violence against
16 American Indian and Alaska Native people;

17 (d) Reviewing prosecutorial trends and practices relating to
18 crimes of gender-based violence against American Indian and Alaska
19 Native people in Washington state;

20 (e) Identifying barriers to providing more state resources in
21 tracking gender-based violence against American Indian and Alaska
22 Native people and reducing the incidences of gender-based violence;

23 (f) Assessing and identifying state resources to support programs
24 and services for survivors, families of survivors, and tribal and
25 urban Indian service providers working with American Indian and
26 Alaska Native people that have experienced gender-based violence; and

27 (g) Identifying and making recommendations for increasing state
28 resources for trainings on culturally attuned best practices for
29 working with American Indian and Alaska Native communities for
30 tribal, local, and state law enforcement personnel in Washington
31 state.

32 (4) The task force, with the assistance of the Washington state
33 office of the attorney general, must consult with federally
34 recognized tribes in Washington state and in states bordering
35 Washington state, and engage with urban Indian organizations to
36 submit a status report including any initial findings,
37 recommendations, and progress updates to the governor and the
38 appropriate committees of the legislature by August 1, 2022, and a
39 final report by June 1, 2023.

1 (5)(a) The office of the attorney general administers and
2 provides staff support to the task force, organizes the summit, and
3 oversees the development of the two task force reports. The office of
4 the attorney general may contract for the summit.

5 (b) The Washington state office of the attorney general may, when
6 deemed necessary by the task force, retain consultants to provide
7 data analysis, research, recommendations, and other services to the
8 task force for the purposes provided in subsection (3) of this
9 section.

10 (c) The Washington state office of the attorney general may share
11 and exchange information received or created on behalf of the task
12 force with other states, federally recognized Indian tribes, urban
13 Indian organizations, and other national groups working on missing
14 and murdered indigenous women and people issues.

15 (6) Legislative members of the task force are reimbursed for
16 travel expenses in accordance with RCW 44.04.120. Nonlegislative
17 members are not entitled to be reimbursed for travel expenses if they
18 are elected officials or are participating on behalf of an employer,
19 governmental entity, or other organization. Any reimbursement for
20 other nonlegislative members is subject to chapter 43.03 RCW.

21 (7) To ensure that the task force has diverse and inclusive
22 representation of those affected by its work, task force members
23 whose participation in the task force may be hampered by financial
24 hardship may apply for a stipend in an amount not to exceed \$100 for
25 each day during which the member attends an official meeting of the
26 task force or performs statutorily prescribed duties approved by the
27 office of the attorney general. A person shall not receive
28 compensation for a day of service under this section if the person:

29 (a) Occupies a position, normally regarded as full-time in
30 nature, in any agency of the federal government, Washington state
31 government, or Washington state local government; and

32 (b) Receives any compensation from such government for working
33 that day. The office of the attorney general, by staffing the task
34 force, is authorized to assess eligibility for the stipend as limited
35 by available financial resources.

36 **Sec. 942.** RCW 43.31.605 and 2021 c 115 s 5 are each amended to
37 read as follows:

38 (1)(a) Subject to the availability of funds for this purpose, the
39 landlord mitigation program is created and administered by the

1 department. The department shall have such rule-making authority as
2 the department deems necessary to administer the program.

3 (b) The following types of claims related to landlord mitigation
4 for renting private market rental units to low-income tenants using a
5 housing subsidy program are eligible for reimbursement from the
6 landlord mitigation program account:

7 (i) Up to one thousand dollars for improvements identified in RCW
8 59.18.255(1)(a). In order to be eligible for reimbursement under this
9 subsection (1)(b)(i), the landlord must pay for the first five
10 hundred dollars for improvements, and rent to the tenant whose
11 housing subsidy program was conditioned on the real property passing
12 inspection. Reimbursement under this subsection (1)(b)(i) may also
13 include up to fourteen days of lost rental income from the date of
14 offer of housing to the applicant whose housing subsidy program was
15 conditioned on the real property passing inspection until move in by
16 that applicant;

17 (ii) Reimbursement for damages as reflected in a judgment
18 obtained against the tenant through either an unlawful detainer
19 proceeding, or through a civil action in a court of competent
20 jurisdiction after a hearing;

21 (iii) Reimbursement for damages established pursuant to
22 subsection (2) of this section; and

23 (iv) Reimbursement for unpaid rent and unpaid utilities, provided
24 that the landlord can evidence it to the department's satisfaction.

25 (c) Claims related to landlord mitigation for an unpaid judgment
26 for rent, unpaid judgments resulting from the tenant's failure to
27 comply with an installment payment agreement identified in RCW
28 59.18.610, late fees, attorneys' fees, and costs after a court order
29 pursuant to RCW 59.18.410(3), including any unpaid portion of the
30 judgment after the tenant defaults on the payment plan pursuant to
31 RCW 59.18.410(3)(c), are eligible for reimbursement from the landlord
32 mitigation program account and are exempt from any postjudgment
33 interest required under RCW 4.56.110. Any claim for reimbursement
34 made pursuant to RCW 59.18.410(3)(e)(ii) must be accompanied by a
35 court order staying the writ of restitution pursuant to RCW
36 59.18.410(3). Any claim for reimbursement under this subsection
37 (1)(c) is not an entitlement.

38 (i) The department shall provide for a form on its website for
39 tenants and landlords to apply for reimbursement funds for the
40 landlord pursuant to this subsection (1)(c).

1 (ii) The form must include: (A) Space for the landlord and tenant
2 to provide names, mailing addresses, phone numbers, date of birth for
3 the tenant, and any other identifying information necessary for the
4 department to process payment; (B) the landlord's statewide vendor
5 identification number and how to obtain one; (C) name and address to
6 whom payment must be made; (D) the amount of the judgment with
7 instructions to include any other supporting documentation the
8 department may need to process payment; (E) instructions for how the
9 tenant is to reimburse the department under (c)(iii) of this
10 subsection; (F) a description of the consequences if the tenant does
11 not reimburse the department as provided in this subsection (1)(c);
12 (G) a signature line for the landlord and tenant to confirm that they
13 have read and understood the contents of the form and program; and
14 (H) any other information necessary for the operation of the program.
15 If the tenant has not signed the form after the landlord has made
16 good faith efforts to obtain the tenant's signature, the landlord may
17 solely submit the form but must attest to the amount of money owed
18 and sign the form under penalty of perjury.

19 (iii) When a landlord has been reimbursed pursuant to this
20 subsection (1)(c), the tenant for whom payment was made shall
21 reimburse the department by depositing the amount disbursed from the
22 landlord mitigation program account into the court registry of the
23 superior court in which the judgment was entered. The tenant or other
24 interested party may seek an ex parte order of the court under the
25 unlawful detainer action to order such funds to be disbursed by the
26 court. Upon entry of the order, the court clerk shall disburse the
27 funds and include a case number with any payment issued to the
28 department. If directed by the court, a clerk shall issue any
29 payments made by a tenant to the department without further court
30 order.

31 (iv) The department may deny an application made by a tenant who
32 has failed to reimburse the department for prior payments issued
33 pursuant to this subsection (1)(c).

34 (v) With any disbursement from the account to the landlord, the
35 department shall notify the tenant at the address provided within the
36 application that a disbursement has been made to the landlord on the
37 tenant's behalf and that failure to reimburse the account for the
38 payment through the court registry may result in a denial of a future
39 application to the account pursuant to this subsection (1)(c). The

department may include any other additional information about how to reimburse the account it deems necessary to fully inform the tenant.

(vi) The department's duties with respect to obtaining reimbursement from the tenant to the account are limited to those specified within this subsection (1)(c).

(vii) If at any time funds do not exist in the landlord mitigation program account to reimburse claims submitted under this subsection (1)(c), the department must create and maintain a waitlist and distribute funds in the order the claims are received pursuant to subsection (6) of this section. Payment of any claims on the waitlist shall be made only from the landlord mitigation program account. The department shall not be civilly or criminally liable and may not have any penalty or cause of action of any nature arise against it regarding the provision or lack of provision of funds for reimbursement.

(d)(i) Claims related to landlord mitigation for:

(A) Up to \$15,000 in unpaid rent that accrued between March 1, 2020, and six months following the expiration of the eviction moratorium and the tenant being low-income, limited resourced or experiencing hardship, voluntarily vacated or abandoned the tenancy; or

(B) Up to \$15,000 in remaining unpaid rent if a tenant defaults on a repayment plan entered into under RCW 59.18.630 are eligible for reimbursement from the landlord mitigation program account subject to the program requirements under this section, provided the tenancy has not been terminated at the time of reimbursement.

(ii) A landlord is ineligible for reimbursement under this subsection (1)(d) where the tenant vacated the tenancy because of an unlawful detainer action under RCW 59.12.030(3).

(iii) A landlord in receipt of reimbursement from the program pursuant to this subsection (1)(d) is prohibited from:

(A) Taking legal action against the tenant for damages or any remaining unpaid rent accrued between March 1, 2020, and six months following the expiration of the eviction moratorium attributable to the same tenancy; or

(B) Pursuing collection, or authorizing another entity to pursue collection on the landlord's behalf, of a judgment against the tenant for damages or any remaining unpaid rent accrued between March 1, 2020, and six months following the expiration of the eviction moratorium attributable to the same tenancy.

1 (2) In order for a claim under subsection (1)(b)(iii) of this
2 section to be eligible for reimbursement from the landlord mitigation
3 program account, a landlord must:

4 (a) Have ensured that the rental property was inspected at the
5 commencement of the tenancy by both the tenant and the landlord or
6 landlord's agent and that a detailed written move-in property
7 inspection report, as required in RCW 59.18.260, was prepared and
8 signed by both the tenant and the landlord or landlord's agent;

9 (b) Make repairs and then apply for reimbursement to the
10 department;

11 (c) Submit a claim on a form to be determined by the department,
12 signed under penalty of perjury; and

13 (d) Submit to the department copies of the move-in property
14 inspection report specified in (a) of this subsection and supporting
15 materials including, but not limited to, before repair and after
16 repair photographs, videos, copies of repair receipts for labor and
17 materials, and such other documentation or information as the
18 department may request.

19 (3) The department shall make reasonable efforts to review a
20 claim within ten business days from the date it received properly
21 submitted and complete claims to the satisfaction of the department.
22 In reviewing a claim pursuant to subsection (1)(b) of this section,
23 and determining eligibility for reimbursement, the department must
24 receive documentation, acceptable to the department in its sole
25 discretion, that the claim involves a private market rental unit
26 rented to a low-income tenant who is using a housing subsidy program.

27 (4) Claims pursuant to subsection (1)(b) of this section related
28 to a tenancy must total at least five hundred dollars in order for a
29 claim to be eligible for reimbursement from the program. While claims
30 or damages may exceed (~~((five thousand dollars))~~) \$15,000, total
31 reimbursement from the program may not exceed (~~((five thousand~~
32 ~~dollars))~~) \$15,000 per tenancy.

33 (5) Damages, beyond wear and tear, that are eligible for
34 reimbursement include, but are not limited to: Interior wall gouges
35 and holes; damage to doors and cabinets, including hardware; carpet
36 stains or burns; cracked tiles or hard surfaces; broken windows;
37 damage to household fixtures such as disposal, toilet, sink, sink
38 handle, ceiling fan, and lighting. Other property damages beyond
39 normal wear and tear may also be eligible for reimbursement at the
40 department's discretion.

1 (6) All reimbursements for eligible claims shall be made on a
2 first-come, first-served basis, to the extent of available funds. The
3 department shall use best efforts to notify the tenant of the amount
4 and the reasons for any reimbursements made.

5 (7) The department, in its sole discretion, may inspect the
6 property and the landlord's records related to a claim, including the
7 use of a third-party inspector as needed to investigate fraud, to
8 assist in making its claim review and determination of eligibility.

9 (8) A landlord in receipt of reimbursement from the program
10 pursuant to subsection (1)(b) of this section is prohibited from:

11 (a) Taking legal action against the tenant for damages
12 attributable to the same tenancy; or

13 (b) Pursuing collection, or authorizing another entity to pursue
14 collection on the landlord's behalf, of a judgment against the tenant
15 for damages attributable to the same tenancy.

16 (9) A landlord denied reimbursement under subsection (1)(b)(iii)
17 of this section may seek to obtain a judgment from a court of
18 competent jurisdiction and, if successful, may resubmit a claim for
19 damages supported by the judgment, along with a certified copy of the
20 judgment. The department may reimburse the landlord for that portion
21 of such judgment that is based on damages reimbursable under the
22 landlord mitigation program, subject to the limitations set forth in
23 this section.

24 (10) Determinations regarding reimbursements shall be made by the
25 department in its sole discretion.

26 (11) The department must establish a website that advertises the
27 landlord mitigation program, the availability of reimbursement from
28 the landlord mitigation program account, and maintains or links to
29 the agency rules and policies established pursuant to this section.

30 (12) Neither the state, the department, or persons acting on
31 behalf of the department, while acting within the scope of their
32 employment or agency, is liable to any person for any loss, damage,
33 harm, or other consequence resulting directly or indirectly from the
34 department's administration of the landlord mitigation program or
35 determinations under this section.

36 (13)(a) A report to the appropriate committees of the legislature
37 on the effectiveness of the program and recommended modifications
38 shall be submitted to the governor and the appropriate committees of
39 the legislature by January 1, 2021. In preparing the report, the
40 department shall convene and solicit input from a group of

1 stakeholders to include representatives of large multifamily housing
2 property owners or managers, small rental housing owners in both
3 rural and urban markets, a representative of tenant advocates, and a
4 representative of the housing authorities.

5 (b) The report shall include discussion of the effectiveness of
6 the program as well as the department's recommendations to improve
7 the program, and shall include the following:

8 (i) The number of total claims and total amount reimbursed to
9 landlords by the fund;

10 (ii) Any indices of fraud identified by the department;

11 (iii) Any reports by the department regarding inspections
12 authorized by and conducted on behalf of the department;

13 (iv) An outline of the process to obtain reimbursement for
14 improvements and for damages from the fund;

15 (v) An outline of the process to obtain reimbursement for lost
16 rent due to the rental inspection and tenant screening process,
17 together with the total amount reimbursed for such damages;

18 (vi) An evaluation of the feasibility for expanding the use of
19 the mitigation fund to provide up to ninety-day no interest loans to
20 landlords who have not received timely rental payments from a housing
21 authority that is administering section 8 rental assistance;

22 (vii) Any other modifications and recommendations made by
23 stakeholders to improve the effectiveness and applicability of the
24 program.

25 (14) As used in this section:

26 (a) "Housing subsidy program" means a housing voucher as
27 established under 42 U.S.C. Sec. 1437 as of January 1, 2018, or other
28 housing subsidy program including, but not limited to, valid short-
29 term or long-term federal, state, or local government, private
30 nonprofit, or other assistance program in which the tenant's rent is
31 paid either partially by the program and partially by the tenant, or
32 completely by the program directly to the landlord;

33 (b) "Low-income" means income that does not exceed eighty percent
34 of the median income for the standard metropolitan statistical area
35 in which the private market rental unit is located; and

36 (c) "Private market rental unit" means any unit available for
37 rent that is owned by an individual, corporation, limited liability
38 company, nonprofit housing provider, or other entity structure, but
39 does not include housing acquired, or constructed by a public housing
40 agency under 42 U.S.C. Sec. 1437 as it existed on January 1, 2018.

1 **Sec. 943.** RCW 43.41.450 and 2017 3rd sp.s. c 1 s 968 are each
2 amended to read as follows:

3 The office of financial management central service account is
4 created in the state treasury. The account is to be used by the
5 office as a revolving fund for the payment of salaries, wages, and
6 other costs required for the operation and maintenance of statewide
7 budgeting, accounting, forecasting, and functions and activities in
8 the office. All receipts from agency fees and charges for services
9 collected from public agencies must be deposited into the account.
10 The director shall fix the terms and charges to agencies based on
11 each agency's share of the office statewide cost allocation plan for
12 federal funds. Moneys in the account may be spent only after
13 appropriation. During the 2017-2019 and 2021-2023 fiscal (~~(biennium)~~)
14 biennia, the account may be used as a revolving fund for the payment
15 of salaries, wages, and other costs related to policy activities in
16 the office. The legislature intends to continue the use of the
17 revolving fund for policy activities during the 2019-2021 biennium.

18 **Sec. 944.** RCW 43.101.435 and 2019 c 415 s 971 are each amended
19 to read as follows:

20 The Washington internet crimes against children account is
21 created in the custody of the state treasurer. All receipts from
22 legislative appropriations, donations, gifts, grants, and funds from
23 federal or private sources must be deposited into the account.
24 Expenditures from the account must be used exclusively by the
25 Washington internet crimes against children task force and its
26 affiliate agencies for combating internet-facilitated crimes against
27 children, promoting education on internet safety to the public and to
28 minors, and rescuing child victims from abuse and exploitation. Only
29 the criminal justice training commission or the commission's designee
30 may authorize expenditures from the account. The account is subject
31 to allotment procedures under chapter 43.88 RCW, but an appropriation
32 is not required for expenditures. The commission may enter into
33 agreements with the Washington association of sheriffs and police
34 chiefs to administer grants and other activities funded by the
35 account and be paid an administrative fee not to exceed three percent
36 of expenditures. During the 2019-2021 and 2021-2023 fiscal
37 (~~(biennium)~~) biennia, moneys in the account may be used by the
38 Washington state patrol for activities related to the missing and
39 exploited children task force.

Sec. 945. RCW 43.216.1368 and 2021 c 199 s 201 are each amended to read as follows:

(1) It is the intent of the legislature to increase working families' access to affordable, high quality child care and to support the expansion of the workforce to support businesses and the statewide economy.

(2) Beginning October 1, 2021, a family is eligible for working connections child care when the household's annual income is at or below 60 percent of the state median income adjusted for family size and:

(a) The child receiving care is: (i) Less than 13 years of age; or (ii) less than 19 years of age and has a verified special need according to department rule or is under court supervision; and

(b) The household meets all other program eligibility requirements.

(3) Beginning July 1, 2025, a family is eligible for working connections child care when the household's annual income is above 60 percent and at or below 75 percent of the state median income adjusted for family size and:

(a) The child receiving care is: (i) Less than 13 years of age; or (ii) less than 19 years of age and has a verified special need according to department rule or is under court supervision; and

(b) The household meets all other program eligibility requirements.

(4) Beginning July 1, 2027, and subject to the availability of amounts appropriated for this specific purpose, a family is eligible for working connections child care when the household's annual income is above 75 percent of the state median income and is at or below 85 percent of the state median income adjusted for family size and:

(a) The child receiving care is: (i) Less than 13 years of age; or (ii) less than 19 years of age and has a verified special need according to department rule or is under court supervision; and

(b) The household meets all other program eligibility requirements.

(5)(a) Beginning ((July)) October 1, 2021, through June 30, 2023, the department must calculate a monthly copayment according to the following schedule:

| | |
|-------------------------------|--|
| If the household's income is: | Then the household's maximum monthly copayment is: |
|-------------------------------|--|

| | |
|--|--|
| At or below 20 percent of the state median income | Waived to the extent allowable under federal law; otherwise, a maximum of \$15 |
| Above 20 percent and at or below 36 percent of the state median income | \$65 |
| Above 36 percent and at or below 50 percent of the state median income | \$115 until December 31, 2021, and \$90 beginning January 1, 2022 |
| Above 50 percent and at or below 60 percent of the state median income | \$115 |

(b) Beginning July 1, 2023, the department must calculate a monthly copayment according to the following schedule:

| If the household's income is: | Then the household's maximum monthly copayment is: |
|--|--|
| At or below 20 percent of the state median income | Waived to the extent allowable under federal law; otherwise, a maximum of \$15 |
| Above 20 percent and at or below 36 percent of the state median income | \$65 |
| Above 36 percent and at or below 50 percent of the state median income | \$90 |
| Above 50 percent and at or below 60 percent of the state median income | \$165 |

(c) Beginning July 1, 2025, the department must calculate a maximum monthly copayment of \$215 for households with incomes above 60 percent and at or below 75 percent of the state median income.

(d) Subject to the availability of amounts appropriated for this specific purpose, the department shall adopt a copayment model for households with annual incomes above 75 percent of the state median income and at or below 85 percent of the state median income. The model must calculate a copayment for each household that is no greater than seven percent of the household's countable income within this income range.

(e) The department may adjust the copayment schedule to comply with federal law.

(6) The department must adopt rules to implement this section, including an income phase-out eligibility period.

Sec. 946. RCW 43.216.270 and 2020 c 270 s 9 are each amended to read as follows:

1 (1)(a) In determining whether an individual is of appropriate
2 character, suitability, and competence to provide child care and
3 early learning services to children, the department may consider the
4 history of past involvement of child protective services or law
5 enforcement agencies with the individual for the purpose of
6 establishing a pattern of conduct, behavior, or inaction with regard
7 to the health, safety, or welfare of a child. No report of child
8 abuse or neglect that has been destroyed or expunged under RCW
9 26.44.031 may be used for such purposes. No unfounded or inconclusive
10 allegation of child abuse or neglect as defined in RCW 26.44.020 may
11 be disclosed to a provider licensed under this chapter.

12 (b) The department may not deny or delay a license to provide
13 child care and early learning services under this chapter to an
14 individual solely because of a founded finding of physical abuse or
15 negligent treatment or maltreatment involving the individual revealed
16 in the background check process or solely because the individual's
17 child was found by a court to be dependent as a result of a finding
18 that the individual abused or neglected their child pursuant to RCW
19 13.34.030(6)(b) when that founded finding or court finding is
20 accompanied by a certificate of parental improvement as defined in
21 chapter 74.13 RCW related to the same incident.

22 (2) In order to determine the suitability of individuals newly
23 applying for an agency license, new licensees, their new employees,
24 and other persons who newly have unsupervised access to children in
25 child care, shall be fingerprinted.

26 (a) The fingerprints shall be forwarded to the Washington state
27 patrol and federal bureau of investigation for a criminal history
28 record check.

29 (b)(i) All individuals applying for first-time agency licenses,
30 all new employees, and other persons who have not been previously
31 qualified by the department to have unsupervised access to children
32 in child care must be fingerprinted and obtain a criminal history
33 record check pursuant to this section.

34 (ii) (~~(Persons)~~) Except during fiscal year 2023, persons required
35 to be fingerprinted and obtain a criminal history record check
36 pursuant to this section must pay for the cost of this check as
37 follows: The fee established by the Washington state patrol for the
38 criminal background history check, including the cost of obtaining
39 the fingerprints; and a fee paid to the department for the cost of
40 administering the individual-based/portable background check

1 clearance registry. The fee paid to the department must be deposited
2 into the individual-based/portable background check clearance account
3 established in RCW 43.216.273. The licensee may, but need not, pay
4 these costs on behalf of a prospective employee or reimburse the
5 prospective employee for these costs. The licensee and the
6 prospective employee may share these costs.

7 (c) The secretary shall use the fingerprint criminal history
8 record check information solely for the purpose of determining
9 eligibility for a license and for determining the character,
10 suitability, and competence of those persons or agencies, excluding
11 parents, not required to be licensed who are authorized to care for
12 children.

13 (d) Criminal justice agencies shall provide the secretary such
14 information as they may have and that the secretary may require for
15 such purpose.

16 (e) No later than July 1, 2013, all agency licensees holding
17 licenses prior to July 1, 2012, persons who were employees before
18 July 1, 2012, and persons who have been qualified by the department
19 before July 1, 2012, to have unsupervised access to children in child
20 care, must submit a new background application to the department. The
21 department must require persons submitting a new background
22 application pursuant to this subsection (2)(e) to pay a fee to the
23 department for the cost of administering the individual-based/
24 portable background check clearance registry. This fee must be paid
25 into the individual-based/portable background check clearance account
26 established in RCW 43.216.273. The licensee may, but need not, pay
27 these costs on behalf of a prospective employee or reimburse the
28 prospective employee for these costs. The licensee and the
29 prospective employee may share these costs.

30 (f) The department shall issue a background check clearance card
31 or certificate to the applicant if after the completion of a
32 background check the department concludes the applicant is qualified
33 for unsupervised access to children in child care. The background
34 check clearance card or certificate is valid for three years from the
35 date of issuance. A valid card or certificate must be accepted by a
36 potential employer as proof that the applicant has successfully
37 completed a background check as required under this chapter. For
38 purposes of renewal of the background clearance card or certificate,
39 all agency licensees holding a license, persons who are employees,
40 and persons who have been previously qualified by the department,

1 must submit a new background application to the department on a date
2 to be determined by the department. ((The)) Except during fiscal year
3 2023, fee requirements applicable to this section also apply to
4 background clearance renewal applications.

5 (g) The original applicant for an agency license, licensees,
6 their employees, and other persons who have unsupervised access to
7 children in child care shall submit a new background check
8 application to the department, on a form and by a date as determined
9 by the department.

10 (h) The payment requirements applicable to (a) through (g) of
11 this subsection do not apply to persons who:

12 (i) Provide regularly scheduled care for a child or children in
13 the home of the provider or in the home of the child or children for
14 periods of less than twenty-four hours or, if necessary due to the
15 nature of the parent's work, for periods equal to or greater than
16 twenty-four hours;

17 (ii) Receive child care subsidies; and

18 (iii) Are exempt from licensing under this chapter.

19 (i) The applicant and agency shall maintain on-site for
20 inspection a copy of the background check clearance card or
21 certificate.

22 (j) Individuals who have been issued a background check clearance
23 card or certificate shall report nonconviction and conviction
24 information to the department within twenty-four hours of the event
25 constituting the nonconviction or conviction information.

26 (k) The department shall investigate and conduct a
27 redetermination of an applicant's or licensee's background clearance
28 if the department receives a complaint or information from
29 individuals, a law enforcement agency, or other federal, state, or
30 local government agency. Subject to the requirements contained in RCW
31 43.216.325 and 43.216.327 and based on a determination that an
32 individual lacks the appropriate character, suitability, or
33 competence to provide child care or early learning services to
34 children, the department may: (i) Invalidate the background card or
35 certificate; or (ii) suspend, modify, or revoke any license
36 authorized by this chapter.

37 (3) To satisfy the shared background check requirements of the
38 department of children, youth, and families, the office of the
39 superintendent of public instruction, and the department of social
40 and health services, each department shall share federal fingerprint-

1 based background check results as permitted under the law. The
2 purpose of this provision is to allow these departments to fulfill
3 their joint background check responsibility of checking any
4 individual who may have unsupervised access to vulnerable adults,
5 children, or juveniles. These departments may not share the federal
6 background check results with any other state agency or person.

7 (4) Individuals who have completed a fingerprint background check
8 as required by the office of the superintendent of public
9 instruction, consistent with RCW 28A.400.303, and have been
10 continuously employed by the same school district or educational
11 service district, can meet the requirements in subsection (2) of this
12 section by providing a true and accurate copy of their Washington
13 state patrol and federal bureau of investigation background check
14 report results to the department or if the school district or the
15 educational service district provides an affidavit to the department
16 that the individual has been authorized to work by the school
17 district or educational service district after completing a record
18 check consistent with RCW 28A.400.303. The department may require
19 that additional background checks be completed that do not require
20 additional fingerprinting and, except during fiscal year 2023, may
21 charge a fee for these additional background checks.

22 **Sec. 947.** RCW 70A.200.140 and 2021 c 334 s 987 are each amended
23 to read as follows:

24 (1) There is hereby created an account within the state treasury
25 to be known as the waste reduction, recycling, and litter control
26 account. Moneys in the account may be spent only after appropriation.
27 Expenditures from the waste reduction, recycling, and litter control
28 account shall be used as follows:

29 (a) Forty percent to the department of ecology, primarily for use
30 by the departments of ecology, natural resources, revenue,
31 transportation, and corrections, and the parks and recreation
32 commission, for litter collection programs under RCW 70A.200.170. The
33 amount to the department of ecology shall also be used for a central
34 coordination function for litter control efforts statewide; to
35 support employment of youth in litter cleanup as intended in RCW
36 70A.200.020, and for litter pick up using other authorized agencies;
37 and for statewide public awareness programs under RCW 70A.200.150(7).
38 The amount to the department shall also be used to defray the costs
39 of administering the funding, coordination, and oversight of local

1 government programs for waste reduction, litter control, recycling,
2 and composting so that local governments can apply one hundred
3 percent of their funding to achieving program goals. The amount to
4 the department of revenue shall be used to enforce compliance with
5 the litter tax imposed in chapter 82.19 RCW;

6 (b) (i) Twenty percent to the department for local government
7 funding programs for waste reduction, litter control, recycling
8 activities, and composting activities by cities and counties under
9 RCW 70A.200.190, to be administered by the department of ecology;

10 (ii) any unspent funds under (b) (i) of this subsection may be used to
11 create and pay for a matching fund competitive grant program to be
12 used by local governments for the development and implementation of
13 contamination reduction and outreach plans for inclusion in
14 comprehensive solid waste management plans or by local governments
15 and nonprofit organizations for local or statewide education programs
16 designed to help the public with litter control, waste reduction,
17 recycling, and composting of primarily the products taxed under
18 chapter 82.19 RCW. Recipients under this subsection include programs
19 to reduce wasted food and food waste that are designed to achieve the
20 goals established in RCW 70A.205.715(1) and that are consistent with
21 the plan developed in RCW 70A.205.715(3). Grants must adhere to the
22 following requirements: (A) No grant may exceed sixty thousand
23 dollars; (B) grant recipients shall match the grant funding allocated
24 by the department by an amount equal to twenty-five percent of
25 eligible expenses. A local government's share of these costs may be
26 met by cash or contributed services; (C) the obligation of the
27 department to make grant payments is contingent upon the availability
28 of the amount of money appropriated for this subsection (1) (b); and
29 (D) grants are managed under the guidelines for existing grant
30 programs; and

31 (c) Forty percent to the department of ecology to: (i) Implement
32 activities under RCW 70A.200.150 for waste reduction, recycling, and
33 composting efforts; (ii) provide technical assistance to local
34 governments and commercial businesses to increase recycling markets
35 and recycling and composting programs primarily for the products
36 taxed under chapter 82.19 RCW designed to educate citizens about
37 waste reduction, litter control, and recyclable and compostable
38 products and programs; (iii) increase access to waste reduction,
39 composting, and recycling programs, particularly for food packaging
40 and plastic bags and appropriate composting techniques; and (iv) for

1 programs to reduce wasted food and food waste that are designed to
2 achieve the goals established in RCW 70A.205.715(1) and that are
3 consistent with the plan developed in RCW 70A.205.715(3).

4 (2) All taxes imposed in RCW 82.19.010 and fines and bail
5 forfeitures collected or received pursuant to this chapter shall be
6 deposited in the waste reduction, recycling, and litter control
7 account and used for the programs under subsection (1) of this
8 section.

9 (3) Not less than five percent and no more than ten percent of
10 the amount appropriated into the waste reduction, recycling, and
11 litter control account every biennium shall be reserved for capital
12 needs, including the purchase of vehicles for transporting crews and
13 for collecting litter and solid waste. Capital funds shall be
14 distributed among state agencies and local governments according to
15 the same criteria provided in RCW 70A.200.170 for the remainder of
16 the funds, so that the most effective waste reduction, litter
17 control, recycling, and composting programs receive the most funding.
18 The intent of this subsection is to provide funds for the purchase of
19 equipment that will enable the department to account for the greatest
20 return on investment in terms of reaching a zero litter goal.

21 (4) Funds in the waste reduction, recycling, and litter control
22 account, collected under chapter 82.19 RCW, must be prioritized for
23 the products identified under RCW 82.19.020 solely for the purposes
24 of recycling, composting, and litter collection, reduction, and
25 control programs.

26 (5) During the 2021-2023 fiscal biennium, Washington State
27 University may use funds in the waste reduction, recycling, and
28 litter control account, collected under chapter 82.19 RCW, to conduct
29 an organic waste study.

30 (6) During the 2021-2023 fiscal biennium, and as an exception to
31 the distribution of expenditures otherwise required in this section,
32 the department of ecology may use funds in the waste reduction,
33 recycling, and litter control account to continue a series of food
34 waste reduction campaigns and to continue to invest in litter
35 prevention campaigns.

36 **Sec. 948.** RCW 76.04.516 and 2021 c 298 s 3 are each amended to
37 read as follows:

(1) By December 1st of each even-numbered year, and in compliance with RCW 43.01.036, the department must report to the governor and legislature on the following:

(a) The type and amount of the expenditures made, by fiscal year, and for what purpose, from the wildfire response, forest restoration, and community resilience account created in RCW 76.04.511 and from expenditures made from the general fund for implementation of this act;

(b) The amount of unexpended and unobligated funds in the wildfire response, forest restoration, and community resilience account and recommendations for the disbursement to local districts;

(c) Progress on implementation of the wildland fire protection 10-year strategic plan including, but not limited to, how investments are reducing human-caused wildfire starts, lowering the size and scale and geography of catastrophic wildfires, reducing the communities, landscapes, and population at risk, and creating resilient landscapes and communities;

(d) Progress on implementation of the 20-year forest health strategic plan as established through the forest health assessment and treatment framework pursuant to RCW 76.06.200 including, but not limited to: Assessment of fire prone lands and communities that are in need of forest health treatments; forest health treatments prioritized and conducted by landowner type, geography, and risk level; estimated value of any merchantable materials from forest health treatments; and number of acres treated by treatment type, including the use of prescribed fire;

(e) Progress on developing markets for forest residuals and biomass generated from forest health treatments.

(2) The department must include recommendations on any adjustments that may be necessary or advisable to the mechanism of funding dispensation as created under chapter 298, Laws of 2021.

(3) The report required in this section should support existing department assessments pursuant to RCW 79.10.530 and 76.06.200.

(4) (a) (i) Prior to the determination of the 2025-2034 sustainable harvest calculation as required by RCW 79.10.320, the department must hire an independent third-party contractor to assist it in updating its forest inventory by increasing the intensity of forest sample plots on all forestlands over the next two biennium. The department's sustainable harvest calculation technical advisory committee must be

involved in the design, development, and implementation of this forest inventory update.

(ii) For purposes of this subsection, "forest inventory" means the collection of sample data to estimate a range of forest attributes including, but not limited to, standing volume, stored carbon, habitat attributes, age classes, tree species, and other inventory attributes, including information needed to estimate rates of tree growth and associated carbon sequestration on department lands.

(iii) The department's sustainable harvest calculation technical advisory committee must bring forward recommendations for regular maintenance and updates to the forest inventory on a ten-year basis.

(b) Prior to the determination of the 2025-2034 sustainable harvest calculation as required by RCW 79.10.320, the department must hire a third-party contractor to review, analyze, and advise the department's forest growth and yield modeling, specific to all types of forested acres managed by the department. The department's sustainable harvest calculation technical advisory committee must be involved in the design, review, and analysis of the department's forest growth and yield modeling.

(c) Prior to the determination of the 2025-2034 sustainable harvest calculation as required by RCW 79.10.320 and in the absence of any litigation, pending or in progress, against the department's sustainable harvest calculation, the joint legislative audit and review committee established in chapter 44.28 RCW must oversee and conduct an independent review of the methodologies and data being utilized by the department in the development of the sustainable harvest calculation, including the associated forest inventory, forest growth, harvest and yield data, and modeling techniques that impact harvest levels. In carrying out the review, the joint legislative audit and review committee shall:

(i) Retain one or more contractors with expertise in forest inventories, forest growth and yield modeling, and operational research modeling in forest harvest scheduling to conduct the technical review;

(ii) Be a member of department's sustainable harvest calculation technical advisory committee, along with one of its contractors selected in (c)(i) of this subsection; and

(iii) Prior to the department's determination of the sustainable harvest (~~(calculation)~~) calculation under RCW 79.10.320, ensure

1 that a completed independent review and report with findings and
2 recommendations is submitted to the board of natural resources and
3 the legislature.

4 (d) Upon receiving the report from the joint legislative audit
5 and review committee required under (c)(iii) of this subsection, the
6 board of natural resources shall determine whether modifications are
7 necessary to the sustainable harvest calculation prior to approving
8 harvest level under RCW 79.10.320.

9 NEW SECTION. **Sec. 949.** If any provision of this act or its
10 application to any person or circumstance is held invalid, the
11 remainder of the act or the application of the provision to other
12 persons or circumstances is not affected.

13 NEW SECTION. **Sec. 950.** This act is necessary for the immediate
14 preservation of the public peace, health, or safety, or support of
15 the state government and its existing public institutions, and takes
16 effect immediately.

(End of part)

(End of Bill)

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