

SHB 1816

1 AN ACT Relating to fiscal matters; amending RCW 41.60.050,
2 41.80.010, 43.41.450, 43.43.837, 43.70.715, 43.79.505, 43.101.435,
3 43.216.1368, 70A.200.140, 71.24.580, 74.13.802, 74.46.561, and
4 76.04.516; amending 2021 c 334 ss 101, 102, 103, 104, 105, 106, 107,
5 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124,
6 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138,
7 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152,
8 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214,
9 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228,
10 229, 230, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 401,
11 402, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513,
12 514, 515, 516, 517, 518, 519, 520, 521, 522, 605, 606, 607, 608, 609,
13 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 701, 702, 704, 705,
14 718, 724, 753, 744, 745, 746, 801, 802, 803, 805, 907, 909, 910, 911,
15 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925,
16 928, 929, 930, 932, 933, 934, 935, 936, 937, 939, 940, 941, 942, 943,
17 945, 946, 947, 948, and 1002 (uncodified); adding a new section to
18 chapter 43.79 RCW; adding new sections to 2021 c 334 (uncodified);
19 repealing 2021 c 334 ss 730, 731, 732, 733, 734, 735, 736, 737, 749,
20 and 752 (uncodified); making appropriations; and declaring an
21 emergency.

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

PART I
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>\$46,834,000</u>
General Fund—State Appropriation (FY 2023)	((\$46,804,000))
	<u>\$51,635,000</u>
TOTAL APPROPRIATION	((\$92,544,000))
	<u>\$98,469,000</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))
	<u>\$33,515,000</u>
General Fund—State Appropriation (FY 2023)	((\$35,699,000))
	<u>\$38,564,000</u>
TOTAL APPROPRIATION	((\$68,454,000))
	<u>\$72,079,000</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))
	<u>\$342,000</u>
General Fund—State Appropriation (FY 2023)	((\$248,000))
	<u>\$358,000</u>

Performance Audits of Government Account—State

1	Appropriation.	((\$9,384,000))
2		<u>\$9,394,000</u>
3	TOTAL APPROPRIATION.	((\$9,935,000))
4		<u>\$10,094,000</u>

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

7 (1) \$273,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$244,000 of the general fund—state appropriation for
9 fiscal year 2023 are (~~provided solely~~) for implementation of
10 Engrossed Substitute Senate Bill No. 5405 (racial equity analyses).
11 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
12 ~~in this subsection shall lapse.~~)

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

17 (3) \$20,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$2,000 of the general fund—state appropriation for
19 fiscal year 2023 are (~~provided solely to implement~~) for the
20 implementation of House Bill No. 1296 (behavioral health service
21 organizations). (~~If the bill is not enacted by June 30, 2021, the~~
22 ~~amounts provided in this subsection shall lapse.~~)

23 (4) \$10,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$2,000 of the general fund—state appropriation for
25 fiscal year 2023 are (~~provided solely to implement~~) for the
26 implementation of Second Substitute House Bill No. 1033 (employment
27 training program). (~~If the bill is not enacted by June 30, 2021, the~~
28 ~~amounts provided in this subsection shall lapse.~~)

29 (5) \$62,000 of the general fund—state appropriation for fiscal
30 year 2023 is for the joint legislative audit and review committee to
31 plan for and begin where feasible performance audits of selected
32 state agency programs related to the needs of farmworkers. The
33 performance audits should include recommendations to improve service
34 delivery and effectiveness in providing greater protections and
35 meeting the needs of farmworkers. The performance audits include:

36 (a) A performance audit review of the department of labor and
37 industries' administration of investigation and enforcement programs
38 applicable to farmworkers;

1 (b) A performance audit review of the employment security
2 department's administration of the H-2A program; and

3 (c) A performance audit review of the department of health's
4 administration of the laws and rules related to pesticide safety that
5 are intended to protect farmworkers from hazardous exposures.

6 (6) \$13,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$4,000 of the general fund—state appropriation for
8 fiscal year 2023 are for the implementation of Engrossed Substitute
9 House Bill No. 1643 (affordable housing/REET). If the bill is not
10 enacted by June 30, 2022, the amount provided in this subsection
11 shall lapse.

12 (7) \$36,000 of the general fund—state appropriation for fiscal
13 year 2023 is for the implementation of Engrossed Second Substitute
14 House Bill No. 1015 (equitable access to credit). If the bill is not
15 enacted by June 30, 2022, the amount provided in this subsection
16 shall lapse.

17 (8) \$13,000 of the general fund—state appropriation for fiscal
18 year 2022 is for the implementation of House Bill No. 1924 (hog fuel
19 tax exemption). If the bill is not enacted by June 30, 2022, the
20 amount provided in this subsection shall lapse.

21 (9) \$13,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$8,000 of the general fund—state appropriation for
23 fiscal year 2023 are for the implementation of Substitute House Bill
24 No. 1792 (hydrogen). If the bill is not enacted by June 30, 2022, the
25 amounts provided in this subsection shall lapse.

26 (10)(a) The joint legislative audit and review committee shall
27 conduct a performance audit of the department of health's oversight
28 of hospital data reporting, inspections, and complaints. The study
29 must explore:

30 (i) The types of data that hospitals are required to collect and
31 report to state and federal regulatory entities, hospitals'
32 compliance with these reporting requirements, and the department's
33 enforcement and use of such reporting. This data includes: Hospital
34 financial data, patient discharge data, charity care data, adverse
35 health events and incidents notification and reporting, and community
36 health needs, assessments, and benefits implementation strategies;

37 (ii) The type and frequency of hospital inspections conducted by
38 state and federal regulatory entities, and hospitals' correction of
39 any deficiencies; and

1 (iii) The hospital facility complaint process, including how
2 consumers may file complaints, how the department investigates
3 complaints, and how hospitals resolve any violations.

4 (b) The audit must be completed and provided to the legislature
5 by July 2024.

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

8 **FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE**

9 Performance Audits of Government Account—State

10	Appropriation.	((\$4,664,000))
11		<u>\$4,669,000</u>
12	TOTAL APPROPRIATION.	((\$4,664,000))
13		<u>\$4,669,000</u>

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

16 **FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE**

17	General Fund—State Appropriation (FY 2022).	((\$14,173,000))
18		<u>\$14,465,000</u>
19	General Fund—State Appropriation (FY 2023).	((\$14,235,000))
20		<u>\$15,823,000</u>
21	TOTAL APPROPRIATION.	((\$28,408,000))
22		<u>\$30,288,000</u>

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

29 NEW SECTION. **Sec. 106.** A new section is added to 2021 c 334
30 (uncodified) to read as follows:

31 **FOR THE OFFICE OF STATE LEGISLATIVE LABOR RELATIONS**

32	General Fund—State Appropriation (FY 2023).	\$947,000
33	TOTAL APPROPRIATION.	\$947,000

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

1 (1) \$947,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for implementation of House Bill No.
3 2124 (legislative employee collective bargaining). If the bill is not
4 enacted by June 30, 2022, the amounts provided in this section shall
5 lapse.

6 (2) Prior to the appointment of a director of the office of state
7 legislative labor relations, the chief clerk of the house of
8 representatives and the secretary of the senate may jointly authorize
9 the expenditure of these funds to facilitate the establishment of the
10 office.

11 **Sec. 107.** 2021 c 334 s 106 (uncodified) is amended to read as
12 follows:

13 **FOR THE OFFICE OF THE STATE ACTUARY**

14	General Fund—State Appropriation (FY 2022)	\$367,000
15	General Fund—State Appropriation (FY 2023)	\$382,000
16	State Health Care Authority Administrative Account—	
17	State Appropriation	\$249,000
18	Department of Retirement Systems Expense Account—	
19	State Appropriation	(\$6,095,000)
20		<u>\$6,097,000</u>
21	School Employees' Insurance Administrative Account—	
22	State Appropriation	\$250,000
23	TOTAL APPROPRIATION	(\$7,343,000)
24		<u>\$7,345,000</u>

25 **Sec. 108.** 2021 c 334 s 107 (uncodified) is amended to read as
26 follows:

27 **FOR THE STATUTE LAW COMMITTEE**

28	General Fund—State Appropriation (FY 2022)	\$5,366,000
29	General Fund—State Appropriation (FY 2023)	(\$5,766,000)
30		<u>\$5,767,000</u>
31	TOTAL APPROPRIATION	(\$11,132,000)
32		<u>\$11,133,000</u>

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

35 **FOR THE SUPREME COURT**

36	General Fund—State Appropriation (FY 2022)	(\$9,781,000)
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1		<u>\$9,744,000</u>
2	General Fund—State Appropriation (FY 2023)	((\$9,848,000))
3		<u>\$10,730,000</u>
4	TOTAL APPROPRIATION.	((\$19,629,000))
5		<u>\$20,474,000</u>

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

8 **FOR THE LAW LIBRARY**

9	General Fund—State Appropriation (FY 2022)	((\$1,811,000))
10		<u>\$1,792,000</u>
11	General Fund—State Appropriation (FY 2023)	((\$1,821,000))
12		<u>\$1,890,000</u>
13	TOTAL APPROPRIATION.	((\$3,632,000))
14		<u>\$3,682,000</u>

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

17 **FOR THE COMMISSION ON JUDICIAL CONDUCT**

18	General Fund—State Appropriation (FY 2022)	((\$1,650,000))
19		<u>\$1,638,000</u>
20	General Fund—State Appropriation (FY 2023)	((\$1,649,000))
21		<u>\$1,635,000</u>
22	TOTAL APPROPRIATION.	((\$3,299,000))
23		<u>\$3,273,000</u>

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

26 **FOR THE COURT OF APPEALS**

27	General Fund—State Appropriation (FY 2022)	((\$21,818,000))
28		<u>\$21,706,000</u>
29	General Fund—State Appropriation (FY 2023)	((\$22,146,000))
30		<u>\$22,035,000</u>
31	TOTAL APPROPRIATION.	((\$43,964,000))
32		<u>\$43,741,000</u>

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

35 **FOR THE ADMINISTRATOR FOR THE COURTS**

1	General Fund—State Appropriation (FY 2022).	((\$157,168,000))
2		<u>\$91,614,000</u>
3	General Fund—State Appropriation (FY 2023).	((\$81,033,000))
4		<u>\$108,466,000</u>
5	General Fund—Federal Appropriation.	((\$2,209,000))
6		<u>\$3,994,000</u>
7	General Fund—Private/Local Appropriation.	\$681,000
8	Judicial Stabilization Trust Account—State	
9	Appropriation.	((\$6,692,000))
10		<u>\$74,692,000</u>
11	Judicial Information Systems Account—State	
12	Appropriation.	((\$60,664,000))
13		<u>\$60,939,000</u>
14	TOTAL APPROPRIATION.	((\$308,447,000))
15		<u>\$340,386,000</u>

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

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

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

35 (b) Each fiscal year during the 2021-2023 fiscal biennium, each
36 county shall report the number of petitions processed and the total
37 actual costs of processing truancy, children in need of services, and
38 at-risk youth petitions. Counties shall submit the reports to the
39 administrator for the courts no later than 45 days after the end of

1 the fiscal year. The administrator for the courts shall
2 electronically transmit this information to the chairs and ranking
3 minority members of the house of representatives and senate fiscal
4 committees no later than 60 days after a fiscal year ends. These
5 reports are informational in nature and are not for the purpose of
6 distributing funds.

7 (3) \$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 providing all courts with an
10 electronic demographic survey for jurors who begin a jury term. The
11 survey must collect data on each juror's race, ethnicity, age, sex,
12 employment status, educational attainment, and income, as well as any
13 other data approved by order of the chief justice of the Washington
14 state supreme court. This electronic data gathering must be conducted
15 and reported in a manner that preserves juror anonymity. The
16 administrative office of the courts shall provide this demographic
17 data in a report to the governor and the appropriate committees of
18 the legislature, and publish a copy of the report on a publicly
19 available internet address by June 30, 2023.

20 (4) (a) \$150,000 of the general fund—state appropriation for
21 fiscal year 2022 and \$150,000 of the general fund—state appropriation
22 for fiscal year 2023 are provided solely for the center for court
23 research at the administrative office of the courts to review the
24 number and types of young individuals placed on electronic home
25 monitoring over a 10 year time period. The center for court research
26 shall work in collaboration with the Washington state partnership
27 council on juvenile justice and the juvenile block grant proviso
28 committee (which includes a representative from the juvenile
29 rehabilitation administration, the office of the administrator of the
30 courts, the office of financial management, and the juvenile courts)
31 to identify the number of individuals under the age of 26 that have
32 been placed on electronic home monitoring by the department of
33 children, youth, and families and the number of individuals placed on
34 electronic home monitoring by or through juvenile courts from the
35 year 2010 through 2020. At a minimum, the study must identify:

36 (i) How electronic home monitoring is defined and used by each
37 entity;

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

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

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

6 (v) By age, demographics, ethnicity, and race, the number of
7 individuals that participated on electronic home monitoring each
8 year;

9 (vi) By age, the offense committed that resulted in the
10 individual being placed on electronic home monitoring, and the
11 average duration of time individuals spent on electronic home
12 monitoring; and

13 (vii) Whether electronic home monitoring was used as an
14 alternative to or in lieu of incarceration or whether electronic home
15 monitoring was used in addition to incarceration.

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

19 (5) ~~((\$44,500,000 of the general fund state appropriation for
20 fiscal year 2022 is provided solely to assist counties with costs of
21 resentencing and vacating the sentences of defendants whose
22 convictions or sentences are affected by the *State v. Blake* decision.
23 Subject to the availability of amounts provided in this section, the
24 office must provide grants to counties that demonstrate extraordinary
25 judicial, prosecution, or defense expenses for those purposes. The
26 office must establish an application process for county clerks to
27 seek funding and an equitable prioritization process for distributing
28 the funding.~~

29 ~~(6) \$23,500,000 of the general fund state appropriation for
30 fiscal year 2022 is provided solely to establish a legal financial
31 obligation aid pool to assist counties that are obligated to refund
32 legal financial obligations previously paid by defendants whose
33 convictions or sentences were affected by the *State v. Blake* ruling.
34 County clerks may apply to the administrative office of the courts
35 for a grant from the pool to assist with extraordinary costs of these
36 refunds. State aid payments made to a county from the pool must first
37 be attributed to any legal financial obligations refunded by the
38 county on behalf of the state. The office must establish an
39 application process for county clerks to seek funding and an
40 equitable prioritization process for distributing the funding.~~

1 ~~(7))~~ \$44,500,000 of the judicial stabilization trust account—
2 state appropriation is provided solely to assist counties with costs
3 of resentencing and vacating the sentences of defendants whose
4 convictions or sentences are affected by the State v. Blake decision
5 and to assist with the costs of processing refunds of legal financial
6 obligations as specified in subsection (6) of this section. Counties
7 may use up to 10 percent of these amounts for administrative costs
8 incurred in processing refunds. Subject to the availability of
9 amounts provided in this section, the office must provide funding to
10 counties that demonstrate extraordinary judicial, prosecution, or
11 defense expenses for those purposes. The office must establish a
12 process for county clerks to seek funding and an equitable
13 prioritization process for distributing the funding.

14 (6) \$23,500,000 of the judicial stabilization trust account—state
15 appropriation is provided solely to establish a legal financial
16 obligation aid pool to assist counties that are obligated to refund
17 legal financial obligations previously paid by defendants whose
18 convictions or sentences were affected by the State v. Blake ruling.
19 State aid payments made to a county from the pool must first be
20 attributed to any legal financial obligations refunded by the county
21 on behalf of the state. The office must establish a process for
22 county clerks to seek funding and an equitable prioritization process
23 for distributing the funding.

24 (7) ((~~\$1,782,000~~)) \$1,665,000 of the general fund—state
25 appropriation for fiscal year 2022 and \$749,000 of the general fund—
26 state appropriation for fiscal year 2023 are provided solely for the
27 implementation of Engrossed Second Substitute House Bill No. 1320
28 (civil protection orders). ((If the bill is not enacted by June 30,
29 2021, the amounts provided in this subsection shall lapse.))

30 (8) \$68,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$60,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the implementation of Second
33 Substitute House Bill No. 1219 (youth counsel-dependency). ((If the
34 bill is not enacted by June 30, 2021, the amounts provided in this
35 subsection shall lapse.))

36 (9) \$110,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$165,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the implementation of House
39 Bill No. 1167 (Thurston county superior court judge). ((If the bill

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

3 (10) \$1,094,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$1,094,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the
6 statewide fiscal impact on Thurston county courts. It is the intent
7 of the legislature that this policy will be continued in subsequent
8 fiscal biennia.

9 (11) \$4,505,000 of the general fund—state appropriation for
10 fiscal year 2022 and ~~((\$4,505,000))~~ \$6,105,000 of the general fund—
11 state appropriation for fiscal year 2023 are provided solely for
12 implementation of Engrossed Second Substitute Senate Bill No. 5160
13 (landlord-tenant relations), including the management of an eviction
14 resolution pilot program. By June 30, 2022, the department shall
15 provide to the legislature a detailed report of eviction resolution
16 program expenditures and outcomes including but not limited to the
17 number of dispute resolution centers participating in the program,
18 the number of individuals served by dispute resolution centers in the
19 program, the average cost of resolution proceedings, and the number
20 of qualified individuals who applied but were unable to be served by
21 dispute resolution centers due to lack of funding or other reasons.
22 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
23 ~~in this subsection shall lapse.))~~

24 (12) \$325,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$304,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of Second
27 Substitute Senate Bill No. 5331 (early childhood court program). ~~((If~~
28 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
29 ~~this subsection shall lapse.))~~

30 (13) \$44,000 of the general fund—state appropriation for fiscal
31 year 2022 is provided solely for implementation of Engrossed
32 Substitute Senate Bill No. 5226 (license suspensions/traffic). ~~((If~~
33 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
34 ~~subsection shall lapse.))~~

35 (14) \$8,000,000 of the general fund—state appropriation for
36 fiscal year 2022 ~~((is))~~ and \$8,000,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for
38 distribution to local courts for cost associated with the court-
39 appointed attorney and visitor requirements set forth in the uniform

1 guardianship act in chapter 11.130 RCW. If the amount provided in
2 this subsection is insufficient to fully fund the local court costs,
3 distributions must be reduced on a proportional basis to ensure that
4 expenditures remain within the available funds provided in this
5 subsection. No later than December 31, 2021, the administrative
6 office of the courts will provide a report on distributions to local
7 courts including, but not limited to, the amount provided to each
8 court, the number of guardianship cases funded at each court, costs
9 segregated by attorney appointments and court visitor appointments,
10 the amount of any pro rata reductions, and a recommendation on how to
11 forecast distributions for potential future funding by the
12 legislature.

13 (15) \$375,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$285,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for costs to relocate staff from
16 the temple of justice to another workspace if the omnibus capital
17 appropriation act provides funding for improvements to the heating,
18 ventilation, lighting, and plumbing improvements to the temple of
19 justice. Staff from the administrative office of the courts shall
20 work with the department of enterprise services and the office of
21 financial management to acquire temporary space in a state owned
22 facility that meets the needs of the supreme court. If a state
23 facility cannot be found, the court may acquire temporary workspace
24 as it chooses.

25 (16) \$846,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for grants to enhance and expand the
27 family and juvenile court improvement program. If Grays Harbor
28 superior court elects to participate, the administrator must give it
29 priority consideration for expansion of the program.

30 (17) \$2,469,000 of the general fund—state appropriation for
31 fiscal year 2023 is provided solely for the administrative office of
32 the courts to support community justice counselors and community
33 coordinators that work with municipal and district court drug and
34 therapeutic court programs. The community justice counselors and
35 community coordinators are responsible for working with court
36 participants to ensure connection to community services and existing
37 resources to support completion of court requirements. Funding must
38 be used for a minimum of four municipal court programs, with at least
39 two programs located east of the Cascade mountains and two programs

1 located west of the Cascade mountains, including Spokane county and
2 Snohomish county. Funding may also be used for additional supports
3 for participants, including bus passes and other transportation
4 assistance, basic cell phones and phone cards, and translation
5 services. Counties and cities that receive funding must provide a
6 report back to the administrative office of the courts that shows how
7 funds were expended.

8 (18) \$131,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for a court policy analyst position to
10 support the district and municipal court judges' association. The
11 court policy analyst position must assist with the development,
12 implementation, monitoring, and evaluation of district and municipal
13 court programs, court operations, and court costs that relate to the
14 State v. Blake decision.

15 (19) \$4,500,000 of the general fund—state appropriation for
16 fiscal year 2023 is provided solely for the administrative office of
17 the courts to provide grant funding to counties for the creation of
18 new therapeutic courts or the expansion of services being provided to
19 an existing therapeutic court. For purposes of this subsection,
20 "therapeutic court" has the meaning defined in RCW 2.30.020. Funding
21 provided under this subsection may not supplant existing funds
22 utilized for this purpose.

23 (20) \$26,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for implementation of Substitute House
25 Bill No. 1773 (assisted outpatient treatment). If the bill is not
26 enacted by June 30, 2022, the amount provided in this subsection
27 shall lapse.

28 (21) \$502,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for implementation of Substitute House
30 Bill No. 1901 (civil protection orders). If the bill is not enacted
31 by June 30, 2022, the amount provided in this subsection shall lapse.

32 (22) \$1,785,000 of the general fund—federal appropriation (CRF)
33 is provided solely for COVID-19 response expenditures in fiscal year
34 2022. This funding expires December 31, 2021.

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

37 **FOR THE OFFICE OF PUBLIC DEFENSE**

38 General Fund—State Appropriation (FY 2022). (~~(\$53,975,000)~~)

1		<u>\$54,491,000</u>
2	General Fund—State Appropriation (FY 2023)	((\$54,202,000))
3		<u>\$58,533,000</u>
4	General Fund—Federal Appropriation.	\$362,000
5	General Fund—Private/Local Appropriation.	\$30,000
6	Judicial Stabilization Trust Account—State	
7	Appropriation.	((\$3,896,000))
8		<u>\$3,901,000</u>
9	TOTAL APPROPRIATION.	((\$112,465,000))
10		<u>\$117,317,000</u>

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

13 (1) \$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 the office of public defense
16 to contract with a free legal clinic that has a medical-legal
17 partnership and that currently provides parent representation to at-
18 risk clients in dependency cases in Snohomish, Skagit, and King
19 counties. Within amounts appropriated, the clinic must provide legal
20 representation to parents who are pregnant or recently postpartum who
21 are at risk of child abuse or neglect reports or investigations.

22 (2) \$900,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$900,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the purpose of improving the
25 quality of trial court public defense services. The office of public
26 defense must allocate these amounts so that \$450,000 per fiscal year
27 is distributed to counties, and \$450,000 per fiscal year is
28 distributed to cities, for grants under chapter 10.101 RCW.

29 (3) \$5,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$14,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the implementation of Second
32 Substitute House Bill No. 1219 (youth counsel-dependency). (~~If the~~
33 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
34 ~~subsection shall lapse.))~~

35 (4) \$443,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$683,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the implementation of
38 Engrossed Substitute House Bill No. 1140 (juvenile access to

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

3 (5) \$5,500,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$5,500,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely to assist counties with public
6 defense costs related to vacating the sentences of defendants whose
7 convictions or sentences are affected by the *State v. Blake* decision.
8 Of the amounts provided in this subsection:

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

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

28 (6) \$20,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for the office of public defense to
30 research and develop a proposal to assume the effective and efficient
31 statewide administration of legal defense services for indigent
32 persons who are involved in proceedings under chapter 10.77 RCW
33 (criminally insane). By December 1, 2022, the office of public
34 defense shall submit the proposal to the appropriate policy and
35 fiscal committees of the legislature.

36 (a) In developing its proposal, the office of public defense must
37 consult with interested persons, including local public defense
38 agencies, the Washington defender association, the Washington
39 association of criminal defense lawyers, the administrative office of

1 the courts, the Washington association of prosecuting attorneys,
2 disability rights Washington, current and former patients at eastern
3 state hospital and western state hospital, the superior court judges
4 association, the Washington state association of counties, the public
5 safety review panel, and the department of social and health
6 services.

7 (b) The office of public defense may provide a stipend for travel
8 and other expenses to stakeholders for time spent participating in
9 focus groups or interviews. The office may not provide a stipend to
10 any public employees or to other stakeholders participating within
11 the scope of their employment.

12 (c) At a minimum, the proposal should identify:

13 (i) Procedures to manage costs and require accountability
14 consistent with the right to counsel under both the United States
15 Constitution and the Washington state Constitution;

16 (ii) Statutory amendments necessary to implement the proposal;

17 (iii) Appropriate practice standards for defense of indigent
18 persons involved in proceedings under chapter 10.77 RCW, including
19 procedures to implement representation consistent with *State v.*
20 *Fletcher*, No. 33810-0-III (Wn. Ct. App., Mar. 16, 2017);

21 (iv) An estimated number of attorneys and defense social workers
22 statewide who are qualified to provide effective defense
23 representation in these cases, an estimate of reasonable compensation
24 for attorneys and social workers, and estimated annual costs of
25 investigative and expert services required in these cases;

26 (v) The total cost necessary to implement the proposal statewide
27 for the 2023-2025 fiscal biennium, including all staffing and
28 administrative costs for the office of public defense administration;
29 and

30 (vi) Possible savings to the state and counties that might result
31 from implementing the proposal.

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

34 **FOR THE OFFICE OF CIVIL LEGAL AID**

35	General Fund—State Appropriation (FY 2022)	(\$41,280,000)
36		<u>\$41,709,000</u>
37	General Fund—State Appropriation (FY 2023)	(\$42,685,000)
38		<u>\$52,577,000</u>

1	General Fund—Federal Appropriation.	\$379,000
2	Judicial Stabilization Trust Account—State	
3	Appropriation.	\$1,464,000
4	TOTAL APPROPRIATION.	(\$85,808,000)
5		<u>\$96,129,000</u>

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

8 (1) An amount not to exceed \$40,000 of the general fund—state
9 appropriation for fiscal year 2022 and an amount not to exceed
10 \$40,000 of the general fund—state appropriation for fiscal year 2023
11 may be used to provide telephonic legal advice and assistance to
12 otherwise eligible persons who are sixty years of age or older on
13 matters authorized by RCW 2.53.030(2) (a) through (k) regardless of
14 household income or asset level.

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

19 (3) \$568,000 of the general fund—state appropriation for fiscal
20 year 2022 is appropriated solely to continue and expand civil legal
21 representation for tenants in eviction cases.

22 (4) Up to \$165,000 of the general fund—state appropriation for
23 fiscal year 2022 may be used to wind down the children's
24 representation study authorized in section 28, chapter 20, Laws of
25 2017 3rd sp. sess.

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

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

38 (7) (~~(\$10,772,000)~~) \$11,122,000 of the general fund—state
39 appropriation for fiscal year 2022 and (~~(\$11,478,000)~~) \$12,957,000 of

1 the general fund—state appropriation for fiscal year 2023 are
2 provided solely for implementation of Engrossed Second Substitute
3 Senate Bill No. 5160 (landlord-tenant relations), including
4 representation of indigent tenants in unlawful detainer cases. By
5 June 30, 2022, the department shall provide to the legislature a
6 detailed report of program expenditures and outcomes including but
7 not limited to the number of individuals served, the average cost of
8 a representation case, and the number of qualified individuals who
9 qualified for but were unable to receive representation for funding
10 or other reasons. (~~If the bill is not enacted by June 30, 2021, the~~
11 ~~amounts provided in this subsection shall lapse.~~)

12 (8) \$600,000 of the general fund—state appropriation for fiscal
13 year 2022 and (~~(\$600,000)~~) \$2,250,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely to (~~provide~~)
15 continue and expand online automated plain language forms, outreach,
16 education, technical assistance, and (~~some~~) legal assistance to
17 help resolve civil matters (~~surrounding~~) relating to legal
18 financial obligations and vacating the sentences of defendants whose
19 convictions or sentences are affected by the *State v. Blake* decision.

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

27 (10) \$350,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely to the office of civil legal aid to
29 establish a legal advice phone line to provide guidance and legal
30 advice for kinship caregivers. The phone line must be staffed by two
31 FTE contracted attorneys that have experience with kinship care,
32 guardianship statutes, the child welfare system, and issues relating
33 to legal custody.

34 (11) \$1,600,000 of the general fund—state appropriation for
35 fiscal year 2023 is provided solely to support civil legal
36 information, advice, and representation to tenants at risk of
37 eviction and against whom an unlawful detainer action has not yet
38 been commenced.

1 (12) \$4,000,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for the office of civil legal aid
3 to provide civil legal aid services for survivors of domestic
4 violence, including legal services for protection order proceedings,
5 family law cases, immigration assistance, and tenancy issues.

6 (13) \$500,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for the office of civil legal aid to
8 expand the statewide reentry legal aid project as established in
9 section 115(12), chapter 357, Laws of 2020.

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

12 **FOR THE OFFICE OF THE GOVERNOR**

13	General Fund—State Appropriation (FY 2022).	((\$11,093,000))
14		<u>\$11,552,000</u>
15	General Fund—State Appropriation (FY 2023).	((\$10,920,000))
16		<u>\$15,968,000</u>
17	Economic Development Strategic Reserve Account—State	
18	Appropriation.	\$5,000,000
19	TOTAL APPROPRIATION.	((\$27,013,000))
20		<u>\$32,520,000</u>

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

23 (1) ((~~\$703,000~~)) \$917,000 of the general fund—state appropriation
24 for fiscal year 2022 and ((~~\$803,000~~)) \$1,146,000 of the general fund—
25 state appropriation for fiscal year 2023 are provided solely for the
26 office of the education ombuds.

27 (2) \$1,289,000 of the general fund—state appropriation for fiscal
28 year 2022 and ((~~\$1,289,000~~)) \$3,545,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely to implement
30 the provisions of chapter 332, Laws of 2020 (state equity office).

31 (3) \$123,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$118,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for implementation of Engrossed
34 Substitute Senate Bill No. 5119 (individuals in custody). ((If the
35 bill is not enacted by June 30, 2021, the amounts provided in this
36 subsection shall lapse.))

37 (4) ((~~\$230,000~~)) \$180,000 of the general fund—state appropriation
38 for fiscal year 2022 and ((~~\$120,000~~)) \$209,000 of the general fund—

1 state appropriation for fiscal year 2023 are provided solely for
2 implementation of Engrossed Second Substitute Senate Bill No. 5126
3 (climate commitment act). ~~((If the bill is not enacted by June 30,~~
4 ~~2021, the amounts provided in this subsection shall lapse.))~~

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

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

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

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

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

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

26 (7) \$150,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$150,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the cost to support the blue
29 ribbon commission on the intersection of the criminal justice and
30 behavioral health crisis systems that will be established by governor
31 executive order.

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

36 (9) \$207,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for the office of equity to address
38 additional workload created by legislation enacted during the 2021
39 legislative session.

1 (10) \$609,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the office of equity to establish
3 and support a community engagement board.

4 (11) \$50,000 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 governor to invite, at a
7 minimum, federally recognized tribes, legislative leadership, local
8 governments, agricultural producers, commercial and recreational
9 fisher organizations, business organizations, salmon recovery
10 organizations, forestry organizations, and environmental
11 organizations to participate in a process facilitated by an
12 independent entity to develop recommendations on proposed changes in
13 policy and spending priorities to improve riparian habitat to ensure
14 more salmon and steelhead are available for treaty and nontreaty uses
15 for all Washingtonians.

16 (a) Recommendations should include bold reforms and strategies
17 that encompass solutions behind salmon declines. Protecting our
18 salmon is a priority for all Washingtonians for the following
19 reasons:

20 (i) Salmon are an indicator species dependent upon fully
21 functioning, healthy riparian areas; as wild salmon decline, it
22 foretells the decline of the water quality and all other species in
23 our aquatic systems;

24 (ii) Salmon play a major role in our state's wildlife diversity
25 and cultural heritage; and

26 (iii) Salmon are the keystone species to 137 other animals,
27 including southern resident orcas and bears.

28 (b) Building upon the work of the state and federally recognized
29 tribes in the riparian pathways work group established as a result of
30 the commitment between sovereigns at the 2019 Centennial accord, the
31 recommendations must include:

32 (i) Improvements to land use planning and development regulations
33 that ensure the protection and recovery of salmon;

34 (ii) Standards to protect areas adjacent to streams and rivers;

35 (iii) Standards to restore areas adjacent to streams and rivers;

36 (iv) Financial incentives for landowners to protect and restore
37 streamside habitat;

38 (v) Recommendations to improve salmon recovery program
39 coordination amongst state agencies; and

1 (vi) Recommendations for regulatory requirements when voluntary
2 measures and financial incentives do not achieve streamside
3 protection and restoration.

4 (c) Preliminary recommendations shall be submitted to the
5 legislature and governor by October 1, 2022, with a final report by
6 November 1, 2022.

7 (d) The office of the governor shall contract for an independent
8 facilitator. The contract is exempt from the competitive procurement
9 requirements in chapter 39.26 RCW.

10 (e) Nothing in this facilitated process prevents the governor
11 from continuing the government-to-government relationship with
12 federally recognized tribes.

13 (12) \$40,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$160,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the office of equity to
16 collaborate with the commission on African American affairs, the
17 commission on Asian Pacific American affairs, the commission on
18 Hispanic affairs, and the governor's office of Indian affairs to
19 engage contractors to conduct the analyses funded in sections 120(4),
20 121(1), 121(2), 132, and 133(2) of this act.

21 (13) \$175,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for implementation of Engrossed Second
23 Substitute House Bill No. 1723 (digital equity act). If the bill is
24 not enacted by June 30, 2022, the amount provided in this subsection
25 shall lapse.

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

28 **FOR THE LIEUTENANT GOVERNOR**

29	General Fund—State Appropriation (FY 2022)	(\$1,880,000)
30		<u>\$1,861,000</u>
31	General Fund—State Appropriation (FY 2023)	(\$1,598,000)
32		<u>\$1,579,000</u>
33	General Fund—Private/Local Appropriation.	\$90,000
34	TOTAL APPROPRIATION.	(\$3,568,000)
35		<u>\$3,530,000</u>

36 The appropriations in this section are subject to the following
37 conditions and limitations: \$300,000 of the general fund—state
38 appropriation for fiscal year 2022 is provided solely for the

1 legislative committee on economic development and international
2 relations to conduct a business competitiveness analysis of the
3 state's economy. Expenditure of the amount provided in this section
4 must comply with chapter 39.26 RCW.

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

7 **FOR THE PUBLIC DISCLOSURE COMMISSION**

8 General Fund—State Appropriation (FY 2022).	((\$5,724,000))
	<u>\$5,729,000</u>
10 General Fund—State Appropriation (FY 2023).	((\$5,545,000))
	<u>\$5,771,000</u>
12 Public Disclosure Transparency Account—State	
13 Appropriation.	((\$1,014,000))
	<u>\$931,000</u>
15 TOTAL APPROPRIATION.	((\$12,283,000))
	<u>\$12,431,000</u>

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

19 (1) \$280,000 of the public disclosure transparency account—state
20 appropriation is provided solely for staff for business analysis and
21 project management of information technology projects.

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

26 (3) \$424,000 of the public disclosure transparency account—state
27 appropriation is provided solely for information technology staffing
28 to meet the demands of maintaining online filing and disclosure
29 systems.

30 (4) \$180,000 of the public disclosure transparency account—state
31 appropriation is provided solely for a dedicated training and
32 outreach staff to develop course materials and facilitate the
33 creation of an expanded filer training program.

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

36 **FOR THE SECRETARY OF STATE**

37 General Fund—State Appropriation (FY 2022).	((\$20,922,000))
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1		<u>\$22,066,000</u>
2	General Fund—State Appropriation (FY 2023)	((\$31,158,000))
3		<u>\$48,507,000</u>
4	General Fund—Federal Appropriation.	((\$12,760,000))
5		<u>\$12,819,000</u>
6	Public Records Efficiency, Preservation, and Access	
7	Account—State Appropriation.	((\$10,005,000))
8		<u>\$10,496,000</u>
9	Charitable Organization Education Account—State	
10	Appropriation.	((\$901,000))
11		<u>\$1,367,000</u>
12	Washington State Library Operations Account—State	
13	Appropriation.	((\$11,698,000))
14		<u>\$14,461,000</u>
15	Local Government Archives Account—State	
16	Appropriation.	((\$10,120,000))
17		<u>\$10,814,000</u>
18	Election Account—Federal Appropriation.	((\$4,368,000))
19		<u>\$4,381,000</u>
20	<u>Personnel Service Account—State Appropriation.</u>	<u>\$657,000</u>
21	TOTAL APPROPRIATION.	((\$101,932,000))
22		<u>\$125,568,000</u>

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

25 (1) \$2,498,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$12,196,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely to reimburse counties for the
28 state's share of primary and general election costs and the costs of
29 conducting mandatory recounts on state measures. Counties shall be
30 reimbursed only for those costs that the secretary of state validates
31 as eligible for reimbursement.

32 (2) (a) (i) \$3,051,500 of the general fund—state appropriation for
33 fiscal year 2022 and \$3,051,500 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely for
35 contracting with a nonprofit organization to produce gavel-to-gavel
36 television coverage of state government deliberations and other
37 events of statewide significance during the 2021-2023 fiscal
38 biennium. The funding level for each year of the contract shall be
39 based on the amount provided in this subsection. The nonprofit

1 organization shall be required to raise contributions or commitments
2 to make contributions, in cash or in kind, in an amount equal to
3 forty percent of the state contribution. The office of the secretary
4 of state may make full or partial payment once all criteria in this
5 subsection have been satisfactorily documented.

6 (ii) \$405,000 of the general fund—state appropriation for fiscal
7 year 2022 is provided solely for the contracted nonprofit to upgrade
8 and replace equipment.

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

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

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

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

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

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

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

33 (4) \$75,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$75,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for humanities Washington
36 speaker's bureau community conversations.

37 (5) \$114,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$114,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for election reconciliation

1 reporting. Funding provides for one staff to compile county
2 reconciliation reports, analyze the data, and to complete an annual
3 statewide election reconciliation report for every state primary and
4 general election. The report must be submitted annually on July 31,
5 beginning July 31, 2021, to legislative policy and fiscal committees.
6 The annual report must include statewide analysis and by county
7 analysis on the reasons for ballot rejection and an analysis of the
8 ways ballots are received, counted, rejected and cure data that can
9 be used by policymakers to better understand election administration.

10 (6) \$546,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$546,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for staff dedicated to the
13 maintenance and operations of the voter registration and election
14 management system. These staff will manage database upgrades,
15 database maintenance, system training and support to counties, and
16 the triage and customer service to system users.

17 (7) \$626,000 of the public records efficiency, preservation, and
18 access account—state appropriation is provided solely for additional
19 project staff to pack, catalog, and move the states archival
20 collection in preparation for the move to the new library archives
21 building that will be located in Tumwater.

22 (8) Within existing resources, the office of the secretary of
23 state must research and evaluate availability of online trainings to
24 include, but not be limited to, job-related, educational, and
25 information technology trainings that are available free of charge.
26 The office must compare those to the online trainings available from
27 the Microsoft linked in academy. The office must report the
28 comparative findings to fiscal committees of the legislature by
29 September 1, 2022.

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

35 (10) \$269,000 of the government archives account—state
36 appropriation is provided solely for implementation of Senate Bill
37 No. 5019 (recording standards commission). (~~If the bill is not
38 enacted by June 30, 2021, the amount provided in this subsection
39 shall lapse.~~)

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

6 (a) Forty percent must be used for grants to state humanities
7 organizations' programming and general operating expenses to cover up
8 to 100 percent of the costs of the programs which the grants support,
9 to prevent, prepare for, respond to, and recover from coronavirus;
10 and

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

16 (12) \$3,600,000 of the general fund—federal appropriation (ARPA)
17 is provided to the state library as the designated state library
18 administrative agency solely to administer and distribute institute
19 of museum and library services grants to museums, tribal partners,
20 and libraries for eligible expenses and services. Pursuant to federal
21 directive, no more than four percent of distributed funds may be held
22 for grant administration.

23 (13) \$2,534,000 of the general fund—state appropriation for
24 fiscal year 2023 is provided solely for one grant to each county to
25 support voter registration and voting within county jails. Grants may
26 be used to develop and implement a plan to increase voting amongst
27 the jail population, create voting materials specific to the jail
28 population, purchase supplies and equipment for voting in jails, and
29 provide direct staffing in jails to support voting activities. Each
30 county grantee must submit a postelection report by February 1, 2023,
31 to the secretary of state detailing the use of grant funding,
32 evaluation of the grant's overall effectiveness in achieving its
33 objective to increase voter registration and voting of the jailed
34 population, and recommendations regarding best practices and law
35 changes, if needed. Of the amounts provided in this section, up to
36 \$100,000 may be used for the office of the secretary of state to
37 compile the reports received in this subsection into a single report.
38 The report must include an analysis of the county grant projects,
39 including recommended policies and procedures for county jails

1 regarding inmate voting. The report must be delivered to the governor
2 and legislature by June 30, 2023.

3 (14) \$100,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided to the state library to develop a digital
5 literacy assessment tool and protocol to be used by organizations
6 that provide digital literacy support; conduct a baseline assessment
7 of digital readiness for a representative sample of Washington
8 residents; and publish the assessment tool, protocol, and baseline
9 assessment findings on the state library website for public use by
10 June 1, 2023. The office must also submit a report to the governor
11 and legislature by June 1, 2023, that describes the tool, protocol,
12 and assessment findings.

13 (15) \$250,000 of the general fund—state appropriation for fiscal
14 year 2022 is provided solely for the office to contract with the
15 University of Washington Evans school of public policy and governance
16 to review the data used in the 2022 state auditor's performance audit
17 titled "evaluating Washington's ballot rejection rates," which found
18 that voters from certain counties, younger voters, male voters, Black
19 voters, Native American voters, and Latino voters were more likely to
20 have their ballots rejected. The review must include an analysis of:
21 (a) Voter interaction with the vote-by-mail and ballot return
22 process; (b) circumstances in which voted returned ballots are not
23 accepted due to signature mismatch, including whether the ballot was
24 rejected due to late return, a signature by another person, a blank
25 signature line, a different name used, or the signature could not
26 conclude that the voter was the signatory; (c) processes used by
27 county election offices to allow voters to cure ballots; (d) methods
28 in which counties collect, maintain, and update voter signatures on
29 file; (e) communication with voters concerning how to prepare and
30 return a voted ballot for counting; (f) best practices for curing
31 rejected signatures; and (e) education and outreach methods
32 emphasizing the importance of voter signatures on voted returned
33 ballots with a focus on increasing successful voting. The results of
34 the analysis must be reported to the governor and the appropriate
35 committees of the legislature by October 15, 2022.

36 (16) \$657,000 of the personnel service fund—state appropriation
37 is provided solely for administration of the productivity board
38 established in chapter 41.60 RCW. The secretary of state shall
39 convene the first meeting of the board by September 1, 2022. By June

1 30, 2023, the board must provide the legislature and all other state
2 agencies with a topical list of all productivity awards granted in
3 fiscal year 2023 for the purpose of providing agencies with the
4 opportunity to adopt or modify for agency use the suggestions
5 identified by awardees.

6 (17) \$500,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for implementation of Second Substitute
8 House Bill No. 1835 (postsecondary enrollment). If the bill is not
9 enacted by June 30, 2022, the amount provided in this subsection
10 shall lapse.

11 (18) \$396,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for implementation of Engrossed
13 Substitute House Bill No. 1357 (voters' pamphlet overseas). If the
14 bill is not enacted by June 30, 2022, the amount provided in this
15 subsection shall lapse.

16 (19) \$8,000,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for elections security
18 operations.

19 (20) \$3,500,000 of the general fund—state appropriation for
20 fiscal year 2023 is provided solely for election information outreach
21 activities.

22 (21) \$300,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$700,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for a contract with humanities
25 Washington to expand the prime time family reading program.

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

28 **FOR THE GOVERNOR'S OFFICE OF INDIAN AFFAIRS**

29	General Fund—State Appropriation (FY 2022).	((\$905,000))
30		<u>\$942,000</u>
31	General Fund—State Appropriation (FY 2023).	((\$401,000))
32		<u>\$1,145,000</u>
33	TOTAL APPROPRIATION.	((\$1,306,000))
34		<u>\$2,087,000</u>

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

37 (1) The office shall assist the department of enterprise services
38 on providing the government-to-government training sessions for

1 federal, state, local, and tribal government employees. The training
2 sessions shall cover tribal historical perspectives, legal issues,
3 tribal sovereignty, and tribal governments. Costs of the training
4 sessions shall be recouped through a fee charged to the participants
5 of each session. The department of enterprise services shall be
6 responsible for all of the administrative aspects of the training,
7 including the billing and collection of the fees for the training.

8 (2) \$500,000 of the general fund—state appropriation for fiscal
9 year 2022 is provided solely for the governor's office of Indian
10 affairs to engage in a process to develop recommendations on
11 improving executive and legislative tribal relationships. In
12 developing the recommendations, the governor's office of Indian
13 affairs may contract with a third party facilitator.

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

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

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

24 (ii) The consultation processes; and

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

27 (3)(a) \$350,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely for the governor's office of
29 Indian affairs to expand capacity of the office to improve state and
30 local executive and tribal relationships. Funds must be used to
31 support:

32 (i) Consultation with tribes and local governments on
33 implementation of the climate commitment act and growth management
34 act;

35 (ii) Government-to-government engagement on natural resources,
36 environment, and infrastructure;

37 (iii) Consultation with tribes and local governments on tribal
38 legal definitions;

39 (iv) Early engagement on legislative and executive consultation
40 and dispute resolution policy and processes with all agencies; and

1 (v) Coordination with a third party to facilitate roundtable
2 meetings for agencies, tribes, and stakeholders to assess and provide
3 recommendations in a report for streamlining statewide salmon
4 recovery planning, policy, programs, and budgets. The report should
5 be provided to the appropriate committees in the legislature by June
6 30, 2023.

7 (b) The legislature intends to provide additional funding for
8 activities under this subsection (3) in the next fiscal biennium.

9 (4) \$40,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$160,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the office to collaborate
12 with the office of equity to engage a contractor to conduct a
13 detailed analysis of the opportunity gap for Native American
14 students; analyze the progress in developing effective government-to-
15 government relations and identification and adoption of curriculum
16 regarding tribal history, culture, and government as provided under
17 RCW 28A.345.070; develop recommendations for continuing efforts to
18 close the educational opportunity gap while meeting the state's
19 academic achievement indicators as identified in the state's every
20 student succeeds act consolidated plan; and identify performance
21 measures to monitor adequate yearly progress. The contractor shall
22 submit a study update by December 1, 2022, and submit a final report
23 by June 30, 2023, to the educational opportunity gap oversight and
24 accountability committee, the governor, the superintendent of public
25 instruction, the state board of education, and the education
26 committees of the legislature.

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

29 **FOR THE COMMISSION ON ASIAN PACIFIC AMERICAN AFFAIRS**

30	General Fund—State Appropriation (FY 2022).	((\$448,000))
31		<u>\$528,000</u>
32	General Fund—State Appropriation (FY 2023).	((\$462,000))
33		<u>\$840,000</u>
34	TOTAL APPROPRIATION.	((\$910,000))
35		<u>\$1,368,000</u>

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

1 (1) \$40,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$160,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the commission to
4 collaborate with the office of equity to engage a contractor to
5 conduct a detailed analysis of the opportunity gap for Asian American
6 students; develop recommendations for continuing efforts to close the
7 educational opportunity gap while meeting the state's academic
8 achievement indicators as identified in the state's every student
9 succeeds act consolidated plan; and identify performance measures to
10 monitor adequate yearly progress. The contractor shall submit a study
11 update by December 1, 2022, and submit a final report by June 30,
12 2023, to the educational opportunity gap oversight and accountability
13 committee, the governor, the superintendent of public instruction,
14 the state board of education, and the education committees of the
15 legislature.

16 (2) \$40,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$160,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the commission to
19 collaborate with the office of equity to engage a contractor to
20 conduct a detailed analysis of the opportunity gap for Native
21 Hawaiian and Pacific Islander students; develop recommendations for
22 continuing efforts to close the educational opportunity gap while
23 meeting the state's academic achievement indicators as identified in
24 the state's every student succeeds act consolidated plan; and
25 identify performance measures to monitor adequate yearly progress.
26 The contractor shall submit a study update by December 1, 2022, and
27 submit a final report by June 30, 2023, to the educational
28 opportunity gap oversight and accountability committee, the governor,
29 the superintendent of public instruction, the state board of
30 education, and the education committees of the legislature.

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

33 **FOR THE STATE TREASURER**

34	General Fund—State Appropriation (FY 2022).	\$250,000
35	General Fund—State Appropriation (FY 2023).	\$250,000
36	State Treasurer's Service Account—State	
37	Appropriation.	(\$20,375,000)
38		<u>\$20,829,000</u>

1 TOTAL APPROPRIATION. ((\$20,875,000))
2 \$21,329,000

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

5 (1) \$250,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$250,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for implementation of Engrossed
8 Substitute House Bill No. 1189 (tax increment financing). (~~If the~~
9 bill is not enacted by June 30, 2021, the amounts provided in this
10 subsection shall lapse.))

11 (2) \$450,000 of the state treasurer's service account—state
12 appropriation is provided to establish a committee on the program
13 impacts of the Washington future fund "baby bonds" investment model
14 on wealth gaps and provides expenditure authority for one additional
15 FTE for ongoing policy and program analysis. The committee shall
16 consult with experts to study and gather data on inequities including
17 racial wealth gaps in Washington and examine how investment programs
18 such as the Washington future fund program or similar "baby bonds"
19 investment programs can impact wealth inequities and the future
20 financial stability of the Washington state treasury. The committee
21 will analyze the Washington future fund and other "baby bonds"
22 investment models and provide recommendations for program
23 implementation.

24 (a) At a minimum, the committee will consist of the state
25 treasurer, or the state treasurer's designee, as chair of the
26 committee, one member from each of the two largest caucuses of the
27 senate appointed by the president of the senate, one member from each
28 of the two largest caucuses of the house of representatives appointed
29 by the speaker of the house of representatives, three members from
30 communities with lived experience as appointed by the state
31 treasurer, and three members from economic empowerment organizations
32 as appointed by the state treasurer. The committee will ensure that
33 opportunity for input from interested stakeholders is provided. The
34 state treasurer's office shall provide staff resources and assistance
35 to the committee as needed.

36 (b) The committee may consult with the state investment board,
37 the Washington health care authority, the Washington state housing
38 finance commission, the department of social and health services, the
39 department of commerce, and other agencies as necessary.

1 (c) The committee will report on the findings of the data
2 collection, analysis, and any recommendations for legislative action
3 to the legislature by December 1, 2022.

4 (d) The state treasurer may include these recommendations in
5 draft legislation for the Washington future fund.

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

8 **FOR THE STATE AUDITOR**

9	General Fund—State Appropriation (FY 2022)	((\$613,000))
10		<u>\$463,000</u>
11	General Fund—State Appropriation (FY 2023)	((\$1,062,000))
12		<u>\$1,812,000</u>
13	Auditing Services Revolving Account—State	
14	Appropriation	((\$14,456,000))
15		<u>\$16,041,000</u>
16	Performance Audits of Government Account—State	
17	Appropriation	\$1,683,000
18	TOTAL APPROPRIATION	((\$17,814,000))
19		<u>\$19,999,000</u>

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

22 (1) \$1,585,000 of the performance audit of government account—
23 state appropriation is provided solely for staff and related costs to
24 verify the accuracy of reported school district data submitted for
25 state funding purposes; conduct school district program audits of
26 state-funded public school programs; establish the specific amount of
27 state funding adjustments whenever audit exceptions occur and the
28 amount is not firmly established in the course of regular public
29 school audits; and to assist the state special education safety net
30 committee when requested.

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

36 (3) \$825,000 of the auditing services revolving account—state
37 appropriation is provided solely for accountability and risk based
38 audits.

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

7 (5) \$600,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for the state auditor to conduct
9 critical infrastructure penetration test audits on local governments.

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

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

13	General Fund—State Appropriation (FY 2022).	((\$252,000))
14		<u>\$250,000</u>
15	General Fund—State Appropriation (FY 2023).	((\$279,000))
16		<u>\$277,000</u>
17	TOTAL APPROPRIATION.	((\$531,000))
18		<u>\$527,000</u>

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

21 **FOR THE ATTORNEY GENERAL**

22	General Fund—State Appropriation (FY 2022).	((\$18,708,000))
23		<u>\$22,128,000</u>
24	General Fund—State Appropriation (FY 2023).	((\$23,379,000))
25		<u>\$30,209,000</u>
26	General Fund—Federal Appropriation.	((\$18,226,000))
27		<u>\$21,685,000</u>
28	Public Service Revolving Account—State Appropriation.	((\$4,145,000))
29		<u>\$4,273,000</u>
30	New Motor Vehicle Arbitration Account—State	
31	Appropriation.	((\$1,721,000))
32		<u>\$1,756,000</u>
33	Medicaid Fraud Penalty Account—State Appropriation.	((\$5,862,000))
34		<u>\$6,028,000</u>
35	Child Rescue Fund—State Appropriation.	\$80,000
36	Legal Services Revolving Account—State Appropriation ((\$300,291,000))	
37		<u>\$334,975,000</u>

1	Local Government Archives Account—State	
2	Appropriation.	((\$1,004,000))
3		<u>\$1,031,000</u>
4	Tobacco Prevention and Control Account—State	
5	Appropriation.	\$275,000
6	((Consumer Privacy Account—State Appropriation.	\$1,241,000))
7	TOTAL APPROPRIATION.	((\$374,932,000))
8		<u>\$422,440,000</u>

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

11 (1) The attorney general shall report each fiscal year on actual
12 legal services expenditures and actual attorney staffing levels for
13 each agency receiving legal services. The report shall be submitted
14 to the office of financial management and the fiscal committees of
15 the senate and house of representatives no later than ninety days
16 after the end of each fiscal year. As part of its by agency report to
17 the legislative fiscal committees and the office of financial
18 management, the office of the attorney general shall include
19 information detailing the agency's expenditures for its agency-wide
20 overhead and a breakdown by division of division administration
21 expenses.

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

27 (3) The attorney general shall annually report to the fiscal
28 committees of the legislature all new cy pres awards and settlements
29 and all new accounts, disclosing their intended uses, balances, the
30 nature of the claim or account, proposals, and intended timeframes
31 for the expenditure of each amount. The report shall be distributed
32 electronically and posted on the attorney general's web site. The
33 report shall not be printed on paper or distributed physically.

34 (4) \$161,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$161,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the civil rights unit to
37 provide additional services in defense and protection of civil and
38 constitutional rights for people in Washington.

1 (5) \$8,392,000 of the legal services revolving account—state
2 appropriation is provided solely for child welfare and permanency
3 staff.

4 (6) \$617,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$617,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for multi-year arbitrations of
7 the state's diligent enforcement of its obligations to receive
8 amounts withheld from tobacco master settlement agreement payments.

9 (7) \$1,600,000 of the legal services revolving fund—state
10 appropriation is provided solely for the office to compel the United
11 States department of energy to meet Hanford cleanup deadlines.

12 (8) \$28,000 of the legal services revolving fund—state
13 appropriation is provided solely for implementation of Engrossed
14 Second Substitute Senate Bill No. 5022 (recycling, waste and litter).
15 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
16 this subsection shall lapse.))~~

17 (9) \$584,000 of the legal services revolving fund—state
18 appropriation is provided solely for implementation of Engrossed
19 Second Substitute Senate Bill No. 5051 (peace & correction officers).
20 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
21 this subsection shall lapse.))~~

22 (10) ~~(((\$1,241,000 of the consumer privacy account—state
23 appropriation is provided solely for implementation of Second
24 Substitute Senate Bill No. 5062 (data). If the bill is not enacted by
25 June 30, 2021, the amount provided in this subsection shall lapse.~~

26 ~~(11))~~ (11) \$122,000 of the legal services revolving account—state
27 appropriation is provided solely for implementation of Engrossed
28 Substitute Senate Bill No. 5096 (capital gains tax). ~~((If the bill is
29 not enacted by June 30, 2021, the amount provided in this subsection
30 shall lapse.~~

31 ~~(12))~~ (11) \$256,000 of the legal services revolving fund—state
32 appropriation is provided solely for implementation of Engrossed
33 Substitute Senate Bill No. 5097 (paid leave coverage). ~~((If the bill
34 is not enacted by June 30, 2021, the amount provided in this
35 subsection shall lapse.~~

36 ~~(13) \$170,000))~~ (12) \$284,000 of the legal services revolving
37 fund—state appropriation is provided solely for implementation of
38 Engrossed Second Substitute Senate Bill No. 5126 (climate

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

3 ~~(14))~~ (13) \$395,000 of the legal services revolving account—
4 state appropriation is provided solely for implementation of
5 Engrossed Substitute Senate Bill No. 5141 (environmental justice task
6 force). (~~If the bill is not enacted by June 30, 2021, the amount~~
7 ~~provided in this subsection shall lapse.~~

8 ~~(15))~~ (14) \$1,198,000 of the legal services revolving account—
9 state appropriation is provided solely for implementation of
10 Engrossed Second Substitute Senate Bill No. 5163 (conditionally
11 released SVPs). (~~If the bill is not enacted by June 30, 2021, the~~
12 ~~amount provided in this subsection shall lapse.~~

13 ~~(16))~~ (15) \$218,000 of the general fund—state appropriation for
14 fiscal year 2022 and \$5,107,000 of the general fund—state
15 appropriation for fiscal year 2023 are provided solely for
16 implementation of Engrossed Second Substitute Senate Bill No. 5259
17 (law enforcement data). (~~If the bill is not enacted by June 30,~~
18 ~~2021, the amounts provided in this subsection shall lapse.~~

19 ~~(17))~~ (16) \$1,485,000 of the general fund—state appropriation
20 for fiscal year 2022 and \$958,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for
22 implementation of a program for receiving and responding to tips from
23 the public regarding risks or potential risks to the safety or well-
24 being of youth, called the YES tip line program. Risks to safety or
25 well-being may include, but are not limited to, harm or threats of
26 harm to self or others, sexual abuse, assault, rape, bullying or
27 cyberbullying, substance use, and criminal acts. Any person
28 contacting the YES tip line, whether for themselves or for another
29 person, must receive timely assistance and not be turned away. The
30 program must operate within the guidelines of this subsection.

31 (a) During the development and implementation of the YES tip line
32 program the attorney general shall convene an advisory committee
33 consisting of representatives from the Washington state patrol, the
34 department of health, the health care authority, the office of the
35 superintendent of public instruction, the Washington student
36 achievement council, the Washington association of educational
37 service districts, and other participants the attorney general
38 appoints.

1 (b) The attorney general shall develop and implement policies and
2 processes for:

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

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

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

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

15 (v) YES tip line information data retention and reporting
16 requirements;

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

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

24 (c) The YES tip line shall be operated by a vendor selected by
25 the attorney general through a competitive contracting process. The
26 attorney general shall ensure that the YES tip line program vendor
27 and its personnel are properly trained and resourced. The contract
28 must require the vendor to be bound confidentiality policies
29 developed by the office. The contract must also provide that the
30 state of Washington owns the data and information produced from the
31 YES tip line and that vendor must comply with the state's data
32 retention, use, and security requirements.

33 (d) The YES tip line program must develop and maintain a
34 reference and best practices tool kit for law enforcement and mental
35 health officials that identifies statewide and community mental
36 health resources, services, and contacts, and provides best practices
37 and strategies for investigators to use in investigating cases and
38 assisting youths and their parents and guardians.

39 (e) The YES tip line program must promote and market the program
40 and YES tip line to youth, families, community members, schools, and

1 others statewide to build awareness of the program's resources and
2 the YES tip line. Youth perspectives must be included and consulted
3 in creating marketing campaigns and materials required for the YES
4 tip line program. The insights of youth representing marginalized and
5 minority communities must be prioritized for their invaluable
6 insight.

7 ~~((19))~~ (17) \$196,000 of the legal services revolving account—
8 state appropriation is provided solely to provide staff support to
9 the joint legislative task force on jail standards created in section
10 957 of this act.

11 ~~((20))~~ (18) \$38,000 of the legal services revolving account—
12 state appropriation is provided solely for implementation of Second
13 Substitute House Bill No. 1148 (acute care hospitals). ~~((If the bill
14 is not enacted by June 30, 2021, the amount provided in this
15 subsection shall lapse.~~

16 ~~(21))~~ (19) \$294,000 of the legal services revolving account—
17 state appropriation is provided solely for implementation of
18 Substitute House Bill No. 1259 (women & minority contracting). ~~((If
19 the bill is not enacted by June 30, 2021, the amount provided in this
20 subsection shall lapse.~~

21 ~~(22))~~ (20) \$1,207,000 of the legal services revolving account—
22 state appropriation is provided solely for implementation of Second
23 Substitute House Bill No. 1219 (youth counsel/dependency). ~~((If the
24 bill is not enacted by June 30, 2021, the amount provided in this
25 subsection shall lapse.~~

26 ~~(23))~~ (21) \$28,000 of the legal services revolving account—state
27 appropriation is provided solely for implementation of Engrossed
28 Second Substitute House Bill No. 1089 (law enforcement audits). ~~((If
29 the bill is not enacted by June 30, 2021, the amount provided in this
30 subsection shall lapse.~~

31 ~~(24))~~ (22) \$123,000 of the legal services revolving account—
32 state appropriation is provided solely for implementation of
33 Engrossed Third Substitute House Bill No. 1091 (transportation fuel/
34 carbon). ~~((If the bill is not enacted by June 30, 2021, the amount
35 provided in this subsection shall lapse.~~

36 ~~(25))~~ (23) \$2,080,000 of the legal services revolving account—
37 state appropriation is provided solely for implementation of
38 Engrossed Second Substitute House Bill No. 1194 (parent-child

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

3 ~~(26))~~ (24) \$121,000 of the legal services revolving account—
4 state appropriation is provided solely for implementation of
5 Engrossed Second Substitute House Bill No. 1073 (paid leave
6 coverage). ~~((If the bill is not enacted by June 30, 2021, the amount~~
7 ~~provided in this subsection shall lapse.~~

8 ~~(27))~~ (25) \$247,000 of the general fund—state appropriation for
9 fiscal year 2022 and \$247,000 of the general fund—state appropriation
10 for fiscal year 2023 are provided solely for implementation of
11 Engrossed Second Substitute House Bill No. 1310 (uses of force by
12 officers). ~~((If the bill is not enacted by June 30, 2021, the amounts~~
13 ~~provided in this subsection shall lapse.~~

14 ~~(28))~~ (26) \$25,000 of the general fund—state appropriation for
15 fiscal year 2022 is provided solely for implementation of Engrossed
16 Substitute House Bill No. 1109 (victims of sexual assault). ~~((If the~~
17 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
18 ~~subsection shall lapse.~~

19 ~~(29))~~ (27) \$146,000 of the legal services revolving fund—state
20 appropriation is provided solely for implementation of Engrossed
21 Substitute Senate Bill No. 5172 (agricultural overtime). ~~((If the~~
22 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
23 ~~subsection shall lapse.))~~

24 (28) \$225,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$275,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the office of the attorney
27 general to support the Washington state missing and murdered
28 indigenous women and people task force created in section 944 of this
29 act.

30 (29) \$810,000 of the general fund—state appropriation for fiscal
31 year 2023 and \$77,000 of the legal services revolving account—state
32 appropriation are provided solely for implementation of Substitute
33 House Bill No. 2076 (transp. network companies). If the bill is not
34 enacted by June 30, 2022, the amounts provided in this subsection
35 shall lapse.

36 (30) \$33,000 of the legal services revolving account—state
37 appropriation is provided solely for implementation of Engrossed
38 Second Substitute House Bill No. 1815 (catalytic converter theft). If

1 the bill is not enacted by June 30, 2022, the amount provided in this
2 subsection shall lapse.

3 (31) \$65,000 of the legal services revolving account—state
4 appropriation is provided solely for implementation of Substitute
5 House Bill No. 1747 (child relative placements). If the bill is not
6 enacted by June 30, 2022, the amount provided in this subsection
7 shall lapse.

8 (32) \$1,225,000 of the general fund—state appropriation for
9 fiscal year 2023 is provided solely for implementation of Substitute
10 House Bill No. 1850 (data privacy). If the bill is not enacted by
11 June 30, 2022, the amount provided in this subsection shall lapse.

12 (33) \$123,000 of the legal services revolving account—state
13 appropriation is provided solely for implementation of Engrossed
14 Second Substitute House Bill No. 1868 (health care staffing). If the
15 bill is not enacted by June 30, 2022, the amount provided in this
16 subsection shall lapse.

17 (34) \$17,000 of the legal services revolving account—state
18 appropriation is provided solely for implementation of Substitute
19 House Bill No. 1286 (psychology compact). If the bill is not enacted
20 by June 30, 2022, the amount provided in this subsection shall lapse.

21 (35) \$133,000 of the legal services revolving account—state
22 appropriation is provided solely for implementation of Substitute
23 House Bill No. 1735 (use of force). If the bill is not enacted by
24 June 30, 2022, the amount provided in this subsection shall lapse.

25 (36)(a) \$125,000 of the general fund—state appropriation for
26 fiscal year 2023 is provided solely for a study regarding state and
27 local responses to acts or potential acts of domestic terrorism in
28 Washington state.

29 (b) In conducting the study, the office must review laws and
30 policies regarding domestic terrorism, including but not limited to:

31 (i) Federal, state, and local laws regarding acts of domestic
32 terrorism, including how a criminal incident is determined to be an
33 act of domestic terrorism;

34 (ii) State and local data collection, tracking, and reporting
35 practices as related to acts of domestic terrorism; and

36 (iii) State and local policies regarding responding to acts of
37 domestic terrorism.

1 (c) By December 15, 2022, the office must submit a report to the
2 appropriate committees of the legislature that includes but is not
3 limited to:

4 (i) A summary of current laws and policies as identified in (b)
5 of this subsection;

6 (ii) Recommended best practices for:

7 (A) Standardizing and improving data collection, tracking, and
8 reporting on acts of domestic terrorism at the state and local level;
9 and

10 (B) Strengthening law enforcement, prosecutorial, and other local
11 government responses to a potential act of domestic terrorism; and

12 (iii) Recommendations for any statutory changes that may be
13 necessary for clarity and consistency.

14 (d) The office may consult with experts or professionals involved
15 or having expertise in the topic of domestic terrorism to complete
16 the study.

17 (37) \$58,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely to support the sexual assault forensic
19 examination best practices advisory group. The office of the attorney
20 general shall reconvene a sexual assault forensic examination best
21 practices advisory group to continue the work of the previous sexual
22 assault forensic examination best practices advisory group as
23 established in section 1, chapter 93, Laws of 2019. The advisory
24 group must review best practice models for managing all aspects of
25 sexual assault investigations and for reducing the number of untested
26 sexual assault kits in Washington state. The advisory group must meet
27 no less than twice annually.

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

30 **FOR THE CASELOAD FORECAST COUNCIL**

31	General Fund—State Appropriation (FY 2022)	((\$1,990,000))
32		<u>\$1,980,000</u>
33	General Fund—State Appropriation (FY 2023)	((\$1,982,000))
34		<u>\$2,062,000</u>
35	Workforce Education Investment Account—State	
36	Appropriation	\$326,000
37	TOTAL APPROPRIATION	((\$4,298,000))
38		<u>\$4,368,000</u>

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

3 (1) (~~(\$326,000)~~) \$331,000 of the workforce education investment
4 account—state appropriation is provided solely to forecast the
5 caseload for the Washington college grant program.

6 (2) Within existing resources, and beginning with the November
7 2021 forecast, the caseload forecast council shall produce an
8 unofficial forecast of the long-term caseload for juvenile
9 rehabilitation as a courtesy.

10 (3) \$94,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for the caseload forecast council, in
12 addition to the forecasts required in RCW 43.88C.010 and during the
13 2021-2023 fiscal biennium, to forecast the number of individuals who
14 are assessed as eligible for and have requested supported living
15 services, a service through the core waiver, an individual and family
16 services waiver, the basic plus waiver, and the number of individuals
17 expected to reside in state-operated living alternative homes
18 administered by the developmental disabilities administration.

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

21 **FOR THE DEPARTMENT OF COMMERCE**

22	General Fund—State Appropriation (FY 2022).	((\$193,804,000))
23		<u>\$217,420,000</u>
24	General Fund—State Appropriation (FY 2023).	((\$171,190,000))
25		<u>\$665,359,000</u>
26	General Fund—Federal Appropriation.	((\$1,365,225,000))
27		<u>\$1,450,416,000</u>
28	General Fund—Private/Local Appropriation.	((\$8,862,000))
29		<u>\$8,992,000</u>
30	Public Works Assistance Account—State Appropriation.	((\$8,134,000))
31		<u>\$8,301,000</u>
32	Lead Paint Account—State Appropriation.	\$112,000
33	Building Code Council Account—State Appropriation.	\$17,000
34	Liquor Excise Tax Account—State Appropriation.	((\$1,262,000))
35		<u>\$1,293,000</u>
36	Home Security Fund Account—State Appropriation.	((\$326,272,000))
37		<u>\$326,370,000</u>
38	Affordable Housing for All Account—State	

1	Appropriation.	((\$105,230,000))
2		<u>\$105,255,000</u>
3	Financial Fraud and Identity Theft Crimes	
4	Investigation and Prosecution Account—State	
5	Appropriation.	((\$2,671,000))
6		<u>\$2,675,000</u>
7	Low-Income Weatherization and Structural	
8	Rehabilitation Assistance Account—State	
9	Appropriation.	\$1,400,000
10	Statewide Tourism Marketing Account—State	
11	Appropriation.	\$3,034,000
12	Community and Economic Development Fee Account—State	
13	Appropriation.	((\$4,117,000))
14		<u>\$4,195,000</u>
15	Growth Management Planning and Environmental Review	
16	Fund—State Appropriation.	((\$5,785,000))
17		<u>\$5,795,000</u>
18	Liquor Revolving Account—State Appropriation.	\$5,920,000
19	Washington Housing Trust Account—State Appropriation. ((\$20,455,000))	
20		<u>\$20,651,000</u>
21	Prostitution Prevention and Intervention Account—	
22	State Appropriation.	((\$26,000))
23		<u>\$146,000</u>
24	Public Facility Construction Loan Revolving Account—	
25	State Appropriation.	((\$1,229,000))
26		<u>\$1,260,000</u>
27	Model Toxics Control Stormwater Account—State	
28	Appropriation.	\$100,000
29	Dedicated Marijuana Account—State Appropriation	
30	(FY 2022).	\$1,813,000
31	Dedicated Marijuana Account—State Appropriation	
32	(FY 2023).	\$1,809,000
33	Andy Hill Cancer Research Endowment Fund Match	
34	Transfer Account—State Appropriation.	((\$11,711,000))
35		<u>\$20,281,000</u>
36	Community Preservation and Development Authority	
37	Account—State Appropriation.	((\$500,000))
38		<u>\$2,500,000</u>
39	Economic Development Strategic Reserve Account—State	

1	Appropriation.	\$2,798,000
2	Coronavirus State Fiscal Recovery Fund—Federal	
3	Appropriation.	((\$472,610,000))
4		<u>\$830,190,000</u>
5	<u>Energy Efficiency Account—State Appropriation.</u>	\$6,000
6	<u>Community Reinvestment Account—State Appropriation.</u>	\$125,000,000
7	<u>Apple Health and Homes Account—State Appropriation.</u>	\$9,515,000
8	TOTAL APPROPRIATION.	((\$2,716,086,000))
9		<u>\$3,822,623,000</u>

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

12 (1) Repayments of outstanding mortgage and rental assistance
13 program loans administered by the department under RCW 43.63A.640
14 shall be remitted to the department, including any current revolving
15 account balances. The department shall collect payments on
16 outstanding loans, and deposit them into the state general fund.
17 Repayments of funds owed under the program shall be remitted to the
18 department according to the terms included in the original loan
19 agreements.

20 (2) \$3,000,000 of the general fund—state appropriation for fiscal
21 year 2022 and ((~~\$3,000,000~~)) \$5,500,000 of the general fund—state
22 appropriation for fiscal year 2023 are provided solely for a grant to
23 resolution Washington to build statewide capacity for alternative
24 dispute resolution centers and dispute resolution programs that
25 guarantee that citizens have access to low-cost resolution as an
26 alternative to litigation.

27 (3) \$375,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$375,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for a grant to the retired
30 senior volunteer program.

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

35 (5) \$375,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$375,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely as pass-through funding to Walla
38 Walla Community College for its water and environmental center.

1 (6) \$4,304,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$4,304,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for associate development
4 organizations. During the 2021-2023 biennium, the department shall
5 consider an associate development organization's total resources when
6 making contracting and fund allocation decisions, in addition to the
7 schedule provided in RCW 43.330.086. The department must distribute
8 the funding as follows:

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

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

16 (7) \$5,907,000 of the liquor revolving account—state
17 appropriation is provided solely for the department to contract with
18 the municipal research and services center of Washington.

19 (8) The department is authorized to require an applicant to pay
20 an application fee to cover the cost of reviewing the project and
21 preparing an advisory opinion on whether a proposed electric
22 generation project or conservation resource qualifies to meet
23 mandatory conservation targets.

24 (9) Within existing resources, the department shall provide
25 administrative and other indirect support to the developmental
26 disabilities council.

27 (10) \$300,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$300,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the northwest agriculture
30 business center.

31 (11) \$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 regulatory roadmap
34 program for the construction industry and to identify and coordinate
35 with businesses in key industry sectors to develop additional
36 regulatory roadmap tools.

37 (12) (~~(\$1,000,000)~~) \$750,000 of the general fund—state
38 appropriation for fiscal year 2022 and (~~(\$1,000,000)~~) \$1,250,000 of
39 the general fund—state appropriation for fiscal year 2023 are

1 provided solely for the Washington new Americans program. The
2 department may require a cash match or in-kind contributions to be
3 eligible for state funding.

4 (13) \$643,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$643,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the department to contract
7 with a private, nonprofit organization to provide developmental
8 disability ombuds services.

9 (14) \$1,000,000 of the home security fund—state appropriation,
10 \$2,000,000 of the Washington housing trust account—state
11 appropriation, and \$1,000,000 of the affordable housing for all
12 account—state appropriation are provided solely for the department of
13 commerce for services to homeless families and youth through the
14 Washington youth and families fund.

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

19 (16) (a) \$1,980,000 of the general fund—state appropriation for
20 fiscal year 2022 and \$1,980,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for community
22 beds for individuals with a history of mental illness. Currently,
23 there is little to no housing specific to populations with these co-
24 occurring disorders; therefore, the department must consider how best
25 to develop new bed capacity in combination with individualized
26 support services, such as intensive case management and care
27 coordination, clinical supervision, mental health, substance abuse
28 treatment, and vocational and employment services. Case-management
29 and care coordination services must be provided. Increased case-
30 managed housing will help to reduce the use of jails and emergency
31 services and will help to reduce admissions to the state psychiatric
32 hospitals. The department must coordinate with the health care
33 authority and the department of social and health services in
34 establishing conditions for the awarding of these funds. The
35 department must contract with local entities to provide a mix of (i)
36 shared permanent supportive housing; (ii) independent permanent
37 supportive housing; and (iii) low and no-barrier housing beds for
38 people with a criminal history, substance abuse disorder, and/or
39 mental illness.

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

5 (17) \$557,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$557,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the department to design and
8 administer the achieving a better life experience program.

9 (18) The department is authorized to suspend issuing any
10 nonstatutorily required grants or contracts of an amount less than
11 \$1,000,000 per year.

12 (19) \$1,070,000 of the general fund—state appropriation for
13 fiscal year 2022 \$1,070,000 of the general fund—state appropriation
14 for fiscal year 2023 are provided solely for the small business
15 export assistance program. The department must ensure that at least
16 one employee is located outside the city of Seattle for purposes of
17 assisting rural businesses with export strategies.

18 (20) \$60,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$60,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the department to submit the
21 necessary Washington state membership dues for the Pacific Northwest
22 economic region.

23 (21) (~~(\$2,000,000)~~) \$2,200,000 of the general fund—state
24 appropriation for fiscal year 2022 and (~~(\$2,000,000)~~) \$4,000,000 of
25 the general fund—state appropriation for fiscal year 2023 are
26 provided solely for the department to contract with organizations and
27 attorneys to provide either legal representation or referral services
28 for legal representation, or both, to indigent persons who are in
29 need of legal services for matters related to their immigration
30 status. Persons eligible for assistance under any contract entered
31 into pursuant to this subsection must be determined to be indigent
32 under standards developed under chapter 10.101 RCW. Of the amounts
33 provided in this section, \$200,000 of the general fund—state
34 appropriation for fiscal year 2022 and \$2,000,000 of the general fund
35 —state appropriation for fiscal year 2023 must be used for pro bono
36 or low bono legal services to assist indigent Washington residents,
37 who were temporarily paroled into the United States in 2021 or 2022,
38 with asylum applications or other matters related to adjusting
39 immigration status.

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

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

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

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

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

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

18 (23) \$7,000,000 of the home security fund—state appropriation is
19 provided solely for the office of homeless youth prevention and
20 protection programs to:

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

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

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

31 (24) \$125,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$125,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the office of homeless youth
34 to fund program models that prevent youth from exiting public systems
35 into homelessness.

36 (25) (~~(\$3,000,000)~~) \$2,408,000 of the general fund—state
37 appropriation for fiscal year 2022 and (~~(\$5,000,000)~~) \$5,592,000 of
38 the general fund—state appropriation for fiscal year 2023 are
39 provided solely for the office of homeless youth to build

1 infrastructure and services to support a continuum of interventions,
2 including but not limited to prevention, crisis response, and long-
3 term housing, to reduce youth homelessness in communities identified
4 as part of the anchor community initiative.

5 (26) \$2,125,000 of the general fund—state appropriation for
6 fiscal year 2022 and \$2,125,000 of the general fund—state
7 appropriation for fiscal year 2023 are provided solely for the office
8 of homeless youth to contract with one or more nonprofit
9 organizations to provide youth services and young adult housing on a
10 multi-acre youth campus located in the city of Tacoma. Youth services
11 include, but are not limited to, HOPE beds and crisis residential
12 centers to provide temporary shelter and permanency planning for
13 youth under the age of 18. Young adult housing includes, but is not
14 limited to, rental assistance and case management for young adults
15 ages 18 to 24. The department shall submit an annual report to the
16 legislature on the use of the funds. The first report is due June 30,
17 2022, and each June 30th thereafter. The report shall include but is
18 not limited to:

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

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

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

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

26 (27) \$62,720,000 of the general fund—state appropriation for
27 fiscal year 2022, \$65,330,000 of the general fund—state appropriation
28 for fiscal year 2023, and \$2,610,000 of the coronavirus state fiscal
29 recovery fund—federal appropriation are provided solely for the
30 essential needs and housing support program and related services. The
31 department may use a portion of the funds provided in this subsection
32 to continue the pilot program established in section 127(106) of
33 chapter 357, Laws of 2020, by providing grants to participating
34 counties who request additional funding in order to continue serving
35 participating and eligible clients.

36 (28) \$1,436,000 of the general fund—state appropriation for
37 fiscal year 2022 and \$1,436,000 of the general fund—state
38 appropriation for fiscal year 2023 are provided solely for the
39 department to identify and invest in strategic growth areas, support

1 key sectors, and align existing economic development programs and
2 priorities. The department must consider Washington's position as the
3 most trade-dependent state when identifying priority investments. The
4 department must engage states and provinces in the northwest as well
5 as associate development organizations, small business development
6 centers, chambers of commerce, ports, and other partners to leverage
7 the funds provided. Sector leads established by the department must
8 include the industries of: (a) Aerospace; (b) clean technology and
9 renewable and nonrenewable energy; (c) wood products and other
10 natural resource industries; (d) information and communication
11 technology; (e) life sciences and global health; (f) maritime; and
12 (g) military and defense. The department may establish these sector
13 leads by hiring new staff, expanding the duties of current staff, or
14 working with partner organizations and or other agencies to serve in
15 the role of sector lead.

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

19 (30) \$198,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$198,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely to retain a behavioral health
22 facilities siting administrator within the department to coordinate
23 development of effective behavioral health housing options and
24 provide technical assistance in siting of behavioral health treatment
25 facilities statewide to aide in the governor's plan to discharge
26 individuals from the state psychiatric hospitals into community
27 settings. This position must work closely with the local government
28 legislative authorities, planning departments, behavioral health
29 providers, health care authority, department of social and health
30 services, and other entities to facilitate linkages among disparate
31 behavioral health community bed capacity-building efforts. This
32 position must work to integrate building behavioral health treatment
33 and infrastructure capacity in addition to ongoing supportive housing
34 benefits.

35 (31) \$250,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$250,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the department to contract
38 with an entity located in the Beacon hill/Chinatown international
39 district area of Seattle to provide low income housing, low income

1 housing support services, or both. To the extent practicable, the
2 chosen location must be colocated with other programs supporting the
3 needs of children, the elderly, or persons with disabilities.

4 (32) \$1,500,000 of the general fund—state appropriation for
5 fiscal year 2022, (~~(\$1,500,000)~~) \$5,820,000 of the general fund—state
6 appropriation for fiscal year 2023 and \$4,500,000 of the home
7 security fund—state appropriation are provided solely for the
8 consolidated homeless grant program.

9 (a) Of the amounts provided in this subsection, \$4,500,000 of the
10 home security fund—state appropriation is provided solely for
11 permanent supportive housing targeted at those families who are
12 chronically homeless and where at least one member of the family has
13 a disability. The department will also connect these families to
14 medicaid supportive services.

15 (b) Of the amounts provided in this subsection, \$1,000,000 of the
16 general fund—state appropriation for fiscal year 2022 and \$1,000,000
17 of the general fund—state appropriation for fiscal year 2023 are
18 provided solely for diversion services for those families and
19 individuals who are at substantial risk of losing stable housing or
20 who have recently become homeless and are determined to have a high
21 probability of returning to stable housing.

22 (c) Of the amounts provided in this subsection, \$4,320,000 of the
23 general fund—state appropriation for fiscal year 2023 is provided
24 solely for up to 12 months of rental assistance for individuals
25 enrolled in the foundational community supports initiative who are
26 transitioning off of benefits under RCW 74.04.805 due to increased
27 income or other changes in eligibility. The health care authority,
28 department of social and health services, and department of commerce
29 shall collaborate on this effort.

30 (33) (~~(\$11,711,000)~~) \$20,281,000 of the Andy Hill cancer research
31 endowment fund match transfer account—state appropriation is provided
32 solely for the Andy Hill cancer research endowment program. Amounts
33 provided in this subsection may be used for grants and administration
34 costs.

35 (34) \$550,000 of the general fund—state appropriation for fiscal
36 year 2022 and (~~(\$150,000)~~) \$550,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for the
38 operations of the long-term care ombudsman program.

1 (35) \$100,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$100,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the department to produce
4 the biennial report identifying a list of projects to address
5 incompatible developments near military installations as provided in
6 RCW 43.330.520.

7 (36) \$35,000,000 of the home security fund—state appropriation is
8 provided solely for increasing local temporary shelter capacity. The
9 amount provided in this subsection is subject to the following
10 conditions and limitations:

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

14 (i) A strategy for outreach to bring currently unsheltered
15 individuals into shelter;

16 (ii) Strategies for connecting sheltered individuals to services
17 including but not limited to: Behavioral health, chemical dependency,
18 education or workforce training, employment services, and permanent
19 supportive housing services;

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

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

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

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

28 (b) (~~The department shall not reimburse more than \$56 per day~~
29 ~~per net additional person sheltered above the baseline of shelter~~
30 ~~occupancy prior to award of the funding.~~) Eligible uses of funds
31 include shelter operations, shelter maintenance, shelter rent, loan
32 repayment, case management, navigation to other services, efforts to
33 address potential impacts of shelters on surrounding neighborhoods,
34 capital improvements and construction, and outreach directly related
35 to bringing unsheltered people into shelter. The department shall
36 coordinate with local governments to encourage cost-sharing through
37 local matching funds.

38 (c) The department shall not reimburse more than \$10,000 per
39 shelter bed prior to occupancy, for costs associated with creating

1 additional shelter capacity or improving existing shelters to improve
2 occupancy rates and successful outcomes. Eligible costs prior to
3 occupancy include acquisition, construction, equipment, staff costs,
4 and other costs directly related to creating additional shelter
5 capacity.

6 (d) For the purposes of this subsection "shelter" means any
7 facility, the primary purpose of which is to provide space for
8 homeless in general or for specific populations of homeless. The
9 shelter must: Be structurally sound to protect occupants from the
10 elements and not pose any threat to health or safety, have means of
11 natural or mechanical ventilation, and be accessible to persons with
12 disabilities, and the site must have hygiene facilities, which must
13 be accessible but do not need to be in the structure.

14 (37) (~~(\$1,007,000)~~) \$950,000 of the general fund—state
15 appropriation for fiscal year 2022 and (~~(\$1,007,000)~~) \$1,064,000 of
16 the general fund—state appropriation for fiscal year 2023 are
17 provided solely for the department to administer a transitional
18 housing pilot program for nondependent homeless youth. In developing
19 the pilot program, the department will work with the adolescent unit
20 within the department of children, youth, and families, which is
21 focused on cross-system challenges impacting youth, including
22 homelessness.

23 (38) \$300,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$300,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the department to establish
26 representation in key international markets that will provide the
27 greatest opportunities for increased trade and investment for small
28 businesses in the state of Washington. Prior to entering into any
29 contract for representation, the department must consult with
30 associate development organizations and other organizations and
31 associations that represent small business, rural industries, and
32 disadvantaged business enterprises.

33 (39) \$80,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$80,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the department to establish
36 an identification assistance and support program to assist homeless
37 persons in collecting documentation and procuring an identicard
38 issued by the department of licensing. This program may be operated
39 through a contract for services. The program shall operate in one

1 county west of the crest of the Cascade mountain range with a
2 population of one million or more and one county east of the crest of
3 the Cascade mountain range with a population of five hundred thousand
4 or more.

5 (40) \$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 office of homeless youth
8 prevention and protection programs to create a centralized diversion
9 fund to serve homeless or at-risk youth and young adults, including
10 those who are unsheltered, exiting inpatient programs, or in school.
11 Funding provided in this subsection may be used for short-term rental
12 assistance, offsetting costs for first and last month's rent and
13 security deposits, transportation costs to go to work, and assistance
14 in obtaining photo identification or birth certificates.

15 (41) \$100,000 of the model toxics control stormwater account—
16 state appropriation is provided solely for planning work related to
17 stormwater runoff at the aurora bridge and I-5 ship canal bridge.
18 Planning work may include, but is not limited to, coordination with
19 project partners, community engagement, conducting engineering
20 studies, and staff support.

21 (42) \$100,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$100,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for a grant to assist people
24 with limited incomes in urban areas of the state start and sustain
25 small businesses. The grant recipient must be a nonprofit
26 organization involving a network of microenterprise organizations and
27 professionals to support micro entrepreneurship and access to
28 economic development resources.

29 (43) (~~(\$500,000)~~) \$1,500,000 of the community preservation and
30 development authority account—state/operating appropriation is
31 provided solely for the operations of the Pioneer Square-
32 International District community preservation and development
33 authority established in RCW 43.167.060.

34 (44) \$500,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$500,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for grants and associated
37 technical assistance and administrative costs to foster collaborative
38 partnerships that expand child care capacity in communities. Eligible
39 applicants include nonprofit organizations, school districts,

1 educational service districts, and local governments. These funds may
2 be expended only after the approval of the director of the department
3 of commerce and must be used to support planning and activities that
4 help communities address the shortage of child care, prioritizing
5 partnerships serving in whole or in part areas identified as child
6 care access deserts.

7 (45) (~~(\$255,000,000)~~) \$278,476,000 of the general fund—federal
8 appropriation (ARPA) and \$403,000,000 of the coronavirus state fiscal
9 recovery account—federal appropriation are provided solely for the
10 department to administer an emergency rental assistance program. The
11 department shall distribute funding in the form of grants to local
12 housing providers. In making distributions, the department must
13 consider the number of unemployed persons and renters in each
14 jurisdiction served by the provider as well as consider any funding
15 that jurisdiction, including cities within each county, received
16 directly from the federal government for emergency rental assistance.
17 Of the amounts provided in this subsection:

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

29 (b) (i) \$403,000,000 of the coronavirus state fiscal recovery
30 account—federal appropriation is provided solely for grants to
31 provide emergency rental and utility assistance, subject to (b) (ii)
32 of this subsection. Providers must make rental payments directly to
33 landlords and utility payments directly to utility providers. To be
34 eligible for assistance under this subsection, households must, at a
35 minimum, have an income at or below 80 percent of the area median
36 income and must have a missed or partially paid rent payment. The
37 department may establish additional eligibility criteria to target
38 these resources to households most likely to become homeless if they
39 do not receive rental assistance. A provider may provide financial

1 assistance for an eligible household's rent and rental arrears of up
2 to 150 percent of the fair market rent for the area in which the
3 household resides, as determined by the department of housing and
4 urban development.

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

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

15 (46) \$7,500,000 of the general fund—state appropriation for
16 fiscal year 2022 is provided solely for the department to provide
17 grants to entities that provide digital navigator services, devices,
18 and subscriptions. These services must include but are not limited to
19 one-on-one assistance for people with limited access to services,
20 including individuals seeking work, families supporting students,
21 English language learners, medicaid clients, people experiencing
22 poverty, and elders. Of the amounts provided in this subsection, the
23 department must prioritize allocating \$1,500,000 as grants or
24 portions of grants that serve medicaid clients.

25 (47) \$240,000 of the general fund—state appropriation for fiscal
26 year 2022 (~~and~~), \$240,000 of the general fund—state appropriation
27 for fiscal year 2023, and \$1,000,000 of the community preservation
28 and development authority account—state appropriation are provided
29 solely for the operations of the Central district community
30 preservation and development authority established in RCW 43.167.070.

31 (48) \$607,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$607,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the department to assist
34 homeowners at risk of foreclosure pursuant to chapter 61.24 RCW.
35 Funding provided in this section may be used for activities to
36 prevent mortgage or tax lien foreclosure, housing counselors, a
37 foreclosure prevention hotline, legal services for low-income
38 individuals, mediation, and other activities that promote

1 homeownership. The department may contract with other foreclosure
2 fairness program state partners to carry out this work.

3 (49) \$100,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$100,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department to contract
6 with a nonprofit entity located in Seattle that focuses on poverty
7 reduction and racial equity to convene and staff a poverty reduction
8 workgroup steering committee comprised of individuals that have lived
9 experience with poverty. Funding provided in this section may be used
10 to reimburse steering committee members for travel, child care, and
11 other costs associated with participation in the steering committee.

12 (50) \$29,255,000 of the general fund—federal appropriation (CRF)
13 and (~~(\$230,000,000)~~) \$284,200,000 of the general fund—federal
14 appropriation (CRRSA), not to exceed the amount appropriated in
15 section 3, chapter 3, Laws of 2021, that is unobligated at the end of
16 fiscal year 2021, are provided solely for rental assistance and
17 housing and are subject to the same terms and conditions as the
18 appropriation in section 3, chapter 3, Laws of 2021, as amended in
19 section 1905 of this act.

20 (51) \$4,800,000 of the general fund—federal appropriation (CRF),
21 not to exceed the amount appropriated in section 4, chapter 3, Laws
22 of 2021, that is unobligated at the end of fiscal year 2021, is
23 provided solely for working Washington grants and is subject to the
24 same terms and conditions as the appropriation in section 4, chapter
25 3, Laws of 2021.

26 (52) (~~(\$1,602,000)~~) \$1,147,000 of the general fund—state
27 appropriation for fiscal year 2022 and (~~(\$1,174,000)~~) \$1,629,000 of
28 the general fund—state appropriation for fiscal year 2023 are
29 provided solely for the statewide broadband office established in RCW
30 43.330.532.

31 (53) \$450,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$450,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for a grant to a nonprofit
34 organization for an initiative to advance affordable housing projects
35 and education centers on public or tax-exempt land. The department
36 must award the grant to an organization with an office located in the
37 city of Seattle that has experience in catalyzing early learning and
38 affordable housing developments. The grant recipient must use the
39 funding to:

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

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

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

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

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

14 (54) \$2,000,000 of the general fund—state appropriation for
15 fiscal year 2022 (~~is~~) and \$750,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for a grant to
17 a nonprofit organization with a history of providing job training and
18 community meals that is located in King county to operate a hunger
19 relief response program serving individuals living in permanent
20 supportive housing.

21 (55) \$75,000 of the general fund—state appropriation for fiscal
22 year 2022 is provided solely for a grant to a nonprofit organization
23 located in the city of Federal Way that conducts collaborative policy
24 development and provides access to resources and consultation to
25 historically disadvantaged communities. The grant funding must be
26 used for capacity-building activities to support community-based
27 organizations serving youth and young adults in the city of Federal
28 Way.

29 (56) \$400,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$400,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for capacity-building grants
32 through the Latino community fund for emergency response services,
33 educational programs, and human services support for children and
34 families in rural and underserved communities.

35 (57) \$12,000,000 of the coronavirus state fiscal recovery fund—
36 federal appropriation is provided solely for a single contract with
37 the non-profit statewide tourism marketing organization that is party
38 to the contract pursuant to RCW 43.384.020. The funds will be used to
39 assist recovery for tourism-related businesses, generate tourism

1 demand for Washington communities and businesses, and sustain
2 recovery market share with competing Western states. The department
3 and the contractor shall submit a report to the legislature June 30,
4 2022, and June 30, 2023.

5 (58) \$354,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$354,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for a grant to the Port Gamble
8 S'Klallam tribe for a reentry program providing tailored support
9 services to moderate-needs and high-needs individuals leaving local
10 or tribal incarceration, with the goals of reducing criminal
11 recidivism and fostering community wellbeing. Services may be
12 provided to clients pre-release and post-release.

13 (59) (~~(\$347,000)~~) \$217,000 of the general fund—state
14 appropriation for fiscal year 2022 and (~~(\$347,000)~~) \$477,000 of the
15 general fund—state appropriation for fiscal year 2023 are provided
16 solely for a grant to a nonprofit organization serving King and
17 Snohomish counties for a program conducted in partnership with King
18 county serving criminal justice-involved individuals who have
19 experienced domestic, sexual, or gender-based violence. The grant
20 recipient may use the funding for costs including but not limited to
21 legal advocacy, outreach, connecting clients to housing and other
22 resources, data analytics, and staffing.

23 (60) \$50,000 of the general fund—state appropriation for fiscal
24 year 2022 is provided solely for the city of Kent to contract with
25 one or more nonprofit organizations to serve community immersion law
26 enforcement trainees through mentorship or community-based placement,
27 or both.

28 (61) \$400,000 of the general fund—state appropriation for fiscal
29 year 2022 and (~~(\$400,000)~~) \$1,000,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely for the office
31 of homeless youth to administer a competitive grant process to award
32 funding to licensed youth shelters, HOPE centers, and crisis
33 residential centers to provide behavioral health support services for
34 youth in crisis, and to increase funding for current grantees.

35 (62) (~~(\$950,000)~~) \$310,000 of the general fund—state
36 appropriation for fiscal year 2022 (~~(is)~~) and \$640,000 of the general
37 fund—state appropriation for fiscal year 2023 are provided solely for
38 a grant to a nonprofit located in King county that develops training
39 and support for low-income individuals, with a focus on women and

1 people of color, to move into the construction industry for living
2 wage jobs. The grant funding must be used to develop a pre-
3 apprenticeship program that, through the construction of units,
4 integrates housing and workforce development in service of the
5 following goals:

6 (a) Creating a blueprint to integrating workforce development and
7 housing for local jurisdictions;

8 (b) Providing construction training to underserved populations;

9 (c) Creating a pathway for trainees to enter construction
10 careers; and

11 (d) Addressing the systemic effects of sexism and racism in
12 housing, wealth, education, training, employment, and career
13 development.

14 (63) \$50,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$50,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for a grant to a nonprofit
17 organization operating an emergency shelter located in the Yakima
18 valley for case management, outreach, and other homeless services.

19 (64) \$350,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$150,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for a grant to a nonprofit
22 organization for activities to advance affordable housing. The grant
23 recipient must be an organization that partners in equitable,
24 transit-oriented development. The grant recipient must use the
25 funding to:

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

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

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

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

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

1 (65) \$700,000 of the general fund—state appropriation for fiscal
2 year 2022 and (~~(\$700,000)~~) \$3,700,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for a
4 nonprofit organization whose sole purpose is to provide grants,
5 capacity building, and technical assistance support to a network of
6 microenterprise development organizations. The microenterprise
7 development organizations will support rural and urban Black,
8 indigenous and people of color owned businesses, veteran owned
9 businesses, and limited resourced and other hard to serve businesses
10 with five or fewer employees throughout the state with business
11 training, technical assistance, and microloans.

12 (66) \$1,175,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$175,000 of the general fund—state appropriation
14 for fiscal year 2023 are provided solely for the department to
15 support implementation of the 2021 state energy strategy as it
16 pertains to emissions from energy use in new and existing buildings,
17 including measures to support local government emission reductions,
18 workforce measures, and utility electrification benefits.

19 (67) \$125,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$125,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the department to identify
22 and develop effective interventions and responses to primary and
23 secondary workplace trauma experienced by direct service staff who
24 work in homeless shelters, homeless outreach, and permanent
25 supportive housing. The department must collect data through methods
26 such as surveys, interviews, and small group conversations, and
27 engage interested parties, including but not limited to direct
28 service staff. The department may contract with a third party to
29 complete the work required in this subsection. By June 1, 2023, the
30 department shall submit a report identifying interventions and
31 providing recommendations to the appropriate committees of the
32 legislature.

33 (68)(a) \$340,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$85,000 of the general fund—state appropriation
35 for fiscal year 2023 are provided solely for the department to
36 contract with the University of Washington college of built
37 environments to create a database and reporting system for promoting
38 transparency on procurement of building materials that make up the
39 primary structure and enclosure used for state-funded construction

1 projects. The department and university may use publicly available
2 information and data sources as well as consult with outside experts
3 to create the database. The database may include fields for
4 environmental product declarations, product quantity, manufacturer
5 location, global warming potential, health certifications, supplier
6 codes of conduct, and working conditions.

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

20 (69) \$175,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$175,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for a grant to a nonprofit
23 organization to provide job readiness skills and training to
24 traditionally underrepresented populations to support the transition
25 to a registered apprenticeship, trade training, or employment. The
26 grant recipient must be a nonprofit organization serving
27 traditionally underrepresented populations in King and Pierce
28 counties, with a focus on youth development programs. The grant
29 funding must be used for activities including but not limited to
30 counseling and training in support of the goals of:

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

33 (b) Increasing participants' workforce and life balance skills;
34 and

35 (c) Increasing participants' specialized skills and knowledge in
36 targeted industries, including construction, urban agriculture, and
37 maritime trades.

38 (70)(a) \$51,000 of the general fund—state appropriation for
39 fiscal year 2022 and (~~(\$51,000)~~) \$121,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the
2 statewide broadband office to cofacilitate the Washington digital
3 equity forum with the Washington state office of equity. ((The
4 purpose of the forum is to develop recommendations to advance digital
5 connectivity in Washington state. In developing its recommendations,
6 the forum must:

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

9 (ii) ~~Strengthen public-private partnerships;~~

10 (iii) ~~Solicit public input through public hearings or~~
11 ~~informational sessions;~~

12 (iv) ~~Work to increase collaboration and communication between~~
13 ~~local, state, and federal governments and agencies; and~~

14 (v) ~~Recommend reforms to universal service mechanisms.))~~

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

20 (i) ~~Federally recognized tribes;~~

21 (ii) ~~State agencies involved in digital equity; and~~

22 (iii) ~~Underserved and unserved communities, including~~
23 ~~historically disadvantaged communities.~~

24 (c) ~~The director of the governor's statewide broadband office, or~~
25 ~~the director's designee, and the director of the Washington state~~
26 ~~office of equity, or the director's designee, shall serve as~~
27 ~~administrative cochairs of the forum.~~

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

31 (i) ~~The speaker of the house of representatives must appoint one~~
32 ~~member from each of the two largest caucuses of the house of~~
33 ~~representatives; and~~

34 (ii) ~~The president of the senate must appoint one member from~~
35 ~~each of the two largest caucuses of the senate.~~

36 (e) ~~Each member of the digital equity forum shall serve without~~
37 ~~compensation but may be reimbursed for travel expenses as authorized~~
38 ~~in RCW 43.03.050 and 43.03.060. Legislative members of the forum are~~
39 ~~reimbursed for travel expenses in accordance with RCW 44.04.120. (f)~~
40 ~~The statewide broadband office must provide staff support for the~~

1 ~~digital equity forum. By January 1, 2023, the statewide broadband~~
2 ~~office must transmit the recommendations of the digital equity forum~~
3 ~~developed under (a) of this subsection to the legislature, consistent~~
4 ~~with RCW 43.01.036.)~~ Of the amounts provided in this subsection,
5 \$70,000 of the general fund—state appropriation for fiscal year 2023
6 is provided solely for implementation of Engrossed Second Substitute
7 House Bill No. 1723 (telecommunications access). If the bill is not
8 enacted by June 30, 2022, the amounts provided in this subsection
9 (70) (b) shall lapse.

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~~) and \$350,000 of the general fund—state appropriation
24 for fiscal year 2023 are provided solely for a contract for a
25 business recovery program serving the city of Federal Way and
26 surrounding area. The contract recipient must be a nongovernmental
27 organization located in the city of Federal Way whose primary focus
28 is the economic development of the city of Federal Way and
29 surrounding area. The contract funding must be used for:

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

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

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

1 (73) \$202,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$89,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for a grant to a nonprofit
4 organization to provide emergency housing, permanent supportive
5 housing, and wraparound services focusing on Black transgender and
6 nonbinary individuals who are currently experiencing or at risk of
7 homelessness. The grant recipient must be a nonprofit organization
8 with locations in the cities of Seattle and Tacoma that provides
9 legal and other services for LGBTQ individuals in Washington. The
10 grant recipient may subgrant or subcontract with other organizations
11 to provide emergency housing, permanent supportive housing, and
12 wraparound services.

13 (74) \$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 a grant to a nonprofit for a
16 smart buildings education program to educate building owners and
17 operators on smart building practices and technologies, including the
18 development of onsite and digital trainings that detail how to
19 operate residential and commercial facilities in an energy efficient
20 manner. The grant recipient must be located in a city with a
21 population of more than 700,000 and must serve anyone within
22 Washington with an interest in better understanding energy efficiency
23 in commercial and institutional buildings.

24 (75) \$150,000 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 the department to establish
27 a sector lead position for the creative industries, including but not
28 limited to the performing arts, literary arts, music, and film. The
29 sector lead must work with interested parties to further the goals of
30 creating economic development opportunities, retaining and growing
31 jobs, and supporting small business development and expansion within
32 the creative industries.

33 (76) \$221,920,000 of the home security fund—state appropriation
34 and \$58,400,000 of the affordable housing for all account—state
35 appropriation are provided solely for implementation of Engrossed
36 Second Substitute House Bill No. 1277 (housing/revenue source). (~~If~~
37 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
38 ~~this subsection shall lapse.~~) Of the amounts provided in this
39 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)~~) \$121,000 of the general fund—state
31 appropriation for fiscal year 2022 and (~~(\$483,000)~~) \$668,000 of the
32 general fund—state appropriation for fiscal year 2023 are provided
33 solely for implementation of Engrossed Second Substitute Senate Bill
34 No. 5237 (child care & early dev. exp.). (~~If the bill is not enacted~~
35 ~~by June 30, 2021, the amounts provided in this subsection shall~~
36 ~~lapse.~~)

37 (81) \$21,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$42,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for implementation of Engrossed

1 Third Substitute House Bill No. 1091 (transportation fuel/carbon).
2 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
3 ~~in this subsection shall lapse.~~)

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

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

15 (84) (~~(\$187,000,000)~~) \$174,000,000 of the general fund—federal
16 appropriation (ARPA) (~~is~~) and \$4,500,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for a
18 homeowner assistance program to provide mortgage, foreclosure, and
19 other assistance to eligible homeowners pursuant to P.L. 117-2. The
20 department may subgrant or contract with other entities to provide
21 assistance under the program. Of the amount provided in this
22 subsection, (~~(\$13,000,000)~~) \$2,000,000 of the general fund—federal
23 appropriation (ARPA) (~~is~~) and \$4,500,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for
25 foreclosure assistance.

26 (85) \$9,864,000 of the general fund—state appropriation for
27 fiscal year 2022 and \$9,864,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely for long-term
29 rental subsidies for individuals with mental health or substance use
30 disorders. This funding may be used for individuals enrolled in the
31 foundational community support program while waiting for a longer
32 term resource for rental support or for individuals transitioning
33 from behavioral health treatment facilities or local jails.
34 Individuals who would otherwise be eligible for the foundational
35 community support program but are not eligible because of their
36 citizenship status may also be served. By December 1, 2021, and
37 December 1, 2022, the department must submit a report identifying the
38 expenditures and number of individuals receiving long-term rental
39 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)~~) \$70,000,000 of the coronavirus state
4 fiscal recovery fund—federal appropriation is provided solely for the
5 department to provide grants to small businesses through the working
6 Washington grant program.

7 (b) Of the amount provided in this subsection, (~~(\$30,000,000)~~)
8 \$42,000,000 of the coronavirus state fiscal recovery fund—federal
9 appropriation is provided solely to assist businesses maintain their
10 operations. To be eligible for a grant under this subsection, the
11 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 calendar
16 year 2019;

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)~~)
29 \$28,000,000 of the coronavirus state fiscal recovery fund—federal
30 appropriation is provided solely to assist the reopening of
31 businesses that temporarily totally closed their operations. To be
32 eligible for a 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 calendar
37 year 2019;

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;

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

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

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

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

13 ~~(A) \$25,000,000)~~ \$45,000,000 of the coronavirus state fiscal
14 recovery fund—federal appropriation is provided solely for grants
15 under (b) or (c) of this subsection to eligible businesses and
16 nonprofit organizations in the arts, heritage, and science sectors,
17 including those that operate live entertainment venues (~~;~~ and

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

25 (87) \$138,000,000 of the general fund—federal appropriation
26 (ARPA) is provided solely for the department to implement small
27 business capital access and other credit support programs under the
28 state small business credit initiative, pursuant to P.L. 117-2. The
29 department may contract with other entities to implement the capital
30 access program and other credit support programs. The department is
31 highly encouraged to use local nonprofit community development
32 financial institutions to deliver access to credit to the maximum
33 extent allowed by federal law, rules, and guidelines. The department
34 must apply for the maximum possible allocation of federal funding
35 under P.L. 117-2, including but not limited to funds set aside for
36 extremely small businesses and business enterprises owned and
37 controlled by socially and economically disadvantaged individuals.
38 The funding provided in this section also includes federal funds
39 allocated to the state for technical assistance to businesses. The
40 department must ensure businesses owned and controlled by socially

1 and economically disadvantaged individuals, as defined in P.L. 117-2,
2 have equitable access to program services.

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

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

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

13 (ii) Incurs eligible costs.

14 (c) Eligible costs are costs to provide emergency noncongregate
15 sheltering that:

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

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

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

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

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

33 (89) (a) (~~(\$400,000)~~) \$225,000 of the general fund—state
34 appropriation for fiscal year 2022 (~~(is)~~) and \$175,000 of the general
35 fund—state appropriation for fiscal year 2023 are provided solely to
36 conduct a comprehensive equity review of state capital grant programs
37 administered by the department. The department may, in consultation
38 with interested parties identified in subsection (d) of this section,

1 contract with a consultant to assist with the community engagement
2 and review 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

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

11 (96) \$450,000 of the general fund—state appropriation for fiscal
12 year 2022 is provided solely for pre-development activities for
13 state-operated or contracted residential or supportive housing
14 facilities at the Pacific hospital preservation and development
15 authority buildings three through ten in Seattle, to help carry out
16 Washington state's plans for new community-based residential
17 facilities, including supportive housing. The facilities may be used
18 for behavioral health, long-term care, developmentally disabled
19 community housing, recovery residences, state-operated living
20 alternatives, group homes, or family-centered substance use disorder
21 recovery housing. The amounts provided in this subsection may be used
22 for concept development, planning, lease payments, and other related
23 expenses for pre-development of state- or nonprofit-operated
24 residential facilities identified by the health care authority or the
25 departments of social and health services, children, youth, and
26 families, and commerce. The department is authorized to enter into a
27 short-term lease, with an option to enter into a multiyear extension,
28 for the Pacific hospital preservation and development authority
29 quarters buildings three through ten.

30 (97) \$80,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$80,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for a grant to a nonprofit
33 organization dedicated to supporting forest health restoration
34 located in Okanogan county for work toward a biochar research and
35 demonstration project and initial efforts toward full-size operation
36 of an industrial-sized facility in the Methow valley.

37 (98) \$6,800,000 of the general fund—state appropriation for
38 fiscal year 2022 and (~~(\$8,200,000)~~) \$15,700,000 of the general fund—
39 state appropriation for fiscal year 2023 are provided solely for

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

5 (99) (a) (~~(\$225,000)~~) \$115,000 of the general fund—state
6 appropriation for fiscal year 2022 and (~~(\$225,000)~~) \$335,000 of the
7 general fund—state appropriation for fiscal year 2023 are provided
8 solely for the department to appoint and maintain an aviation and
9 aerospace advisory committee to generally advise the director of the
10 department and the secretary of the department of transportation on
11 matters related to aviation and aerospace in Washington state. The
12 advisory committee must develop recommendations regarding operating
13 budget and capital budget requests relating to aviation and aerospace
14 needs, and strategies to enhance the safe and effective use of public
15 use airports and aerospace facilities in Washington state. The
16 aviation and aerospace advisory committee must also advise the
17 director and secretary, or their designees, and make recommendations
18 on the following matters:

- 19 (i) Employment of emerging aviation and aerospace technologies to
20 include unmanned, autonomous, and alternative propulsion systems;
- 21 (ii) New, changed, or proposed federal regulations;
- 22 (iii) Industry needs to remain nationally and internationally
23 competitive;
- 24 (iv) Policy considerations;
- 25 (v) Funding priorities and capital project needs;
- 26 (vi) Methods to reduce greenhouse gas emissions;
- 27 (vii) Workforce development needs and opportunities;
- 28 (viii) Multimodal requirements; and
- 29 (ix) Other matters pertaining to the aviation and aerospace
30 industries as the aviation and aerospace advisory committee deems
31 appropriate.

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

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

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

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

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

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

9 (vi) The aerospace lead from the department of commerce or a
10 representative of the department;

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

12 (viii) A representative of the military department;

13 (ix) A representative of the state board for community and
14 technical colleges;

15 (x) Representatives from airport associations;

16 (xi) Representatives from an aviation and aerospace educational
17 program; and

18 (xii) Representatives from both aviation and aerospace
19 associations.

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

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

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

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

1 submit the strategic plan to the appropriate committees of the
2 legislature by June 30, 2023.

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

6 (100) (a) (~~(\$300,000)~~) \$270,000 of the general fund—state
7 appropriation for fiscal year 2022 (~~(is)~~) and \$30,000 of the general
8 fund—state appropriation for fiscal year 2023 are provided solely for
9 the department to convene a work group on reducing racial disparities
10 in Washington state homeownership rates. The goals of the work group
11 are to assess perspectives on housing and lending laws, policies, and
12 practices; facilitate discussion among interested parties; and
13 develop budgetary, administrative policy, and legislative
14 recommendations.

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

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

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

24 (iii) Associations representing cities and housing authorities;
25 and

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

29 (c) The department must convene the first meeting of the work
30 group by August 1, 2021. The department must submit a final report to
31 the governor and appropriate committees of the legislature by August
32 1, 2022. The final report must:

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

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

1 (iii) Review barriers preventing Black, indigenous, and people of
2 color from accessing credit and loans through traditional banks for
3 residential loans; and

4 (iv) Provide budgetary, administrative policy, and legislative
5 recommendations to increase ownership unit development and access to
6 credit.

7 (101) \$225,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$225,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the department to convene a
10 task force to make recommendations regarding needed reforms to the
11 state's growth policy framework, including the growth management act,
12 state environmental policy act, and other statutes related to growth,
13 change, economic development, housing, social equity, and
14 environmental conservation. The process will build upon the findings,
15 concepts, and recommendations in recent state-funded reports,
16 including the "road map to Washington's future" issued by the William
17 D. Ruckelshaus center in 2019, the report of the environmental
18 justice task force issued in 2020, and "updating Washington's growth
19 policy framework" issued by the University of Washington in 2021. The
20 task force must involve diverse perspectives including but not
21 limited to representatives of counties, cities, special districts,
22 the real estate, building, and agricultural industries, planning and
23 environmental organizations, tribal governments, and state agencies.
24 Special effort must be made to include in these discussions the lived
25 experiences and perspectives of people and communities who have too
26 often been excluded from public policy decision-making and unevenly
27 impacted by those decisions. The work group must report on its
28 activities and recommendations prior to the 2022 and 2023 legislative
29 sessions.

30 (102) \$80,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$80,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for a grant to a nonprofit
33 organization located in the city of Seattle for providing resident
34 services and on-site programming for affordable housing residents in
35 Delridge, supporting local youth with leadership pathways, and other
36 community development initiatives that improve the health and well-
37 being of southwest Seattle residents.

38 (103) \$61,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$31,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for San Juan county health and
2 community services to enter into an agreement with the United States
3 geological survey to evaluate available groundwater, surface water,
4 and meteorological data for the county, complete recharge estimations
5 for the county, and update the water balance for the county.

6 (104) \$140,000 of the general fund—state appropriation for fiscal
7 year 2022 is provided solely to contract with businesses ending
8 slavery and trafficking for a human trafficking initiative.

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

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

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

29 (106) \$100,000 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 to provide college accredited
32 courses through alternative methods to disadvantaged adults, such as
33 those experiencing homelessness, who are low-income, come from
34 generational poverty, or have a disabling condition, including those
35 that are further impacted by systemic racism, who do not believe they
36 can be successful or have not yet contemplated college for their
37 future with the intent of engaging these individuals in further
38 education to increase their lifelong wage potential.

1 (107) (a) (~~(\$351,000)~~) \$151,000 of the general fund—state
2 appropriation for fiscal year 2022 and (~~(\$332,000)~~) \$532,000 of the
3 general fund—state appropriation for fiscal year 2023 are provided
4 solely for the department to contract with a nonprofit organization
5 with demonstrated expertise in the creative arts and strategic
6 planning to establish a Washington state creative economy work group
7 that within two years, and with the advice of the work group,
8 develops a strategic plan to improve the Washington state creative
9 economy that can be rolled out in incremental phases to reach
10 identified economic, social justice, and business development goals.

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

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

28 (i) A representative from the Washington state association of
29 counties;

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

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

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

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

35 (vi) An appropriate number of representatives from the Washington
36 state arts community including, but not limited to, the following
37 sectors:

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

39 (B) Recorded audio and music production;

40 (C) Animation production;

- 1 (D) Video game development;
- 2 (E) Live theater, orchestra, dance, and opera;
- 3 (F) Live music performance;
- 4 (G) Visual arts, including sculpture, painting, graphic design,
5 and photography;
- 6 (H) Production facilities, such as film and television studios;
7 and
- 8 (I) Live music or performing arts venues;
- 9 (vii) A representative from a certified public accounting firm or
10 other company with experience in financial modeling and in the
11 creative arts;
- 12 (viii) A representative selected by the Washington state
13 commission on African American affairs, the Washington state
14 commission on Hispanic affairs, the governor's office of Indian
15 affairs, and the Washington state commission on Asian Pacific
16 American affairs to represent the entities on the work group;
- 17 (ix) A representative of a federally recognized Indian tribe with
18 a reservation located east of the crest of the Cascade mountains;
- 19 (x) A representative of a federally recognized Indian tribe with
20 a reservation located west of the crest of the Cascade mountains; and
- 21 (xi) Other state agency representatives or stakeholder group
22 representatives, at the discretion of the work group, for the purpose
23 of participating in specific topic discussions.
- 24 (d) In developing the strategic plan for the Washington state
25 creative economy, the work group must:
- 26 (i) Identify existing studies of aspects affecting the creative
27 economy, including studies relating to tax issues, legislation,
28 finance, population and demographics, and employment;
- 29 (ii) Conduct a comparative analysis with other jurisdictions that
30 have successfully developed creative economy plans and programs,
31 including the states of Georgia and New Mexico, and the provinces of
32 British Columbia and Ontario, Canada;
- 33 (iii) Conduct in-depth interviews to identify best practices for
34 structuring a strategic plan for the state of Washington;
- 35 (iv) Evaluate existing banking models for financing creative
36 economy projects in the private sector and develop a financial model
37 to promote investment in Washington's creative economy;
- 38 (v) Evaluate existing state and county tax incentives and make
39 recommendations for improvements to support the creative economy;

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

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

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

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

16 (108) (~~(\$300,000)~~) \$153,000 of the general fund—state
17 appropriation for fiscal year 2022 (~~(is)~~) and \$147,000 of the general
18 fund—state appropriation for fiscal year 2023 are provided solely for
19 a grant to a nonprofit museum and science and technology center
20 located in the city of Seattle that provides youth educational
21 programming related to discovery, experimentation, and critical
22 thinking in the sciences for a maker and innovation lab and to
23 develop and operate new experiential learning opportunities.

24 (109) \$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 to contract with a statewide
27 association that supports a network of local asset building
28 coalitions for programs to increase the financial stability of low-
29 income Washingtonians adversely affected economically by COVID-19
30 through increasing participation in earned income tax credit refunds,
31 the Washington retirement marketplace, and programs that build
32 personal savings.

33 (110) (~~(\$421,000)~~) \$971,000 of the general fund—state
34 appropriation for fiscal year 2022 (~~(is)~~) and \$3,561,000 of the
35 general fund—state appropriation for fiscal year 2023 are provided
36 solely for the department to continue starting up the Washington
37 state office of firearm safety and violence prevention, including the
38 creation of a state and federal grant funding plan to direct

1 resources to cities that are most impacted by community violence. Of
2 the amounts provided in this subsection:

3 (a) \$100,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$600,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for community-based violence
6 prevention and intervention services to individuals identified
7 through the King county shots fired social network analysis. The
8 department must complete an evaluation of the program and provide a
9 report to the governor and the appropriate legislative committees by
10 June 30, 2023.

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

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

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

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

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

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

32 (111) \$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 department to conduct a
35 study and report to the legislature on city and county implementation
36 of the multifamily housing property tax exemption. The report must:

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

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

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

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

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

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

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

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

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

17 (iii) Looking at permanent affordable rentals; and

18 (iv) Evaluating changes in income distribution, rent
19 distribution, commute/location, and displacement risks in areas with
20 exempt housing; and

21 (c) Estimate other state and local tax revenue generated by new
22 housing developments and how it compares to the property tax
23 exemption.

24 (112) \$195,000 of the general fund—state appropriation for fiscal
25 year 2022 is provided solely for a grant to Spokane county for costs
26 related to redistricting activities required by chapter 36.32 RCW.

27 (113) \$130,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$130,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the department to contract
30 with a nonprofit organization to provide tiny homes for veterans.

31 (114) (~~(\$210,000)~~) \$170,000 of the general fund—state
32 appropriation for fiscal year 2022 and (~~(\$90,000)~~) \$130,000 of the
33 general fund—state appropriation for fiscal year 2023 are provided
34 solely for the department to perform an analysis of the property
35 operations and maintenance costs and tenant supportive services costs
36 for affordable housing projects that receive funding from the
37 Washington housing trust fund. The projects to be analyzed must
38 include, but are not limited to, permanent supportive housing and
39 youth housing taking into consideration housing projects that have

1 been in service for a sufficient time that actual costs can be
2 determined. The analysis shall include a categorized overview of the
3 expenses and fund sources related to the maintenance, operations, and
4 supportive services necessary for the affordable housing projects to
5 be successful in housing the intended population, as well as identify
6 other available funding sources for these costs. The analysis must
7 also explore the timing and alignment challenges for pairing
8 operational and supportive services funding with the initial capital
9 investments, and make recommendations relating to any benchmarks that
10 can be established regarding future costs that would impact the
11 operating budget, and about the state's role in planning, support,
12 and oversight to ensure long-term sustainability of these projects.
13 The department may hire a consultant to conduct this study. The
14 department shall report its findings and recommendations to the
15 office of financial management and the appropriate committees of the
16 legislature by December 1, 2022.

17 (115) \$157,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$154,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for implementation of Second
20 Substitute Senate Bill No. 5383 (public telecom services). (~~If the~~
21 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
22 ~~subsection shall lapse.~~)

23 (116) \$1,555,000 of the general fund—state appropriation for
24 fiscal year 2022 (~~is~~) and \$1,592,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely for
26 implementation of Engrossed Second Substitute Senate Bill No. 5141
27 (environmental justice task force). (~~If the bill is not enacted by~~
28 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

29 (117) \$946,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$921,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for implementation of Second
32 Substitute Senate Bill No. 5368 (rural economic development). (~~If~~
33 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
34 ~~this subsection shall lapse.~~)

35 (118) \$114,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$110,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for implementation of Engrossed
38 Second Substitute Senate Bill No. 5287 (affordable housing

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

3 (119) \$250,000 of the general fund—state appropriation for fiscal
4 year 2022 and (~~(\$250,000)~~) \$1,026,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for
6 implementation of Senate Bill No. 5345 (industrial waste program). Of
7 the amounts provided in this subsection, \$175,000 of the general fund
8 —state appropriation for fiscal year 2022 and (~~(\$175,000)~~) \$675,000
9 of the general fund—state appropriation for fiscal year 2023 are
10 provided solely for grants to local industrial waste symbiosis
11 projects as provided in the bill. (~~If the bill is not enacted by~~
12 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

13 (120) (~~(\$1,250,000)~~) \$700,000 of the general fund—state
14 appropriation for fiscal year 2022 and (~~(\$1,250,000)~~) \$1,800,000 of
15 the general fund—state appropriation for fiscal year 2023 are
16 provided solely for implementation of Engrossed Substitute Senate
17 Bill No. 5353 (law enforcement community engagement). Of the amounts
18 provided in this subsection, (~~(\$500,000)~~) \$50,000 of the general fund
19 —state appropriation for fiscal year 2022 and (~~(\$500,000)~~) \$950,000
20 of the general fund—state appropriation for fiscal year 2023 are
21 provided solely for grants awarded under this bill. (~~If the bill is~~
22 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
23 ~~shall lapse.~~)

24 (121) \$66,000 of the general fund—state appropriation for fiscal
25 year 2022 is provided solely for implementation of Second Substitute
26 Senate Bill No. 5183 (nonfatal strangulation). (~~If the bill is not~~
27 ~~enacted by June 30, 2021, the amount provided in this subsection~~
28 ~~shall lapse.~~)

29 (122) \$40,000 of the general fund—state appropriation for fiscal
30 year 2022 is provided solely for implementation of Substitute Senate
31 Bill No. 5126 (climate commitment). (~~If the bill is not enacted by~~
32 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

33 (123) \$2,500,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$2,500,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for the
36 department to administer a competitive grant program for grants to
37 community-based programs to provide reentry services for formerly
38 incarcerated persons and supports to facilitate successful
39 transitions to the community. The department must work in

1 collaboration with the statewide reentry council to administer the
2 program. Applicants must provide a project proposal to the department
3 as a part of the application process. Grant awards provided under
4 this subsection may be used for costs including but not limited to
5 housing, case management and navigators, employment services, family
6 reunification, and legal services to respond to collateral impacts of
7 reentry. The department must award at least 30 percent of the funding
8 provided in this subsection to applicants located in rural counties.

9 (124) (~~(\$2,500,000)~~) \$2,000,000 of the general fund—state
10 appropriation for fiscal year 2022 and (~~(\$2,500,000)~~) \$3,000,000 of
11 the general fund—state appropriation for fiscal year 2023 are
12 provided solely for the department to administer grants to diaper
13 banks for the purchase of diapers, wipes, and other essential baby
14 products, for distribution to families in need. The department must
15 give priority to providers serving or located in marginalized, low-
16 income communities or communities of color; and providers that help
17 support racial equity.

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

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

26 (i) Apply for or have applied for the grant from the county;

27 (ii) Have expenses that are necessary to continue business
28 operations and the expense is not a federal, state, or local tax,
29 fee, license, or other government revenue;

30 (iii) Provide documentation to demonstrate that the expense is
31 not funded by any other government or private entity;

32 (iv) Demonstrate the business was actively engaged in business,
33 and as a result of the border closures the business temporarily
34 totally closed operations;

35 (v) Have experienced at least a significant reduction in business
36 income or activity related to United States-Canada border closures;

37 (vi) Agree to operate in accordance with the requirements of
38 applicable federal, state, and local public regulations including
39 health and safety measures;

1 (vii) Demonstrate significant economic contribution of their
2 business to the state and local economy; and

3 (viii) Be a majority United States owned entity operating a
4 United States flag vessel registered and operated under the laws of
5 the United States.

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

8 (i) Upgrading physical workplaces to adhere to new safety or
9 sanitation standards;

10 (ii) Procuring required personal protective supplies for
11 employees and business patrons and clients;

12 (iii) Updating business plans;

13 (iv) Employee costs, including payroll, training, and onboarding;

14 (v) Rent, lease, mortgage, insurance, and utility payments;

15 (vi) Securing inventory, supplies, and services for operations;

16 and

17 (vii) Maintenance and operations costs associated with vessel
18 operations.

19 (d) The county must submit a report to the department by June 30,
20 2022, outlining the use of funds, specific expenditures of the
21 grantees, and revenue and expenses of the grantees including
22 additional government or private funds or grants received.

23 (126) (~~(\$1,656,000)~~) \$1,162,000 of the general fund—state
24 appropriation for fiscal year 2022 and (~~(\$1,615,000)~~) \$2,109,000 of
25 the general fund—state appropriation for fiscal year 2023 are
26 provided solely for the department to publish the guidelines and
27 guidance set forth in (a), (b), and (c) of this subsection. The
28 department shall publish the guidelines and guidance described in
29 (a), (b), and (c) of this subsection no later than June 30, 2023.
30 From amounts provided in this subsection, pursuant to an interagency
31 agreement, the department shall provide funding to the department of
32 ecology, the department of health, the department of fish and
33 wildlife, the department of natural resources, the department of
34 health, and the emergency management division of the military
35 department to fund activities that support the work specified in (a),
36 (b) and (c) of this subsection.

37 (a) The department, in consultation with the department of
38 ecology, the department of health, and the department of
39 transportation, shall publish guidelines that provide a set of
40 actions counties and cities may take, under existing statutory

1 authority, through updates to their comprehensive plans and
2 development regulations that have a demonstrated ability to reduce
3 greenhouse gas emissions in order to achieve the statewide greenhouse
4 gas emissions reductions set forth in RCW 70A.45.020(1), allowing for
5 consideration of the emissions reductions achieved through the
6 adoption of statewide programs. The guidelines must prioritize
7 reductions in communities that have experienced disproportionate harm
8 due to air pollution and may draw upon the most recent health
9 disparities data from the department of health to identify high
10 pollution areas and disproportionately burdened communities.

11 (b) The department, in consultation with the department of
12 transportation, shall publish guidelines that specify a set of
13 actions counties and cities may take through updates to their
14 comprehensive plans and development regulations that have a
15 demonstrated ability to reduce per capita vehicle miles traveled,
16 including measures that are designed to be achievable throughout the
17 state, including in small cities and rural cities.

18 (c) The department shall develop, in collaboration with the
19 department of ecology, the department of fish and wildlife, the
20 department of natural resources, the department of health, and the
21 emergency management division of the military department, as well as
22 any federally recognized tribe who chooses to voluntarily
23 participate, guidance that creates a model climate change and
24 resiliency element that may be used by counties, cities, and
25 multiple-county planning regions for developing and implementing
26 climate change and resiliency plans and policies subject to the
27 following provisions:

28 (i) The model element should provide guidance on identifying,
29 designing, and investing in infrastructure that supports community
30 resilience to climate impacts, including the protection, restoration,
31 and enhancement of natural infrastructure as well as traditional
32 infrastructure and protecting natural areas resilient to climate
33 impacts, as well as areas of vital habitat for safe passage and
34 species migration;

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

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

4 (iv) The model element must prioritize actions in communities
5 that will disproportionately suffer from compounding environmental
6 impacts and will be most impacted by natural hazards due to climate
7 change and may draw upon the most recent health disparities data from
8 the department of health to identify disproportionately burdened
9 communities.

10 (d) If the department publishes any subsequent updates to the
11 guidelines published pursuant to (a) or (b) of this subsection, the
12 department shall include in any such update a determination of
13 whether adequate progress has been made toward the statewide
14 greenhouse gas and per capita vehicle miles traveled reduction goals.
15 If adequate progress is not being made, the department must identify
16 in any updates to the guidelines what additional measures cities and
17 counties may take in order to make further progress.

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

23 (127) \$240,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$95,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for the department to
26 collaborate with the department of children, youth, and families to
27 jointly convene and facilitate a child care collaborative task force
28 to continue the work of the task force created in chapter 368, Laws
29 of 2019 (2SHB 1344) to establish a true cost of quality of child
30 care. The task force shall report its findings and recommendations to
31 the governor and the appropriate committees of the legislature by
32 November 1, 2022.

33 (128) \$10,000,000 of the Washington housing trust account—state
34 appropriation is provided solely for housing that serves people with
35 intellectual and developmental disabilities.

36 (129) \$150,000,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely for the department to administer
38 a utility assistance program. The department shall administer the
39 program in the form of grants to current grantees of the low-income

1 home energy assistance program. To be eligible for assistance under
2 the program, a household must have an income at or below 80 percent
3 of the area median income and must have a missed or partially paid
4 utility payment for electric, natural gas, water, sewer, or garbage
5 utility services. Grant recipients must make payments directly to
6 utility providers.

7 (130) \$150,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for a study on the potential of
9 agrivoltaics in Washington state. This study will explore and
10 identify the dual use of land for both agriculture and solar energy
11 production. The department, in consultation with the department of
12 agriculture, department of natural resources, department of fish and
13 wildlife, department of ecology, conservation commission, and other
14 agencies as appropriate, shall produce and submit to the governor a
15 final report by June 30, 2023.

16 (a) The report shall:

17 (i) Explore the benefits and impacts of agrivoltaics to
18 agricultural practices, the energy system, water supply and water
19 quality, and other natural resources;

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

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

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

27 (v) Identify potential incentives that would support adoption of
28 agrivoltaics and most effectively leverage existing funding
29 opportunities; and

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

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

38 (c) The department may coordinate with interested parties on
39 recommendations, including but not limited to organizations
40 representing agricultural interests, farmers, local governments,

1 rural communities, solar developers, utilities, environmental justice
2 organizations, tribes, and tribal entities.

3 (131) \$10,000,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided to the department for grants for
5 updating and implementing comprehensive plans and development
6 regulations in order to implement the requirements of the growth
7 management act.

8 (a) In allocating grant funding to local jurisdictions, awards
9 must be based on a formula, determined by the department, to ensure
10 that grants are distributed equitably among cities and counties.
11 Grants will be used primarily to fund the review and update
12 requirements for counties and cities required by RCW 36.70A.130.
13 Funding provided on this formula basis shall cover additional county
14 and city costs, if applicable, to implement chapter 254, Laws of 2021
15 (Engrossed Second Substitute House Bill No. 1220).

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

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

22 (d) The department must develop a process for consulting with
23 local governments, affected stakeholders, and the legislature to
24 establish emphasis areas for competitive grant distribution and for
25 research priorities. The department must complete a report on
26 emphasis areas and research priorities by June 30, 2023.

27 (132) \$11,500,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely for implementation of Substitute
29 House Bill No. 1914 (motion picture program). If the bill is not
30 enacted by June 30, 2022, the amount provided in this subsection
31 shall lapse.

32 (133) \$25,000,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely for an income-qualified grant
34 program for the promotion of alternative fuel vehicles to further
35 state climate goals under RCW 70A.45.020 and state equity goals under
36 chapter 70A.02 RCW.

37 (a) The grant program must include:

38 (i) A program to provide grants as specified in (b) of this
39 subsection to retire vehicles under 10,000 pounds and replace them

1 with hybrid, plug-in hybrid, battery, or hydrogen fuel cell electric
2 vehicles, or with a prepaid card to use for public transit and to
3 purchase e-bicycles;

4 (ii) A program to provide grants for the installation of electric
5 vehicle infrastructure where it is needed to support electric vehicle
6 adoption in a community selected for inclusion in the program as
7 specified in (d) of this subsection; and

8 (iii) Funding for the department of transportation's zero-
9 emissions access pilot program to provide clean alternative fuel
10 vehicle use opportunities to underserved communities and low and
11 moderate-income members of the workforce not readily served by
12 transit or located in transportation corridors with emissions that
13 exceed federal or state emissions standards established in chapter
14 287, Laws of 2019 (Engrossed Second Substitute House Bill No. 2042)
15 as specified in (d) of this subsection.

16 (b) To qualify for the clean alternative fuel vehicle grant
17 program established under (a)(i) of this subsection, a person must
18 live in an overburdened community, as defined in RCW 70A.02.010,
19 selected for participation in accordance with (c) of this subsection;
20 have a household income that falls within income brackets found to be
21 at greatest need of this assistance in accordance with (c) of this
22 subsection; and have a vehicle titled under his or her name under
23 chapter 46.12 RCW that is model year 2005 or older, operational, and
24 under 10,000 pounds. A person may only receive a grant under this
25 program for one vehicle.

26 (c) The department shall work with the department of health and
27 the department of ecology:

28 (i) To develop metrics to select the overburdened communities,
29 using the environmental health disparities map developed under RCW
30 43.70.815 and other applicable tools, and prioritizing communities
31 with the greatest health disparities, lower incomes, and communities
32 of color, that are most likely to receive the greatest health
33 benefits from this program through a reduction in greenhouse gas
34 emissions and other pollutants that will result in improved
35 groundwater and stormwater quality, improved air quality, and
36 reductions in noise pollution;

37 (ii) To select appropriate income brackets for program
38 participants that are in greatest need of this assistance in order to
39 reduce the carbon emissions and other environmental impacts of their

1 current mode of transportation in the overburdened community in which
2 they live; and

3 (iii) To select grant amounts for vehicle retirement that
4 consider:

5 (A) The estimated health benefits to overburdened communities
6 likely to result from adoption of the lower emission mode of
7 transportation;

8 (B) The incremental additional cost of a reasonable replacement
9 vehicle if that vehicle were an internal combustion engine rather
10 than a hybrid or electric vehicle. The cost of an at-home charger may
11 also be considered in this determination; and

12 (C) Any other applicable factors that promote state climate and
13 equity goals.

14 (d) The department shall work with the department of
15 transportation to determine where the installation of electric
16 vehicle infrastructure is needed to support electric vehicle adoption
17 in an overburdened community selected for inclusion in the program
18 and the appropriate criteria for awarding grants under (a)(ii) of
19 this subsection to maximize program participation and state climate
20 and equity goals, selecting grant partners for the installation and
21 maintenance of publicly available electric vehicle infrastructure. In
22 support of this effort and pursuant to an interagency agreement, the
23 department shall provide funding to the department of transportation
24 from amounts provided in this subsection to leverage the department
25 of transportation's zero-emissions access pilot program in a manner
26 that supports the department's goals for this program.

27 (e)(i) The department shall conduct outreach with communities
28 identified for participation in the program, partnering with local
29 public institutions to inform program implementation and
30 improvements. Outreach activities may include convening work groups
31 or advisory committees as deemed appropriate by the department.

32 (ii) The department shall use the information collected through
33 outreach under (e)(i) of this subsection to develop and deploy
34 targeted public awareness and education campaigns to drive
35 participation in the program.

36 (iii) The department may provide stipends to individuals who are
37 low income or have lived experience to support their participation in
38 work groups or advisory committees convened under (e)(i) of this
39 subsection when such participation is desirable in order to implement
40 the principles of equity described in RCW 43.06D.020, provided that

1 the individuals are not otherwise compensated for their attendance at
2 meetings. Stipends may be up to \$100 for each day during which the
3 individual attends a meeting. The department is authorized to assess
4 the eligibility for the stipend as limited by available financial
5 resources.

6 (f) The department shall support planning groups within local
7 governments to support planning for electric vehicle implementation
8 in selected overburdened communities.

9 (g) The department shall develop quantifiable program goals and
10 metrics to examine the program's progress in meeting them related to
11 reductions in environmental impacts and the effect of these
12 reductions on health disparities in the overburdened communities that
13 participate in the program. The program metrics must be tracked and
14 reported on at least a quarterly basis on state agency dashboards
15 available to the public currently or developed by the department for
16 this purpose.

17 (h) The department shall report to the legislature by January 1,
18 2023, on implementation of this program, including the goals and
19 metrics it has identified for ongoing evaluation, and recommendations
20 for its continued development and support.

21 (134) \$20,000,000 of the general fund—state appropriation for
22 fiscal year 2023 is provided solely for grants to be awarded in
23 competitive rounds for the deployment of solar projects located in
24 Washington state.

25 (a) In awarding grants, the department must give priority to
26 distribution-side projects that reduce peak electricity demand.

27 (b) To be eligible for funding, projects must be capable of
28 generating more than 100 kilowatts of direct current generating
29 capacity.

30 (c) Except as provided in (d) of this subsection, grants shall
31 not exceed \$200,000 per megawatt of direct current generating
32 capacity and total grant funds per project shall not exceed
33 \$1,000,000 per applicant.

34 (d) At least 35 percent of the total cost of a project must be
35 for community solar projects that provide solar electricity to low-
36 income households, low-income tribal housing programs, affordable
37 housing providers, and nonprofit organizations providing services to
38 low-income communities.

1 (e) The department must, to the greatest extent feasible, give
2 priority to projects using major components made in Washington when
3 awarding grants.

4 (f) The department must attempt to prioritize an equitable
5 geographic distribution and a diversity of project sizes.

6 (g) In soliciting and evaluating proposals, awarding contracts,
7 and monitoring projects under this subsection, the department must:

8 (i) Ensure that competitive processes, rather than sole source
9 contracting processes, are used to select all projects; and

10 (ii) Conduct due diligence activities associated with the use of
11 public funds including, but not limited to, oversight of the project
12 selection process, project monitoring, and ensuring that all
13 applications and contracts fully comply with all applicable laws
14 including disclosure and conflict of interest statutes.

15 (135) \$4,500,000 of the general fund—state appropriation for
16 fiscal year 2022 is provided solely for a grant to the city of
17 Seattle for deposit into the Skagit environmental endowment fund to
18 support the protection of the headwaters of the Skagit river
19 watershed through the acquisition of land, mining, and/or timber
20 rights. This grant must be matched by nonstate sources.

21 (136) \$20,000,000 of the general fund—state appropriation for
22 fiscal year 2023 is provided solely for grants to local
23 jurisdictions, or nonprofit entities within those jurisdictions, that
24 are engaged in a memorandum of understanding with state agencies
25 regarding transitioning persons residing on public rights-of-way to
26 permanent housing solutions. Funding may be used to provide outreach,
27 shelter, transportation, and other services needed to assist
28 individuals residing on public rights-of-way to secure permanent
29 housing.

30 (137) \$200,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for the department to contract with a
32 consultant to study incorporating the unincorporated communities of
33 Fredrickson, Midland, North Clover Creek, Collins, Parkland,
34 Spanaway, Summit-Waller, and Summit View into a single city. The
35 study must include, but not be limited to, the impacts of
36 incorporation on the local tax base, crime, homelessness,
37 infrastructure, public services, and behavioral health services, in
38 the listed communities. The department must submit the study to the

1 office of financial management and the appropriate committees of the
2 legislature by June 1, 2023.

3 (138) \$125,000,000 of the community reinvestment account—state
4 appropriation is provided solely for implementation of Second
5 Substitute House Bill No. 1827 (community reinvestment). If the bill
6 is not enacted by June 30, 2022, the amount provided in this
7 subsection shall lapse.

8 (139) \$50,000,000 of the general fund—state appropriation for
9 fiscal year 2023 is provided solely for the statewide broadband
10 office to establish a broadband assistance program. The office may
11 provide eligible households with assistance of up to \$20 per month to
12 defray the cost of broadband services. A household is eligible for
13 assistance under the program if it receives a benefit through the
14 federal affordable connectivity program.

15 (140) \$10,000,000 of the general fund—state appropriation for
16 fiscal year 2023 is provided solely for the department to conduct
17 outreach activities for the working families tax exemption
18 established in RCW 82.08.0206 and the federal earned income tax
19 credit. Of the amounts provided in this subsection:

20 (a) \$6,860,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for grants to community-based
22 organizations to conduct outreach activities and application
23 assistance for individuals eligible for the working families tax
24 exemption. In awarding the funds, the department must award grants to
25 at least two community-based organizations in each county. Of the
26 amounts provided in this subsection (140) (a), 25 percent must be used
27 for outreach activities serving tribal and urban Indian communities,
28 communities of color, and households in rural areas.

29 (b) \$2,860,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for grants to community-based
31 organizations to conduct outreach activities and application
32 assistance for individuals eligible for the working families tax
33 exemption who file or may be eligible to file using a valid
34 individual taxpayer identification number. Grant recipients may also
35 use grant funds to assist individuals in obtaining valid individual
36 tax identification numbers.

37 (c) \$280,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for the department to provide oversight,
39 technical assistance, and training for grant recipients; conduct

1 language access activities; create a statewide outreach plan; and for
2 other administrative costs.

3 (141) \$5,000,000 of the coronavirus state fiscal recovery fund—
4 federal appropriation is provided solely for grants to nonprofit
5 arts, heritage, science, and culture organizations for costs
6 associated with COVID-19 testing and safety monitoring required by
7 state and local governments and by union contracts. To receive a
8 grant under this section, an applicant must certify that they have
9 reported annual gross receipts of greater than \$5,000,000 in calendar
10 year 2019, and that they applied for but did not receive funding from
11 a state or federal source for the same eligible costs.

12 (142) \$500,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for a grant to a nonprofit organization
14 to provide programming that offers pathways to higher education and
15 career opportunities in the arts, entertainment, and related creative
16 industries for youth and young adults in south King county, with a
17 focus on low-income individuals and historically disadvantaged
18 populations. The grant recipient must be a nonprofit organization
19 headquartered in the city of Federal Way that: Has experience working
20 with BIPOC communities; serves youth and young adults through
21 programs focused on cultivating creative talents through the
22 professional entertainment and arts industries; can directly
23 facilitate the placement of program participants in industry-related
24 internships and job opportunities; and can demonstrate a working
25 relationship or strategic partnerships with global commercial
26 entertainment and digital arts industry experts, networks, and
27 companies in areas such as music, film, television, and fashion. The
28 organization may use the grant for activities including, but not
29 limited to, workshops and other events that support the goal of
30 improving the business and professional skills of youth and young
31 adults interested in the arts and entertainment industries.

32 (143) \$50,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for the department to contract with a
34 third-party facilitator to provide staff support for the joint
35 legislative task force on best practices for broadband deployment
36 created in section 945 of this act.

37 (144) \$75,000 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 department of commerce

1 to develop a report on the behavioral health and long-term care
2 facilities and residential settings that provide services within the
3 continuum of care for individuals who are discharged from state
4 psychiatric hospitals. For the purposes of this subsection,
5 "continuum of care" means transitional housing or residential
6 placements that provide supportive services and skill development
7 needed for individuals to be permanently housed, and permanent
8 supportive housing or residential placements that provide individuals
9 with an appropriate place to live with services available as needed.
10 The report must map the geographic location of each facility or
11 residential setting, and it must highlight geographic gaps in service
12 availability. In preparing the report, the department must coordinate
13 with the department of social and health services, the department of
14 health, and the health care authority. The department must submit its
15 report to the governor and appropriate legislative committees no
16 later than December 1, 2022.

17 (145) \$5,000,000 of the coronavirus state fiscal recovery fund—
18 federal appropriation is provided solely for the department to
19 establish a grant program to assist businesses that are dependent to
20 maintain their operations on the economic activity created through
21 conventions hosted in Washington state. The amount provided under
22 this subsection is subject to the following conditions and
23 limitations:

24 (a) To be eligible for a grant under this subsection, a business
25 must:

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

27 (ii) Have not reported annual gross receipts of more than
28 \$100,000,000 in the most recent calendar year;

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

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

34 (v) Have experienced a reduction in business income or activity
35 related to COVID-19 or state or local actions in response to
36 COVID-19;

37 (vi) Agree to operate in accordance with the requirements of
38 applicable federal, state, and local public health guidance and
39 directives; and

40 (vii) Have met one or more of the following criteria:

1 (A) Hosted a convention in Washington state;

2 (B) Provided support services to conventions in Washington state;

3 or

4 (C) Depended on the function of conventions to sell goods and
5 services in Washington state.

6 (b) (i) Eligible businesses may receive a grant of up to \$500,000
7 for revenue lost due to a cancellation or a reduction of participants
8 in a convention hosted in Washington state in 2020 or 2021.

9 (ii) To receive a grant under this subsection, eligible
10 businesses must provide the department with:

11 (A) Financial records from 2019 that provide a basis for revenue
12 received from convention activity in Washington state prior to the
13 COVID-19 pandemic; and

14 (B) Financial records from 2020 and 2021 that show a reduction in
15 gross revenue received from convention activity in Washington state
16 during the COVID-19 pandemic.

17 (iii) Eligible businesses must provide financial records related
18 to any grants or loans from federal and state government programs
19 received in 2020, 2021, and 2022.

20 (iv) If a business received one or more working Washington small
21 business grants, the grant awarded under this subsection must be
22 reduced to reflect the amounts received from previous working
23 Washington small business grants.

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

27 (d) The department may use up to 10 percent of the amount
28 provided in this subsection for administrative costs.

29 (146) \$325,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$325,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for a grant to a nonprofit
32 organization located in the city of Redmond that serves Latino low-
33 income, immigrant, and Spanish-speaking communities in King and
34 Snohomish counties through arts and culture events and community
35 services. Grant funding may be used to expand existing programs
36 including, but not limited to, rent assistance, vaccination
37 assistance, COVID-19 outreach, microbusiness support, and other
38 community services.

1 (147) \$1,000,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for the department to establish a
3 program to build capacity and promote the development of nonprofit
4 community land trust organizations. The department may provide grants
5 to nonprofit organizations to provide technical assistance and
6 training to assist nonprofit community land trust organizations in
7 increasing the production of affordable housing units. Grant
8 recipients must have technical expertise regarding community land
9 trust issues.

10 (148) \$900,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for a grant to a nonprofit organization
12 to conduct community outreach and culturally relevant training on
13 prevention of digital fraud and other consumer fraud, with a focus on
14 serving low-income, rural, and BIPOC communities. The grant recipient
15 must be the Washington state affiliate of a national nonprofit
16 organization that provides services, research, and advocacy for
17 individuals aged 50 and up. Funding may be used to expand existing
18 consumer fraud education programs; partner with locally trusted
19 community-based organizations to provide public awareness of digital
20 and other consumer fraud; and conduct research to capture baseline
21 data regarding digital and fraud literacy in Washington state.

22 (149) \$631,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for the developmental disabilities
24 council's efforts to partner with racially diverse communities across
25 the state and to build the capacity of a coalition of intellectual
26 and developmental disabilities self-advocates and advocates. Of the
27 amounts provided in this subsection:

28 (a) \$500,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for the developmental disabilities
30 council to enter into a contract with a nonprofit organization led by
31 individuals who are Black, indigenous, or people of color to
32 facilitate the development and implementation of recommendations on
33 ways to reduce barriers to services and improve access to services
34 for individuals with intellectual and developmental disabilities who
35 are from immigrant communities, communities of color, and other
36 underserved communities. The contract must require the nonprofit
37 organization to prepare a racial equity plan for ongoing policy
38 development within the intellectual and developmental disabilities
39 service delivery system for submittal to the developmental

1 disabilities council. The developmental disabilities council must
2 submit the plan to the governor and appropriate legislative
3 committees no later than June 30, 2023.

4 (b) \$131,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for one full-time equivalent policy
6 analyst to manage the developmental disabilities council's overall
7 policy development and diversity, equity, and inclusion efforts. The
8 policy analyst shall serve as a liaison between self-advocates,
9 advocates, community members, and the nonprofit organization under
10 contract in (a) of this subsection.

11 (150) \$584,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for a grant to a dispute resolution
13 center located in the city of Seattle and serving King county to
14 develop a basic mediation training curriculum for organizations that
15 serve communities in south King county, with a focus on organizations
16 serving and operated by members of historically disadvantaged
17 communities. The grant recipient may use the funding for activities
18 including, but not limited to, conducting a needs assessment,
19 developing and designing the curriculum, engaging subject matter
20 experts, and conducting training sessions.

21 (151) \$20,000,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$35,000,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely for the
24 eviction prevention rental assistance program created in RCW
25 43.185C.185.

26 (152) \$4,000,000 of the general fund—state appropriation for
27 fiscal year 2023 is provided solely for a grant program to community-
28 based organizations that provide services for survivors of domestic
29 violence. Grant recipients may use funding for domestic violence
30 survivor advocates to provide case management, safety planning, and
31 other services for survivors, and as flexible funding to meet the
32 immediate needs of survivors of domestic violence.

33 (153) \$4,500,000 of the coronavirus state fiscal recovery fund—
34 federal appropriation is provided solely to expand the small business
35 resiliency network program. Program expansion activities may include:

36 (a) Providing funding for new or existing network partners to
37 provide wraparound services and support to assist small business
38 owners, including support in accessing financing; and

1 (b) Establishing a credit repair pilot program by contracting
2 with community foundations and nonprofit credit unions with existing
3 character-based lending programs to provide credit counseling and
4 other services to build or improve credit for small businesses and
5 entrepreneurs who are unable to access conventional lending.

6 (154) \$40,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$290,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for a grant to a nonprofit
9 organization that operates a resource center in the city of Ferndale
10 to expand social services programs. Eligible social services programs
11 include, but are not limited to, basic needs supports for low-income
12 and vulnerable families; emergency preparedness programs that connect
13 community volunteers to opportunities to assist community members
14 during emergencies; and conducting antiracist events and learning
15 opportunities in order to build community.

16 (155) \$1,000,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for the office of firearm safety
18 and violence prevention for programs relating to firearm removals in
19 domestic violence cases. Programs may include:

20 (a) Grants for local law enforcement agencies to coordinate the
21 removal of firearms pursuant to RCW 9.41.800 and 9.41.801 in civil
22 and criminal domestic violence cases at a regional level; and

23 (b) Activities to increase statewide adherence to RCW 9.41.800
24 and 9.41.801, including, but not limited to, technical assistance,
25 training, and collecting data from local law enforcement agencies
26 relating to firearm removals in cases where a court orders the
27 surrender of weapons.

28 (156) \$78,000,000 of the coronavirus state fiscal recovery fund—
29 federal appropriation is provided solely for the department to
30 administer stipends to eligible homeless service provider employees
31 for their immediate economic needs and to conduct a homeless service
32 provider workforce study.

33 (a) Of the amount provided in this subsection:

34 (i) \$26,250,000 of the coronavirus state fiscal recovery fund—
35 federal appropriation is provided solely for a stipend payment of up
36 to \$2,000 for eligible homeless service provider employees with an
37 income at or below 80 percent of the area median income. An
38 individual who works for two or more eligible entities in an eligible
39 position may only receive one stipend under this subsection.

1 (ii) \$26,250,000 of the coronavirus state fiscal recovery fund—
2 federal appropriation is provided solely for a second stipend payment
3 of up to \$2,000 for individuals who received an initial stipend
4 payment under (i) of this subsection (156)(a) and who are still
5 employed at the same eligible entity six months after receipt of the
6 first stipend payment. An individual who works for two or more
7 eligible entities in an eligible position may only receive one
8 stipend under this subsection.

9 (iii) \$25,000,000 of the coronavirus state fiscal recovery fund—
10 federal appropriation is provided solely for a stipend payment of up
11 to \$2,000 for eligible homeless service provider employees who did
12 not qualify for a payment under (i) or (ii) of this subsection
13 (156)(a). An individual who works for two or more eligible entities
14 in an eligible position may only receive one stipend under this
15 subsection.

16 (iv) (A) \$500,000 of the coronavirus state fiscal recovery fund—
17 federal appropriation is provided solely for the department to
18 contract with a third-party entity to conduct a study on the
19 workforce needs of nonprofit organizations employing eligible
20 homeless service provider employees, with the goal of developing
21 state-level strategies for improving workforce retention among
22 organizations providing homeless services.

23 (B) The study must examine topics including, but not limited to,
24 pay and benefits; training and supervision; caseloads; safety and
25 morale; and other factors impacting hiring and retention.

26 (C) The study must examine the potential impact on workforce
27 retention of inflationary increases for administrative allowances and
28 other automatic escalators on state-funded homelessness service
29 contracts, including contracts administered by the office of homeless
30 youth.

31 (D) The study must include a pay equity and comparable worth
32 analysis that compares eligible homeless service provider positions
33 with jobs with similar complexity, difficulty, and educational and
34 skill requirements in the public and private sectors that were deemed
35 essential during the COVID-19 pandemic.

36 (E) In conducting the study, the third-party entity must consult
37 with eligible homeless service provider employees; employees of
38 eligible entities with lived experience of homelessness; and
39 organizations led by or serving BIPOC populations.

1 (F) The department must report the results of the study,
2 including any policy recommendations, to the appropriate committees
3 of the legislature by September 30, 2023.

4 (b) The department must contract with an entity located in
5 Washington state to administer the stipend payments in (a)(i), (ii),
6 and (iii) of this subsection. The entity must demonstrate an ability
7 to efficiently administer stipend payments statewide by showing
8 successful administration of similar programs; an ability to adhere
9 to federal tax requirements, including sending stipend recipients
10 1099 or other required tax forms; and an ability to track and report
11 on demographic data of stipend recipients and fulfill other reporting
12 requirements as determined by the department. The entity must conduct
13 marketing and outreach for the program by September 1, 2022, and
14 begin administering stipend payments under (a)(i) of this subsection
15 by October 1, 2022. The administrator must pay the stipends on a
16 first-come, first-served basis and there is no individual entitlement
17 to receive a stipend.

18 (c) The department is authorized to shift funding among the
19 purposes in (a)(i), (ii), and (iii) of this subsection based on the
20 level of demonstrated need.

21 (d) The department may retain up to five percent of the funding
22 allocated under (a) of this subsection for administrative costs.

23 (e) The administrating entity selected under (b) of this
24 subsection may use up to 15 percent of the funding allocated under
25 (a)(i), (ii), and (iii) of this subsection for administrative costs
26 and up to five percent of the funding allocated under (a)(i), (ii),
27 and (iii) of this subsection for outreach and marketing costs.

28 (f) For the purposes of this subsection:

29 (i) "Eligible homeless service provider employee" means an
30 individual currently employed on a full-time or part-time basis at an
31 eligible entity that works directly on-site with persons experiencing
32 homelessness or residents of transitional or permanent supportive
33 housing. This includes, but is not limited to, emergency shelter and
34 transitional housing staff; street outreach workers; caseworkers;
35 peer advisors; reception and administrative support staff;
36 maintenance and custodial staff; and individuals providing direct
37 services for homeless youth and young adults. This does not include
38 executive and senior administrative employees of an eligible entity.
39 Nothing in this subsection creates an employment relationship, or any

1 membership or qualification in any state or other publicly supported
2 retirement system, due to the payment of a stipend.

3 (ii) "Eligible entity" means an organization with whom state
4 agencies or local governments grant or subcontract to provide
5 homeless services under their homeless housing program as defined in
6 RCW 43.185C.010.

7 (iii) "Immediate economic needs" means costs including, but not
8 limited to, rent or mortgage payments; utilities and other household
9 bills; medical expenses; student loan payments; transportation-
10 related costs; child care-related costs; behavioral health-related
11 costs; and other basic necessities.

12 (157) \$200,000,000 of the coronavirus state fiscal recovery fund—
13 federal appropriation is provided solely for the department to
14 administer a business assistance program for qualifying hospitality
15 industry businesses that have been negatively impacted by the
16 COVID-19 public health emergency or its negative economic impacts.
17 The department must administer the program under appropriate
18 agreements. For the purposes of this subsection, "qualifying
19 hospitality industry businesses" means restaurants, hotels, motels,
20 and other businesses in the hospitality industry as determined by the
21 department.

22 (158) \$1,000,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely for housing assistance for
24 victims of human trafficking. The department must allocate funding
25 through contracts with service providers that have current contracts
26 with the office of crime victims advocacy to provide services for
27 victims of human trafficking. A provider must use at least 80 percent
28 of contracted funds for rental payments to landlords and the
29 remainder for other program operation costs, including services
30 addressing barriers to acquiring housing that are common for victims
31 of human trafficking.

32 (159) \$25,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$75,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for a grant to a nonprofit
35 organization operating a low-barrier emergency shelter located in the
36 town of Wapato serving Native and non-Native chronically homeless
37 individuals. Grant funds must be used to provide daytime services
38 such as meals and hygiene services; case management; outreach; and
39 other homeless services.

1 (160) \$75,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the department to contract with a
3 nonprofit organization in Kitsap county to provide services for
4 families experiencing domestic violence. Amounts provided in this
5 subsection must be used to expand supports for survivors and their
6 children fleeing immediately dangerous situations, including
7 emergency shelter, case management, housing advocacy, child care,
8 mental health services, and resources and referrals. The nonprofit
9 organization must be located in Kitsap county and must operate a
10 state-certified domestic violence shelter.

11 (161) \$3,000,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely for a grant to the city of Kent
13 for operational improvements and other actions to improve safety and
14 reduce train noise, with the goal of increasing quality of life and
15 facilitating transit-oriented living in downtown Kent.

16 (162) (a) \$750,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for the department to establish a
18 lifeline support system pilot project to assist individuals who have
19 experienced or are at risk of entering into public systems of care.
20 Public systems of care include office of homeless youth prevention
21 and protection shelter and housing programs, the juvenile justice
22 system, dependency under chapter 13.34 RCW, and inpatient behavioral
23 health treatment.

24 (b) (i) The lifeline must function as a no-wrong-door access point
25 for support and connections to services for qualifying individuals
26 who require assistance to overcome a life challenge that could
27 escalate into a crisis, or who are in need of general mentorship and
28 counsel. The lifeline support system must facilitate and promote
29 partnerships across state agencies, federally recognized tribes,
30 counties, and community-based providers to coordinate trauma-informed
31 and culturally responsive services for youth and young adults and
32 their supports. The department is authorized to implement lifeline
33 services through contracts with community partners and nonprofit
34 organizations.

35 (ii) The department must establish a lifeline fund. Moneys in the
36 fund can be used to assist community partners and nonprofit
37 organizations to implement lifeline services when they cannot
38 identify an existing resource to resolve a beneficiary need. The

1 department must establish an application process and criteria for the
2 fund.

3 (c) The department and a nonprofit organization, selected by the
4 office of homeless youth, shall coconvene a work group that will
5 design a lifeline support services system and framework for statewide
6 implementation. This group shall have an inaugural meeting no later
7 than August 31, 2022, and have a design ready no later than October
8 31, 2022. By December 31, 2022, the department, with assistance from
9 the work group, must provide a report to the appropriate committees
10 of the legislature on approaches to continue this pilot project in
11 the 2023-2025 fiscal biennium.

12 (d) By June 30, 2023, the department, with assistance from the
13 nonprofit organization that coconvened the work group, shall provide
14 a report to the legislature describing the success and shortcomings
15 of the lifeline support system, as well as other data such as
16 request-for-service conclusions and the demographics of
17 beneficiaries. The report must include a recommendation for how the
18 state can permanently establish the lifeline.

19 (163) \$500,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for a grant to a nonprofit organization
21 that provides services to survivors of domestic violence in north and
22 east King county. Grant funding may be used for services including,
23 but not limited to, staffing support for emergency and advocacy
24 services and costs to expand emergency and transitional housing
25 services for survivors of domestic violence with the greatest safety
26 risks and highest barriers to acquiring safe housing.

27 (164) \$850,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for a grant to a nonprofit organization
29 for costs to operate a low-barrier homeless shelter and provide
30 housing intervention and placement services. The grant recipient must
31 be a nonprofit organization that provides permanent supportive
32 housing services, provides homeless services for youth and young
33 adults, and operates a low-barrier homeless shelter for women over
34 the age of 18 in the city of Spokane.

35 (165) \$400,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for a contract with the minority
37 business development agency to provide technical assistance to small
38 businesses across Washington. The department must submit a
39 preliminary report to the appropriate committees of the legislature

1 on the assistance provided by December 31, 2022, and a final report
2 by June 30, 2023.

3 (166) \$100,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for a contract with a nonprofit to
5 provide technical assistance to manufactured home community resident
6 organizations who wish to convert the park in which they reside to
7 resident ownership, pursuant to RCW 59.22.039. Technical assistance
8 includes, but is not limited to, assistance with prepurchase efforts
9 and resident outreach and engagement activities prior to filing an
10 intent to purchase.

11 (167) \$900,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for the department to contract with one
13 or more community-based organizations to administer a homeownership
14 assistance program for low-income households who have been displaced
15 from their manufactured/mobile homes due to the closure or conversion
16 of a mobile home park or manufactured housing community in south King
17 county. The program may offer services including credit counseling;
18 financial education courses; assistance in locating, understanding,
19 and preparing necessary financial and legal documentation for
20 homeownership; outreach and engagement services, including in-
21 language services; and other technical support to prepare households
22 for homeownership.

23 (168) \$185,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for a grant to a nonprofit organization
25 to provide advocacy, translation, emergency housing, and other
26 services for victims of domestic violence, with a focus on serving
27 members of the Latino and indigenous communities. The grant recipient
28 must be a community-based nonprofit organization located in the city
29 of Tacoma that provides educational programs, crisis intervention,
30 family outreach services, arts and culture programming, and advocacy
31 with a focus on serving Latino and indigenous communities.

32 (169) \$1,400,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely for the department to contract
34 with the municipal research and services center, in coordination with
35 the Washington procurement technical assistance center, to provide
36 training and technical assistance to local governments and
37 contractors on public works contracting. Training topics may include
38 utilization of supplemental bidding criteria, utilization of
39 alternate public works, contracting, cost estimating, obtaining

1 performance and payment bonds, and increasing participation of women-
2 owned and minority-owned businesses.

3 (170) \$250,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for a grant to a nonprofit organization
5 in the city of Tacoma that provides on-water marine science and
6 maritime programs, as well as mentoring and community service
7 opportunities, for youth and young adults. Grant funding must be used
8 to expand program participation of youth and young adults from
9 underserved and underrepresented communities.

10 (171) \$200,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for a grant to the city of Poulsbo to
12 expand the service capacity of the fire cares behavioral health
13 mobile outreach program.

14 (172) \$600,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for concept development, design, and
16 planning of state-operated or contracted residential housing
17 facilities and services at the Pacific hospital preservation and
18 development authority quarters buildings three through ten in
19 Seattle. The residential housing facilities may be used for recovery
20 residences, group care, transitional housing, supportive housing, or
21 family-centered substance use disorder recovery housing. Of the
22 amounts provided in this subsection:

23 (a) \$375,000 of the general fund—state appropriation for fiscal
24 year 2023 is for lease payments for the Pacific hospital preservation
25 and development authority quarters buildings three through ten.

26 (b) \$75,000 of the general fund—state appropriation for fiscal
27 year 2023 is for the department to convene a work group to develop a
28 programming plan for utilization of the repurposed quarters buildings
29 three through ten, subject to the following requirements:

30 (i) The department must contract with a nonprofit organization to
31 facilitate the work group. The nonprofit organization must be located
32 in the city of Seattle with experience working with systems of care,
33 including foster care, juvenile justice, and behavioral health, and
34 have statewide experience as an advocate, provider, and convener of
35 programming needs for youth and young adults.

36 (ii) The work group must include members representing the
37 department of children, youth, and families; the health care
38 authority; social service providers led by and serving people of
39 color; social service providers whose leadership represent and who

1 serve LGBTQ youth and young adults; and persons with lived
2 experience.

3 (iii) By December 31, 2022, the department must submit a report
4 to the appropriate committees of the legislature with recommendations
5 on housing and program models, service arrays, and estimates of
6 operation costs.

7 (173) \$135,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for a grant to a nonprofit sexual
9 assault resource center located in Renton to expand their sexual
10 assault prevention programming to additional middle and high schools
11 in the Renton school district.

12 (174) \$45,000,000 of the coronavirus state fiscal recovery fund—
13 federal appropriation is provided solely for a small business
14 innovation and competitiveness fund program to spur small business
15 recovery, startup, and growth, with a focus on initiatives that will
16 serve BIPOC entrepreneurs and small businesses located in
17 underserved, low-income, and rural areas.

18 (a) The department must competitively award grants to nonprofit
19 organizations that work with or provide assistance to small
20 businesses.

21 (b) Grant funding may be used for activities such as:

22 (i) Small business incubator programs;

23 (ii) Small business accelerator programs;

24 (iii) Local procurement initiatives;

25 (iv) Small business competitiveness programs focused on hiring
26 and retention;

27 (v) Improvements and repairs to physical workplaces, including in
28 response to public health guidelines or acts of vandalism; and

29 (vi) Other initiatives as determined by the department.

30 (c) The department may require applicants to provide a
31 description of how proposed initiatives will benefit small businesses
32 and entrepreneurs that are not members of the recipient organization,
33 if applicable.

34 (d) The department may encourage, but may not require, a local
35 one-to-one match of state funding awarded under the program.

36 (e) The department may establish regional targets or other
37 benchmarks to ensure equitable geographic distribution of funding. If
38 regional targets or benchmarks are adopted, the department must
39 assess and report to the legislature on the program's performance by
40 June 1, 2023.

1 (f) In developing the program, the department must consult with
2 economic development professionals and small business support
3 organizations. The department may consult with other interested
4 parties at its discretion.

5 (175) \$500,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the department to contract for
7 technical assistance services for small businesses owned or operated
8 by members of historically disadvantaged populations located in
9 western Washington, with a focus on Black-owned small businesses. The
10 contract recipient must be a business in the arts, entertainment, and
11 media services sector based in the city of Federal Way and with
12 experience working with BIPOC communities. Technical assistance
13 includes but is not limited to services such as: Business and
14 intellectual property development; franchise development and
15 expansion; digital and social media marketing and brand development;
16 community outreach; opportunities to meet potential strategic
17 partners or corporate sponsors; executive workshops; networking
18 events; small business coaching; and start-up assistance.

19 (176) \$97,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for the department to examine actual and
21 potential school director compensation, including salaries, per diem
22 rates, expense reimbursements, and health care benefits for the
23 purpose of determining what changes in statute or practice, if any,
24 would be necessary to align provisions governing school director
25 compensation with those governing the compensation of other elected
26 officials with comparable duties and responsibilities.

27 (a) The examination required by this subsection, at a minimum,
28 must address:

29 (i) The duties and responsibilities of school directors and to
30 what extent those duties, and the factors relevant to their
31 completion, may have changed in the previous 10 years;

32 (ii) Demographic data about school district boards of directors
33 and the communities they represent for the purpose of understanding
34 the diversity of school district boards of directors and whether that
35 diversity reflects the communities they serve;

36 (iii) The significant variances in school district budgets,
37 student enrollments, tax bases, and revenues;

38 (iv) Options for periodically updating school director
39 compensation, including the frequency and timing of potential
40 compensation reviews, potential entities that may be qualified to

1 conduct the reviews, and considerations related to inflationary
2 indices or other measures that reflect cost-of-living changes; and

3 (v) Options for funding the actual and potential costs of school
4 director compensation, including salaries, per diem amounts, expense
5 reimbursements, and health care benefits.

6 (b) In completing the examination required by this subsection,
7 the department shall consult with interested parties, including the
8 office of the superintendent of public instruction, the Washington
9 state school directors' association, the Washington association of
10 school administrators, and educational service districts.

11 (c) The department shall, in accordance with RCW 43.01.036,
12 report its findings and recommendations to the governor, the
13 superintendent of public instruction, and the committees of the
14 legislature with jurisdiction over fiscal matters and K-12 education
15 by January 6, 2023.

16 (177) \$175,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for a grant to the south King fire and
18 rescue district located in south King county to implement a workforce
19 development initiative, with the goals of increasing recruitment and
20 retention of employees from south King county communities and
21 increasing the diversity of the district's workforce.

22 (178) \$500,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for the department to contract for a
24 diversity, equity, and inclusion initiative focused on youth sports
25 and other activities, with an emphasis on basketball. The contract
26 recipient must be a nongovernmental entity that serves as a resource
27 for professional, amateur, collegiate, and youth sports organizations
28 and venues in the greater Seattle region. Contract funding may be
29 used to provide engagement and support for Washington state youth
30 basketball organizations, with a focus on organizations in the Puget
31 Sound region, and to provide assistance for activities including
32 sport academies, youth leagues and sport camps, promotion of
33 community basketball events, scholarships, and an equity in sports
34 summit.

35 (179) \$400,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$850,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for a grant to a nonprofit
38 organization located in the city of Seattle that provides legal
39 assistance and representation to survivors of sexual and gender-based

1 violence to expand their current services, including but not limited
2 to legal assistance and representation; technical assistance for
3 advocates, providers, and attorneys; community education and
4 trainings; and other legal support services. In providing services,
5 the grant recipient must protect the privacy, safety, and civil
6 rights of survivors and utilize trauma-informed practices and equity
7 principles.

8 (180) \$250,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for a contract for a small business
10 assistance program serving the city of Silverdale and central Kitsap
11 county. The contract recipient must be a nongovernmental organization
12 located in the city of Silverdale whose primary focus is the economic
13 development of the city of Silverdale and central Kitsap county. The
14 contract funding must be used to provide financial assistance in the
15 form of grants or loans and other entrepreneurship opportunities for
16 small businesses that have experienced a loss of business income or
17 activity or have been otherwise economically disadvantaged during the
18 COVID-19 pandemic. The contract recipient must conduct targeted
19 outreach and education to ensure small businesses owned by members of
20 historically marginalized communities are aware of business
21 assistance opportunities available through the program.

22 (181) \$300,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for a grant to a nonprofit organization
24 for activities that will improve access to child care in southwest
25 Washington, including but not limited to activities to begin using a
26 shared services model for regional child care providers, and to
27 convene a short-term work group on expanding child care access and
28 affordability in the region. The grant recipient must be a nonprofit
29 organization located in the city of Vancouver that is the lead
30 organization in a collaborative partnership to expand child care
31 capacity in southwest Washington.

32 (182) \$135,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for a grant to a nonprofit organization
34 to provide sexual assault prevention programming to middle and high
35 schools in the Tacoma school district. The grant recipient must be a
36 nonprofit organization serving the city of Tacoma that provides
37 education, intervention, and social advocacy programs for victims of
38 sexual assault, domestic violence, human trafficking, and other forms
39 of abuse.

1 (183) \$80,000 of the coronavirus state fiscal recovery fund—
2 federal appropriation is provided solely for a grant to a nonprofit
3 organization for information technology needs, including, but not
4 limited to, hardware, software, and other subscriptions, so that the
5 recipient may continue and expand services to address poverty. The
6 grant recipient must be a nonprofit organization that works with
7 public, private, and nonprofit partners to address poverty in
8 Snohomish county, with a focus on serving families with young
9 children.

10 (184) \$5,410,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely for implementation of Engrossed
12 Second Substitute House Bill No. 1099 (comprehensive planning).
13 Amounts provided in this subsection include funding sufficient for
14 local governments that are subject to the requirements of that bill
15 to implement the bill. If the bill is not enacted by June 30, 2022,
16 the amount provided in this subsection shall lapse.

17 (185) \$25,000,000 of the general fund—state appropriation for
18 fiscal year 2023 is provided solely for the landlord mitigation
19 program created in RCW 43.31.605(1). Of the amount provided in this
20 subsection, \$2,000,000 of the general fund—state appropriation for
21 fiscal year 2023 is for program claims made pursuant to Substitute
22 House Bill No. 1593 (landlord mitigation/victims).

23 (186) \$1,161,000 of the general fund—state appropriation for
24 fiscal year 2023 is provided solely for implementation of Substitute
25 House Bill No. 1571 (indigenous persons/services). Of the amount
26 provided in this subsection, \$1,000,000 of the general fund—state
27 appropriation for fiscal year 2023 is provided solely for grants
28 awarded under Substitute House Bill No. 1571. If the bill is not
29 enacted by June 30, 2022, the amount provided in this subsection
30 shall lapse.

31 (187) \$500,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for implementation of Engrossed
33 Substitute House Bill No. 1629 (aerial imaging technology). If the
34 bill is not enacted by June 30, 2022, the amount provided in this
35 subsection shall lapse.

36 (188) \$486,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for implementation of Substitute House
38 Bill No. 1717 (tribal participation). If the bill is not enacted by
39 June 30, 2022, the amount provided in this subsection shall lapse.

1 (189) \$1,353,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for implementation of Engrossed
3 Second Substitute House Bill No. 1723 (telecommunications access). If
4 the bill is not enacted by June 30, 2022, the amount provided in this
5 subsection shall lapse.

6 (190) \$155,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for implementation of Substitute House
8 Bill No. 1724 (supportive housing resources). If the bill is not
9 enacted by June 30, 2022, the amount provided in this subsection
10 shall lapse.

11 (191) (a) \$9,515,000 of the apple health and homes account—state
12 appropriation is provided solely for implementation of Engrossed
13 Substitute House Bill No. 1866 (supportive housing). If the bill is
14 not enacted by June 30, 2022, the amount provided in this subsection
15 shall lapse.

16 (b) Of the amount provided in this subsection, \$7,250,000 of the
17 apple health and homes account—state appropriation is provided solely
18 for permanent supportive housing services including operations,
19 maintenance, and service costs of permanent supportive housing units;
20 project-based vouchers; rental subsidies; and provider grants. These
21 funds shall not be used for costs that are eligible for coverage
22 through the foundational community supports program established
23 pursuant to the health care authority's federal medicaid
24 transformation project waiver.

25 (192) \$4,434,000 of the general fund—state appropriation for
26 fiscal year 2023 is provided solely for implementation of Second
27 Substitute House Bill No. 1905 (homelessness/youth discharge). If the
28 bill is not enacted by June 30, 2022, the amount provided in this
29 subsection shall lapse. Of the amount provided in this subsection:

30 (a) \$1,600,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for flexible funding administered by the
32 office of homeless youth to support persons under the age of 25
33 exiting publicly funded systems of care that need discrete support or
34 funding to secure safe housing;

35 (b) \$625,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for grants to counties to administer
37 housing stability for youth in crisis programs; and

38 (c) \$2,018,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for system of care grants. Of this

1 amount, \$500,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for grants to assist young adults
3 discharging from inpatient behavioral health treatment facilities to
4 obtain housing.

5 (193) (a) \$5,000,000 of the general fund—state appropriation for
6 fiscal year 2022 and \$15,000,000 of the general fund—state
7 appropriation for fiscal year 2023 are provided solely for
8 implementation of Substitute House Bill No. 1957 (disaster recovery
9 assistance). If the bill is not enacted by June 30, 2022, the amounts
10 provided in this subsection shall lapse.

11 (b) Of the amounts provided in this subsection, \$5,000,000 of the
12 general fund—state appropriation for fiscal year 2022 and \$5,000,000
13 of the general fund—state appropriation for fiscal year 2023 are
14 provided solely for grants for eligible businesses located in
15 northwest Washington.

16 (194) \$214,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for implementation of Engrossed Second
18 Substitute House Bill No. 1015 (equitable access to credit). If the
19 bill is not enacted by June 30, 2022, the amount provided in this
20 subsection shall lapse.

21 (195) \$276,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for implementation of Engrossed Second
23 Substitute House Bill No. 1117 (comp. planning/salmon). If the bill
24 is not enacted by June 30, 2022, the amount provided in this
25 subsection shall lapse.

26 (196) \$11,670,000 of the general fund—state appropriation for
27 fiscal year 2023 is provided solely for implementation of Engrossed
28 Second Substitute House Bill No. 1117 (comp. planning/salmon).
29 Amounts provided in this subsection include funding sufficient for
30 local governments that are subject to the requirements of that bill
31 to implement the bill. If the bill is not enacted by June 30, 2022,
32 the amount provided in this subsection shall lapse.

33 (197) (a) \$950,000 of the general fund—state appropriation for
34 fiscal year 2023 is provided solely for a grant to a nonprofit
35 organization for an initiative to advance supportive housing
36 projects, including those funded through the apple health and homes
37 program created in Engrossed Substitute House Bill No. 1866
38 (supportive housing). The department is directed to extend the
39 contract of the grantee of the 2021 request for qualifications and

1 quotations advancing affordable housing and education centers due to
2 the recipient's national experience with programs to sustain and
3 rapidly expand housing for persons experiencing homelessness or at
4 risk of homelessness, and who are, thereby, inherently impacted by
5 COVID-19.

6 (b) The grant recipient must use the funding to:

7 (i) Partner with state, regional, and local public entities,
8 nonprofit housing developers, and service providers to develop a
9 broad range of housing types for supportive housing;

10 (ii) Provide technical assistance on the constructive alignment
11 of yet-to-be-secured state or local capital funds, and other
12 services, for the construction, acquisition, refurbishment,
13 redevelopment, master leasing of properties for noncongregate
14 housing, or conversion of units from nonresidential to residential,
15 of dwelling units for supportive housing;

16 (iii) Analyze the suitability of properties and sites, including
17 existing buildings for supportive housing, through completing due
18 diligence, conceptual design, and financial analysis activities,
19 applying and implementing an equity lens in site selection, program
20 planning, development, and operations;

21 (iv) Advise and collaborate with the office of health and homes
22 to prepare projects for capital funding;

23 (v) Advise on supportive housing best practices;

24 (vi) Advise on service delivery for vulnerable populations;

25 (vii) Advise on local community engagement, especially with
26 populations with lived experience of homelessness; and

27 (viii) Subcontract for specialized predevelopment services as
28 needed.

29 (198) \$7,500,000 of the general fund—state appropriation for
30 fiscal year 2023 is provided solely for the department to administer
31 grants to eligible cities for actions relating to adopting ordinances
32 that would authorize middle housing types on at least 30 percent of
33 lots currently zoned as single family residential.

34 (a) For the purposes of this subsection, a city is eligible to
35 receive a grant if:

36 (i) The city is required to plan under RCW 36.70A.040; and

37 (ii) The city is required to take action on or before June 30,
38 2024, to review and, if needed, revise its comprehensive plan and
39 development regulations pursuant to RCW 36.70A.130(5) (a).

1 (b) Grant recipients must use grant funding for costs to conduct
2 at least three of the following activities:

3 (i) Analyzing comprehensive plan policies and municipal code to
4 determine the extent of amendments required to meet the goal of
5 authorizing middle housing types on at least 30 percent of lots
6 currently zoned as single family residential;

7 (ii) Preparing informational material for the public;

8 (iii) Conducting outreach, including with the assistance of
9 community-based organizations, to inform and solicit feedback from a
10 representative group of renters and owner-occupied households in
11 residential neighborhoods, and from for-profit and nonprofit
12 residential developers;

13 (iv) Drafting proposed amendments to zoning ordinances for
14 consideration by the city planning commission and city council;

15 (v) Holding city planning commission public hearings;

16 (vi) Publicizing and presenting the city planning commission's
17 recommendations to the city council; and

18 (vii) Holding city council public hearings on the planning
19 commission's recommendations.

20 (c) Before updating their zoning ordinances, a city must use a
21 racial equity analysis and establish antidisplacement policies as
22 required under RCW 36.70A.070(2)(e) through (h) to ensure there will
23 be no net displacement of very low, low, or moderate-income
24 households, as defined in RCW 43.63A.510, or individuals from racial,
25 ethnic, and religious communities which have been subject to
26 discriminatory housing policies in the past.

27 (d) The department shall prioritize applicants who:

28 (i) Aim to authorize middle housing types in the greatest
29 proportion of zones; and

30 (ii) Subcontract with multiple community-based organizations that
31 represent different vulnerable populations in overburdened
32 communities, as defined in RCW 70A.02.010, that have traditionally
33 been disparately impacted by planning and zoning policies and
34 practices, to engage in eligible activities as described in (b) of
35 this subsection.

36 (e) For the purposes of this subsection, "middle housing types"
37 include duplexes, triplexes, fourplexes, fiveplexes, sixplexes,
38 townhouses, courtyard apartments, cottage housing, and stacked flats.

39 (199) (a) \$1,000,000 of the general fund—state appropriation for
40 fiscal year 2023 is provided solely for the department to administer

1 an energy efficient housing pilot program with the goal of reducing
2 energy consumption and related expenses for low-income agricultural
3 workers in the Yakima valley. Funding must be distributed in the form
4 of grants to community-based organizations, with priority given to
5 organizations with a proven track record of assisting agricultural
6 workers.

7 (b) Grant recipients may use the funds awarded under (a) of this
8 subsection to conduct the following activities for eligible housing:

9 (i) Install photovoltaic solar panel systems, solar water heating
10 systems, and battery backups;

11 (ii) Replace energy inefficient appliances with energy star
12 certified appliances;

13 (iii) Replace existing lighting with light emitting diode
14 lighting; and

15 (iv) Conduct weatherization of homes and other residences.

16 (c) Eligible housing includes:

17 (i) Homes owned and occupied by agricultural workers; and

18 (ii) Homes, apartments, and other residential facilities
19 providing rental housing to agricultural workers, provided that the
20 owners of the facilities pass the savings in energy costs to
21 agricultural worker tenants and commit to the use of the facilities
22 as agricultural worker housing for 15 years as a condition of
23 accepting assistance as described in (b) of this subsection.

24 (d) For the purposes of this subsection, "agricultural workers"
25 means workers on farms and workers performing packing or processing
26 work of agricultural products. "Agricultural workers" does not mean
27 the owners of agricultural enterprises.

28 (200)(a) \$500,000 of the general fund—state appropriation for
29 fiscal year 2023 is provided solely for a contract with a community-
30 based nonprofit organization located in the Yakima valley to develop
31 a community consortium for the purpose of developing and implementing
32 strategies for the prevention of gang violence in Yakima county.

33 (b) The consortium must include representation from community-
34 based organizations, gang-involved youth, law enforcement agencies,
35 and state agencies involved in juvenile justice.

36 (c) The consortium must develop after-school activities such as
37 counseling, tutoring, and computer literacy for gang-involved youth,
38 in conjunction with local school districts.

39 (d) The consortium must, in conjunction with a public radio
40 station, conduct a Spanish-language public radio media outreach

1 campaign with the aim of linking gang-involved youth with employment,
2 educational, and training opportunities. In conducting the outreach
3 campaign, the consortium may work with schools, grassroots
4 organizations, faith-based groups, law enforcement, families, and
5 juvenile justice agencies.

6 (e) In developing its outreach and intervention activities, the
7 consortium may facilitate workshops and conferences, either in person
8 or virtual, with educators, parents, and youth.

9 (f) By June 30, 2023, the department must provide a report to the
10 appropriate committees of the legislature. The report must include:

11 (i) A description of the gang violence prevention programs
12 conducted by the consortium and how they were implemented;

13 (ii) A description of any virtual community events, workshops,
14 and conferences held; and

15 (iii) The number of individuals who participated in or received
16 services through the programs conducted by the consortium, including
17 any relevant demographic data for those individuals.

18 (201) (a) \$5,000,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely for the department to administer
20 grants to strengthen family resource center services and increase
21 capacity statewide. Grant funding may be used: For an organization to
22 provide new services in order to meet the statutory requirements of a
23 family resource center, as defined in RCW 43.216.010; to increase
24 capacity or enhance service provision at current family resource
25 centers, including but not limited to direct staffing and
26 administrative costs; and to conduct data collection, evaluation, and
27 continuous quality improvement activities. The department may award
28 an amount from \$30,000 up to \$200,000 per grant recipient.

29 (b) Eligible applicants for a grant under (a) of this subsection
30 include current family resource centers, as defined in RCW
31 43.330.010, or organizations in the process of becoming qualified as
32 family resource centers. Applicants must affirm their ability and
33 willingness to serve all families requesting services in order to
34 receive a grant. Applicants must currently be or agree to become a
35 member of a statewide family resource center network during the grant
36 award period in order to receive a grant.

37 (c) The department must co-convene an advisory group with the
38 department of children, youth, and families that includes
39 representatives from family resource centers; parents, caregivers,
40 and individuals who have used family resource center services; and

1 other stakeholders as determined by the department. The department
2 must develop application guidelines and award funding to eligible
3 applicants in consultation with the department of children, youth,
4 and families and the advisory group. Advisory group members
5 representing family resource centers or other organizations that
6 apply for grant funding may not participate in the process of
7 determining grant award recipients.

8 (d) In distributing grant funding, the department must, to the
9 extent it is practicable, award 75 percent of funding to
10 organizations located west of the crest of the Cascade mountains, and
11 25 percent of funding to organizations located east of the crest of
12 the Cascade mountains.

13 (e) By July 1, 2023, grant recipients must submit a report to the
14 department on the use of grant funding, including but not limited to
15 progress in attaining status as a family resource center, if
16 applicable; the number and type of services offered to families;
17 demographic and income data for families served; and family
18 postservice outcomes. By September 1, 2023, the department must
19 submit a report to the legislature on topics including but not
20 limited to the grant application process; needs identified by family
21 resource centers; and use of funds by grant recipients.

22 (202) (a) \$2,800,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely for the office of firearm safety
24 and violence prevention for a healthy youth and violence prevention
25 initiative with the goal of preventing violence, decreasing
26 engagement with the juvenile justice system, and encouraging health
27 and well-being for youth and young adults ages 12 to 24. As part of
28 the initiative, the office must partner with community-based
29 organizations to serve as regional coordinators who will:

30 (i) Connect youth and young adults ages 12 to 24 who are most
31 vulnerable to violence with programs that provide services including,
32 but not limited to, street outreach, youth employment and
33 preapprenticeship programs, case management, behavioral health
34 services, and other services as appropriate; and

35 (ii) Assist local governments, service providers, and nonprofit
36 organizations in accessing and leveraging federal, state, and local
37 funding for violence prevention and related services.

38 (b) In developing the healthy youth and violence prevention
39 initiative, the office must consult with interested parties including
40 members of the legislature, community members with expertise in

1 public health strategies to address youth violence, and people
2 impacted by youth and young adult violence.

3 (c) Of the amount provided in this subsection:

4 (i) \$2,000,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for a grant for a demonstration program
6 serving south King county. The grant recipient must be a nonprofit
7 health system currently administering a violence prevention
8 initiative in King and Pierce counties. The grant recipient may
9 subgrant or subcontract funds to programs providing services as
10 described in (a) (i) of this subsection.

11 (ii) \$600,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for planning grants for future programs
13 serving Pierce county, Yakima county, and the city of Vancouver.
14 Grant recipients must be community-based nonprofit organizations.

15 (iii) \$200,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for the office to develop a database and
17 reporting system for regional coordinators to report program outcomes
18 for service providers receiving grants or subgrants through the
19 initiative. The database must be accessible to and utilized by all
20 organizations serving as regional coordinators. In developing the
21 database fields, the office must, to the extent it is feasible, use
22 categories identified as part of the developmental assets framework
23 developed by the Search Institute.

24 (203) (a) \$25,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$225,000 of the general fund—state appropriation
26 for fiscal year 2023 are provided solely for the department to
27 conduct an evaluation of the costs for cities and counties to review
28 and revise their comprehensive plans to ensure compliance with
29 chapter 36.70A RCW. The evaluation must include, at a minimum, the
30 costs for each general jurisdiction size and type, and the costs to
31 complete various types of planning requirements, including:

32 (i) Meeting the requirements of a new goal in RCW 36.70A.020;

33 (ii) Meeting the requirements of a new comprehensive plan element
34 in RCW 36.70A.070;

35 (iii) Updating a critical areas ordinance;

36 (iv) Updating a shoreline master program ordinance;

37 (v) Making a minor update of a comprehensive plan element;

38 (vi) Making a complex update of a comprehensive plan element;

39 (vii) Updating a development regulation; and

1 (viii) Implementing a new development regulation.

2 (b) The department must consult with the Washington state
3 association of counties and the association of Washington cities in
4 conducting the evaluation.

5 (c) The department must submit a report of the results of the
6 evaluation to the legislature by December 1, 2022.

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

9 **FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL**

10	General Fund—State Appropriation (FY 2022)	((\$903,000))
11		<u>\$907,000</u>
12	General Fund—State Appropriation (FY 2023)	((\$964,000))
13		<u>\$968,000</u>
14	Lottery Administrative Account—State Appropriation	\$50,000
15	TOTAL APPROPRIATION	((\$1,917,000))
16		<u>\$1,925,000</u>

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

19 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

20	General Fund—State Appropriation (FY 2022)	((\$16,022,000))
21		<u>\$17,519,000</u>
22	General Fund—State Appropriation (FY 2023)	((\$15,819,000))
23		<u>\$26,015,000</u>
24	General Fund—Federal Appropriation	((\$32,507,000))
25		<u>\$33,320,000</u>
26	General Fund—Private/Local Appropriation	\$531,000
27	Economic Development Strategic Reserve Account—State	
28	Appropriation	\$329,000
29	Workforce Education Investment Account—State	
30	Appropriation	\$100,000
31	Personnel Service Account—State Appropriation	((\$23,431,000))
32		<u>\$18,555,000</u>
33	Higher Education Personnel Services Account—State	
34	Appropriation	\$1,497,000
35	Statewide Information Technology System	
36	Development ((Maintenance and Operations))	
37	Revolving Account—State Appropriation	((\$102,037,000))

1		<u>\$106,831,000</u>
2	Office of Financial Management Central Service	
3	Account—State Appropriation.	((\$21,945,000))
4		<u>\$23,165,000</u>
5	<u>Statewide Information Technology System Maintenance</u>	
6	<u>and Operations Revolving Account—State</u>	
7	<u>Appropriation.</u>	<u>\$8,604,000</u>
8	Performance Audits of Government Account—State	
9	Appropriation.	\$672,000
10	Coronavirus State Fiscal Recovery Fund—Federal	
11	Appropriation.	\$1,560,000
12	TOTAL APPROPRIATION.	((\$216,450,000))
13		<u>\$238,698,000</u>

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

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

- 23 (i) The number of Washington college grant and college bound
- 24 recipients;
- 25 (ii) Persistence and completion rates of Washington college grant
- 26 recipients and college bound recipients, disaggregated by institution
- 27 of higher education;
- 28 (iii) Washington college grant recipients grade point averages;
- 29 and
- 30 (iv) Washington college grant and college bound scholarship
- 31 program costs.

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

35 (2) \$100,000 of the workforce education investment account—state
36 appropriation is provided solely to the office of financial
37 management to implement career connected learning.

38 (3) (a) ((~~\$102,037,000~~)) \$106,831,000 of the information
39 technology system development revolving account—state appropriation,

1 \$8,604,000 of the information technology system maintenance and
2 operations revolving account—state appropriation, \$162,000 of the
3 personnel services account—state appropriation, and (~~(\$162,000)~~)
4 \$1,382,000 of the office of financial management central services
5 account—state appropriation are provided solely for the one
6 Washington enterprise resource planning statewide program. Of this
7 amount:

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

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

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

30 (iv) (~~(\$4,609,000)~~) \$8,604,000 of the information technology
31 system (~~(development)~~) maintenance and operations revolving account—
32 state appropriation is provided solely for maintenance and operations
33 costs for phase 1A (agency financial reporting system replacement—
34 core financials), which will begin in fiscal year 2023;

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

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

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

7 (b) Beginning July 1, 2021, the office of financial management
8 shall provide written quarterly reports, within 30 calendar days of
9 the end of each fiscal quarter, to legislative fiscal committees and
10 the legislative evaluation and accountability program committee to
11 include how funding was spent compared to the budget spending plan
12 for the prior quarter by fiscal month and what the ensuing quarter
13 budget will be by fiscal month. All reporting must be separated by
14 phase of one Washington subprojects. The written report must also
15 include:

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

18 (ii) A report on the contract full time equivalent charged
19 compared to the budget spending plan by month for each contracted
20 vendor and what the ensuing contract equivalent budget spending plan
21 assumes by fiscal month;

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

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

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

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

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

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

1 (4) \$250,000 of the office of financial management central
2 services account—state appropriation is provided solely for a
3 dedicated information technology budget staff for the work associated
4 with statewide information technology projects that are under the
5 oversight of the office of the chief information officer. The staff
6 will be responsible for providing a monthly financial report after
7 each fiscal month close to fiscal staff of the senate ways and means
8 and house appropriations committees to reflect at least:

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

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

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

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

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

21 (f) A projection of each information technology project spending
22 compared to budget spending plan by fiscal month through the
23 2021-2023 fiscal biennium, and a calculation of amount spent to date
24 as a percentage of total project cost; and

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

27 (5) (~~(\$12,741,000)~~) \$6,741,000 of the personnel service account—
28 state appropriation is provided solely for administration of orca
29 pass benefits included in the 2021-2023 collective bargaining
30 agreements and provided to nonrepresented employees. The office of
31 financial management must bill each agency for that agency's
32 proportionate share of the cost of orca passes. The payment from each
33 agency must be deposited into the personnel service account and used
34 to purchase orca passes. The office of financial management may
35 consult with the Washington state department of transportation in the
36 administration of these benefits.

37 (6) Within existing resources, the labor relations section shall
38 produce a report annually on workforce data and trends for the
39 previous fiscal year. At a minimum, the report must include a
40 workforce profile; information on employee compensation, including

1 salaries and cost of overtime; and information on retention,
2 including average length of service and workforce turnover.

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

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

14 (c) The office of financial management must, in collaboration
15 with the department of enterprise services, identify and make
16 recommendations on reduction in leased office space by agency for
17 fiscal years 2024 and 2025. The analysis must include detailed
18 information on any reduced costs, such as lease contract costs, and
19 include at least:

- 20 (i) Agency name;
- 21 (ii) Lease contract number and term (start and end date);
- 22 (iii) Contract amount by fiscal year; and
- 23 (iv) Current and future projected collocated agency tenants.

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

27 (8) \$105,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$68,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for implementation of Engrossed
30 Second Substitute Senate Bill No. 5163 (conditionally released
31 sexually violent predators). (~~(If the bill is not enacted by June 30,
32 2021, the amounts provided in this subsection shall lapse.)~~)

33 (9) \$79,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$79,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for staffing for the sentencing
36 guidelines commission.

37 (~~(10) (\$90,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$166,000 of the general fund—state appropriation for~~

1 ~~fiscal year 2023 are provided solely for the office of financial~~
2 ~~management to complete the following activities:~~

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

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

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

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

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

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

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

33 ~~(iii) Recommendations on funding, incentives, technical~~
34 ~~assistance, legal issues, monitoring, and use of scientific data, and~~
35 ~~other applicable considerations to the integration of net ecological~~
36 ~~gain into each environmental, development, and land use law or rule;~~
37 ~~and~~

38 ~~(iv) An assessment of how applying a standard of net ecological~~
39 ~~gain in the context of each environmental, land use, or development~~

1 law is likely to achieve substantial additional environmental or
2 social co-benefits.

3 ~~((11) \$158,000))~~ \$45,000 of the general fund—state appropriation
4 for fiscal year 2022 ~~((is))~~ and \$113,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the work
6 of the office of financial management to conduct a feasibility study
7 and make recommendations regarding the establishment of a system for
8 streamlining the vacation of criminal conviction records in section
9 953 of this act.

10 ~~((12))~~ (11)(a) \$150,000 of the general fund—state appropriation
11 for fiscal year 2022 is provided solely for the office of financial
12 management to provide recommendations, as described in (b) of this
13 subsection, on the procedure for providing an equity impact statement
14 for legislative proposals, and content and format requirements for
15 the equity impact statement.

16 (b) By July 1, 2022, the office of financial management must
17 submit a report to the governor, appropriate committees of the
18 legislature, and statutory commissions that details recommendations
19 on:

20 (i) The procedure for providing an equity impact statement for
21 legislative proposals;

22 (ii) The format and content requirements for the equity impact
23 statement;

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

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

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

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

34 (d) The office of financial management must consult with the
35 governor's interagency council on health disparities and the office
36 of equity in developing the procedures, and content and format
37 requirements.

38 (e) For purposes of this subsection, "statutory commission" means
39 the Washington state commission on African American affairs

1 established in chapter 43.113 RCW, the Washington state commission on
2 Asian Pacific American affairs established in chapter 43.117 RCW, the
3 Washington state commission on Hispanic affairs established in
4 chapter 43.115 RCW, the Washington state women's commission
5 established in chapter 43.119 RCW, the Washington state LGBTQ
6 commission established in chapter 43.114 RCW, and the human rights
7 commission established in chapter 49.60 RCW.

8 ~~((13))~~ (12) \$785,000 of the general fund—state appropriation
9 for fiscal year 2022 and \$960,000 of the general fund—state
10 appropriation for fiscal year 2023 are provided solely for
11 implementation of Engrossed Substitute House Bill No. 1267 (police
12 use of force). ~~((If the bill is not enacted by June 30, 2021, the
13 amounts provided in this subsection shall lapse.~~

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

20 ~~(15) \$300,000))~~ (14) \$150,000 of the general fund—state
21 appropriation for fiscal year 2022 and ~~((300,000))~~ \$450,000 of the
22 general fund—state appropriation for fiscal year 2023 are provided
23 solely for the office of financial management to assist the health
24 care authority, the department of social and health services, and the
25 department of health in coordinating efforts to transform the
26 behavioral health system and improve the collection and availability
27 of data. Within these amounts, the office must provide direction and
28 ensure coordination between state agencies in the forecasting of
29 forensic and long-term civil commitment beds, transition of civil
30 long-term inpatient capacity from state hospital to community
31 settings, and efforts to improve the behavioral health crisis
32 response system. Sufficient funding within this section is provided
33 for the staff support and other costs related to the crisis response
34 improvement strategy committee established in section 104 of
35 Engrossed Second Substitute House Bill No. 1477 (national 988
36 system).

37 (15) \$40,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for the office of financial management
39 to review and report on vendor rates for services provided to low-

1 income individuals at the department of children, youth, and
2 families, the department of corrections, and the department of social
3 and health services. The report must be submitted to the governor and
4 the appropriate committees of the legislature by December 1, 2022,
5 and must include review of, at least:

6 (a) The current rates for services by vendor;

7 (b) A history of increases to the rates since fiscal year 2010 by
8 vendor;

9 (c) A comparison of how the vendor increases and rates compare to
10 inflation; and

11 (d) A summary of the billing methodology for the vendor rates.

12 (16) \$475,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for implementation of Substitute House
14 Bill No. 1746 (COVID-19/student supports). If the bill is not enacted
15 by June 30, 2022, the amount provided in this subsection shall lapse.

16 (17) \$35,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$86,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for implementation of Substitute
19 House Bill No. 1867 (dual credit program data). If the bill is not
20 enacted by June 30, 2022, the amounts provided in this subsection
21 shall lapse.

22 (18)(a) \$100,000 of the general fund—state appropriation for
23 fiscal year 2022 and \$400,000 of the general fund—state appropriation
24 for fiscal year 2023 are provided solely for the office to contract
25 with a third-party facilitator to convene an applicant background
26 check work group. The purpose of the work group is to review existing
27 requirements and processes for conducting applicant background checks
28 for impacted individuals, and to provide a feasibility study and
29 implementation plan for establishing a state office to centrally
30 manage criminal background check processes for impacted individuals.

31 (b) For the purposes of this subsection, "impacted individuals"
32 means applicants for state employment, current state employees, and
33 individuals for whom an applicant background check is required as a
34 condition of employment or to provide state services, including but
35 not limited to individuals subject to the requirements of RCW
36 26.44.240, 28A.400.303, 43.43.830 through 43.43.845, 43.101.095,
37 43.216.270, 74.15.030, and 74.39A.056.

1 (c) The director of the office, or the director's designee, must
2 chair the work group. The chair must appoint representatives to the
3 work group including but not limited to:

4 (i) A representative of the department of social and health
5 services;

6 (ii) A representative of the department of children, youth, and
7 families;

8 (iii) A representative of the Washington state patrol;

9 (iv) A representative of the department of corrections;

10 (v) A representative of the office of the superintendent of
11 public instruction; and

12 (vi) Other state agency representatives or representatives of
13 interested parties, at the discretion of the chair, who have
14 expertise in topics considered by the work group.

15 (d) By December 1, 2022, the work group must submit a preliminary
16 feasibility study and implementation plan for a state central
17 background check office to the governor and appropriate committees of
18 the legislature. By June 1, 2023, the work group must submit a final
19 feasibility study and implementation plan to the governor and
20 appropriate committees of the legislature. In developing the
21 feasibility study and implementation plan, the work group must
22 include the following:

23 (i) A review of current background check requirements and
24 processes for impacted individuals, including:

25 (A) A list of all state positions and purposes that require a
26 criminal background check as a condition of employment,
27 certification, licensure, or unsupervised access to vulnerable
28 persons;

29 (B) An analysis of any "character, suitability, and competence"
30 components that are required in addition to an applicant background
31 check, including whether such components are warranted and whether
32 they result in unrealistic and unnecessary barriers or result in
33 disproportionate negative outcomes for members of historically
34 disadvantaged communities; and

35 (C) A review of current costs of applicant background checks for
36 state agencies and impacted individuals, including a comparison of
37 current vendor contracts for fingerprint background checks; and

38 (ii) A proposal and implementation plan to establish a central
39 state office to manage applicant background check processes. In

1 developing the proposal, the work group must consider policy and
2 budgetary factors including, but not limited to:

3 (A) Cost structure and sharing for impacted agencies, including
4 any cost savings that may occur from transitioning to a centralized
5 criminal background check process;

6 (B) Information technology needs for the new office and
7 individual agencies, including any necessary information sharing
8 agreements;

9 (C) Staffing;

10 (D) Comparable solutions and processes in other states;

11 (E) Potential usage of the federal rap back system, including
12 steps necessary to join the system and associated costs and benefits;

13 (F) Processes and considerations to make criminal background
14 check results portable for impacted individuals;

15 (G) Steps necessary to meet federal regulatory requirements and
16 ensure federal approval of state criminal background check processes;

17 (H) The impact of the proposed process changes for impacted
18 individuals who are members of historically disadvantaged
19 populations; and

20 (I) Any statutory changes that may be necessary to ensure clarity
21 and consistency.

22 (19) \$25,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$201,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely to evaluate the effectiveness,
25 utilization, and outcomes of the voluntary incentive programs for
26 landowners and of existing regulatory programs responsible for
27 protecting and restoring areas along streams and rivers toward
28 achieving a science-based standard for a fully functioning riparian
29 ecosystem. In carrying out this subsection, the office must:

30 (a) Contract with an independent entity for the analysis. The
31 contract is exempt from the competitive procurement requirements in
32 chapter 39.26 RCW.

33 (b) Provide a report with preliminary results to the governor's
34 office and the appropriate committees of the legislature to inform
35 development of recommendations no later than September 1, 2022. A
36 final report is due by December 1, 2022.

37 (c) Provide funding to agencies, where needed, to compile and
38 provide data necessary for the analysis.

1 (20) \$674,000 of the general fund—state appropriation for fiscal
2 year 2022, \$1,525,000 of the general fund—state appropriation for
3 fiscal year 2023, and \$1,560,000 of the coronavirus state fiscal
4 recovery fund—federal appropriation are provided solely for staff and
5 contract costs to conduct activities related to the receipt,
6 coordination, and tracking of federal funds.

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

9 **FOR THE OFFICE OF ADMINISTRATIVE HEARINGS**

10 Administrative Hearings Revolving Account—State

11	Appropriation.	((\$71,650,000))
12		<u>\$72,641,000</u>
13	Administrative Hearings Revolving Account—Local	
14	Appropriation.	\$12,000
15	TOTAL APPROPRIATION.	((\$71,662,000))
16		<u>\$72,653,000</u>

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

19 (1) \$22,346,000 of the administrative hearings revolving account—
20 state appropriation is provided solely for staffing to resolve
21 unemployment insurance appeals. The funding is provided to meet the
22 temporary increase in unemployment insurance hearing appeals, which
23 began in fiscal year 2021, and to reduce the appeal to resolution
24 wait time.

25 (2) \$154,000 of the administrative hearings revolving account—
26 state appropriation is provided solely for implementation of
27 Engrossed Second Substitute Senate Bill No. 5051 (peace & corrections
28 officers). ~~((If the bill is not enacted by June 30, 2021, the amount
29 provided in this subsection shall lapse.))~~

30 (3) \$86,000 of the administrative hearings revolving account—
31 state appropriation is provided solely for implementation of chapter
32 2, Laws of 2021 (Engrossed Substitute Senate Bill No. 5061)
33 (unemployment insurance). ~~((If the bill is not enacted by June 30,
34 2021, the amount provided in this subsection shall lapse.))~~

35 (4) \$12,000 of the administrative hearings revolving account—
36 state appropriation is provided solely for implementation of
37 Engrossed Substitute Senate Bill No. 5097 (paid leave coverage). ~~((If~~

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

3 (5) \$150,000 of the administrative hearings revolving account—
4 state appropriation is provided solely for implementation of
5 Engrossed Substitute Senate Bill No. 5172 (agricultural overtime).
6 ~~((If the bill is not enacted by June 30, 2021, the amount provided in~~
7 ~~this subsection shall lapse.))~~

8 (6) \$161,000 of the administrative hearings revolving account—
9 state appropriation is provided solely for implementation of
10 Engrossed Second Substitute Senate Bill No. 5237 (child care and
11 early development programs). ~~((If the bill is not enacted by June 30,~~
12 ~~2021, the amount provided in this subsection shall lapse.))~~

13 (7) \$19,000 of the administrative hearings revolving account—
14 state appropriation is provided solely for implementation of
15 Engrossed Second Substitute House Bill No. 1073 (paid leave
16 coverage). ~~((If the bill is not enacted by June 30, 2021, the amount~~
17 ~~provided in this subsection shall lapse.))~~

18 (8) \$19,000 of the administrative hearings revolving account—
19 state appropriation is provided solely for implementation of
20 Substitute House Bill No. 2076 (transp. network companies). If the
21 bill is not enacted by June 30, 2022, the amount provided in this
22 subsection shall lapse.

23 (9) \$47,000 of the administrative hearings revolving account—
24 state appropriation is provided solely for implementation of
25 Engrossed Second Substitute House Bill No. 1868 (health care
26 staffing). If the bill is not enacted by June 30, 2022, the amount
27 provided in this subsection shall lapse.

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

30 **FOR THE WASHINGTON STATE LOTTERY**

31 Lottery Administrative Account—State Appropriation.	(\$29,759,000)
32	<u>\$29,956,000</u>
33 TOTAL APPROPRIATION.	(\$29,759,000)
34	<u>\$29,956,000</u>

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

37 (1) No portion of this appropriation may be used for acquisition
38 of gaming system capabilities that violate state law.

1 (2) Pursuant to RCW 67.70.040, the commission shall take such
2 action necessary to reduce retail commissions to an average of 5.1
3 percent of sales.

4 **Sec. 132.** 2021 c 334 s 134 (uncodified) is amended to read as
5 follows:

6 **FOR THE COMMISSION ON HISPANIC AFFAIRS**

7	General Fund—State Appropriation (FY 2022).	((\$443,000))
8		<u>\$482,000</u>
9	General Fund—State Appropriation (FY 2023).	((\$464,000))
10		<u>\$679,000</u>
11	TOTAL APPROPRIATION.	((\$907,000))
12		<u>\$1,161,000</u>

13 The appropriations in this section are subject to the following
14 conditions and limitations: \$40,000 of the general fund—state
15 appropriation for fiscal year 2022 and \$160,000 of the general fund—
16 state appropriation for fiscal year 2023 are provided solely for the
17 commission to collaborate with the office of equity to engage a
18 contractor to conduct a detailed analysis of the opportunity gap for
19 Hispanic and Latinx students; develop recommendations for continuing
20 efforts to close the educational opportunity gap while meeting the
21 state's academic achievement indicators as identified in the state's
22 every student succeeds act consolidated plan; and identify
23 performance measures to monitor adequate yearly progress. The
24 contractor shall submit a study update by December 1, 2022, and
25 submit a final report by June 30, 2023, to the educational
26 opportunity gap oversight and accountability committee, the governor,
27 the superintendent of public instruction, the state board of
28 education, and the education committees of the legislature.

29 **Sec. 133.** 2021 c 334 s 135 (uncodified) is amended to read as
30 follows:

31 **FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS**

32	General Fund—State Appropriation (FY 2022).	((\$421,000))
33		<u>\$560,000</u>
34	General Fund—State Appropriation (FY 2023).	((\$431,000))
35		<u>\$1,334,000</u>
36	TOTAL APPROPRIATION.	((\$852,000))
37		<u>\$1,894,000</u>

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

3 (1) (a) \$100,000 of the general fund—state appropriation for
4 fiscal year 2022 and \$700,000 of the general fund—state appropriation
5 for fiscal year 2023 are provided solely for the commission on
6 African American affairs to contract with a Washington state based
7 organization that focuses on the health of African Americans to
8 conduct a Black community health needs assessment. The assessment
9 must include the following activities:

10 (i) Lead and produce a statewide community assets mapping project
11 to identify institutions, providers, and nongovernmental
12 organizations that contribute to or have impact on Black well-being;

13 (ii) Collect and organize Black community health needs data and
14 information; and

15 (iii) Identify priorities for additional phases of work.

16 (b) By June 30, 2023, the commission shall submit a report to the
17 legislature with findings and recommended solutions that will inform
18 the structure and establishment of an African American health board
19 network.

20 (2) \$40,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$160,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the commission to
23 collaborate with the office of equity to engage a contractor to
24 conduct a detailed analysis of the opportunity gap for African
25 American and Black students; develop recommendations for continuing
26 efforts to close the educational opportunity gap while meeting the
27 state's academic achievement indicators as identified in the state's
28 every student succeeds act consolidated plan; and identify
29 performance measures to monitor adequate yearly progress. The
30 contractor shall submit a study update by December 1, 2022, and
31 submit a final report by June 30, 2023, to the educational
32 opportunity gap oversight and accountability committee, the governor,
33 the superintendent of public instruction, the state board of
34 education, and the education committees of the legislature.

35 **Sec. 134.** 2021 c 334 s 136 (uncodified) is amended to read as
36 follows:

37 **FOR THE DEPARTMENT OF RETIREMENT SYSTEMS—OPERATIONS**

38 General Fund—State Appropriation (FY 2023) \$609,000

1	Department of Retirement Systems Expense Account—	
2	State Appropriation.	((\$71,462,000))
3		<u>\$73,175,000</u>
4	TOTAL APPROPRIATION.	((\$71,462,000))
5		<u>\$73,784,000</u>

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

8 (1) \$6,007,000 of the department of retirement systems expense
9 account—state appropriation is provided solely for pension system
10 modernization, and is subject to the conditions, limitations, and
11 review requirements of section 701 of this act.

12 (2) \$619,000 of the department of retirement systems expense
13 account—state appropriation is provided solely for implementation of
14 Senate Bill No. 5367 (inactive retirement accounts). ~~((If the bill is
15 not enacted by June 30, 2021, the amount provided in this subsection
16 shall lapse.))~~

17 (3) \$7,000 of the department of retirement systems expense
18 account—state appropriation is provided solely for implementation of
19 Engrossed Second Substitute Senate Bill No. 5399 (universal health
20 care commission). ~~((If the bill is not enacted by June 30, 2021, the
21 amount provided in this subsection shall lapse.))~~

22 (4) \$286,000 of the department of retirement systems—state
23 appropriation is provided solely for implementation of Senate Bill
24 No. 5021 (effects of expenditure reduction). ~~((If the bill is not
25 enacted by June 30, 2021, the amount provided in this subsection
26 shall lapse.))~~

27 (5) \$48,000 of the department of retirement systems—state
28 appropriation is provided solely for implementation of Senate Bill
29 No. 5676 (PERS/TRS 1 benefit increase). If the bill is not enacted by
30 June 30, 2022, the amount provided in this subsection shall lapse.

31 (6) \$310,000 of the department of retirement systems—state
32 appropriation is provided solely for implementation of Engrossed
33 Substitute House Bill No. 1699 (work in retirement/schools). If the
34 bill is not enacted by June 30, 2022, the amount provided in this
35 subsection shall lapse.

36 (7) \$82,000 of the department of retirement systems—state
37 appropriation is provided solely for implementation of House Bill No.
38 1669 (PSERS disability benefits). If the bill is not enacted by June
39 30, 2022, the amount provided in this subsection shall lapse.

1 (8) \$609,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for implementation of Engrossed House
3 Bill No. 1752 (deferred compensation/Roth). If the bill is not
4 enacted by June 30, 2022, the amount provided in this subsection
5 shall lapse.

6 (9) \$24,000 of the department of retirement systems—state
7 appropriation is provided solely for implementation of House Bill No.
8 1804 (military service credit). If the bill is not enacted by June
9 30, 2022, the amount provided in this subsection shall lapse.

10 **Sec. 135.** 2021 c 334 s 137 (uncodified) is amended to read as
11 follows:

12 **FOR THE DEPARTMENT OF REVENUE**

13	General Fund—State Appropriation (FY 2022).	((\$167,182,000))
14		<u>\$172,178,000</u>
15	General Fund—State Appropriation (FY 2023).	((\$411,796,000))
16		<u>\$377,598,000</u>
17	Timber Tax Distribution Account—State Appropriation.	((\$7,314,000))
18		<u>\$7,471,000</u>
19	Business License Account—State Appropriation.	((\$20,335,000))
20		<u>\$20,701,000</u>
21	Waste Reduction, Recycling, and Litter Control	
22	Account—State Appropriation.	((\$162,000))
23		<u>\$168,000</u>
24	Model Toxics Control Operating Account—State	
25	Appropriation.	\$118,000
26	Financial Services Regulation Account—State	
27	Appropriation.	\$5,000,000
28	TOTAL APPROPRIATION.	((\$611,907,000))
29		<u>\$583,234,000</u>

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

32 (1) \$1,056,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$409,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the department to implement
35 2021 revenue legislation.

36 (2) (a) \$1,303,000 of the general fund—state appropriation for
37 fiscal year 2022 and \$1,000,000 of the general fund—state
38 appropriation for fiscal year 2023 are provided solely for the

1 department to facilitate a tax structure work group, initially
2 created within chapter 1, Laws of 2017 3rd sp. sess. (SSB 5883) and
3 hereby reauthorized.

4 (b) (i) Members serving on the tax structure work group as of the
5 effective date of this section may continue serving on the work
6 group. Any member not wishing to continue serving on the tax
7 structure work group must provide written notice to the work group
8 and the vacancy must be filled as provided in (c) of this subsection.

9 (ii) The work group must include the following voting members:

10 (A) The president of the senate must appoint two members from
11 each of the two largest caucuses of the senate;

12 (B) The speaker of the house of representatives must appoint two
13 members from each of the two largest caucuses of the house of
14 representatives; and

15 (C) The governor must appoint one member who represents the
16 office of the governor.

17 (iii) The work group must include the following nonvoting
18 members:

19 (A) One representative of the department of revenue;

20 (B) One representative of the association of Washington cities;
21 and

22 (C) One representative of the Washington state association of
23 counties.

24 (c) Elected officials not reelected to their respective offices
25 may be relieved of their responsibilities on the tax structure work
26 group. Vacancies on the tax structure work group must be filled
27 within 60 days of notice of the vacancy. The work group must choose a
28 chair or cochair from among its legislative membership. The chair
29 is, or cochair is, responsible for convening the meetings of the
30 work group no less than quarterly each year. Recommendations of the
31 work group may be approved by a simple majority vote. All work group
32 members may have a representative attend meetings of the tax
33 structure work group in lieu of the member, but voting by proxy is
34 not permitted. Staff support for the work group must be provided by
35 the department. The department may engage one or more outside
36 consultants to assist in providing support for the work group.
37 Members of the work group must serve without compensation but may be
38 reimbursed for travel expenses under RCW 44.04.120, 43.03.050, and
39 43.03.060.

40 (d) The duties of the work group are to:

1 (i) By December 1, 2019, convene no less than one meeting to
2 elect a chair, or cochairs, and conduct other business of the work
3 group;

4 (ii) By December 31, 2020, the department and technical advisory
5 group must prepare a summary report of their preliminary findings and
6 alternatives described in (f) of this subsection;

7 (iii) By May 31, 2021, the work group must:

8 (A) Hold no less than one meeting in Olympia or virtually to
9 review the preliminary findings described in (f) of this subsection.
10 At least one meeting must engage stakeholder groups, as described in
11 (e)(i) of this subsection;

12 (B) Begin to plan strategies to engage taxpayers and key
13 stakeholder groups to encourage participation in the public meetings
14 described in (f) of this subsection;

15 (C) Present the summary report described in (d)(ii) of this
16 subsection in compliance with RCW 43.01.036 to the appropriate
17 committees of the legislature;

18 (D) Be available to deliver a presentation to the appropriate
19 committees of the legislature including the elements described in
20 (e)(ii) of this subsection; and

21 (E) Finalize the logistics of the engagement strategies described
22 in (d)(iv) of this subsection;

23 (iv) After the conclusion of the 2021 legislative session, the
24 work group must:

25 (A) Hold no less than five public meetings organized by
26 geographic region (in person or online) with special consideration
27 for regional geographies throughout the state, rural areas, and
28 border communities;

29 (B) Participate in no less than 10 existing meetings of various
30 associations, community-based organizations, nonprofits, and similar
31 groups in order to engage low-income and middle-income taxpayers,
32 communities of color, senior citizens, and people with disabilities;

33 (C) Participate in no less than 10 existing meetings of various
34 business and agricultural associations, chambers of commerce, ports,
35 associate development organizations, and similar groups in order to
36 engage small, start-up, and low-margin businesses, and other
37 businesses;

38 (D) Hold no less than three listening sessions in a language
39 other than English to engage taxpayers who speak languages including,
40 but not limited to, Spanish, Vietnamese, Russian, and Somali;

1 (E) Present the findings described in (f) of this subsection and
2 alternatives to the state's current tax structure at the public
3 meetings utilizing a range of methods that account for different
4 learning styles including, but not limited to, written documents,
5 videos, animations, and graphics;

6 (F) Provide an opportunity at the public and other meetings for
7 taxpayers to engage in a conversation about the state tax structure
8 including, but not limited to, providing feedback on possible
9 recommendations for changes to the state tax structure and asking
10 questions about the report and findings and alternatives to the
11 state's current tax structure presented by the work group;

12 (G) Utilize methods to collect taxpayer feedback before, during,
13 or after the public meetings that may include, but is not limited to:
14 Small group discussions, in-person written surveys, in-person visual
15 surveys, online surveys, written testimony, and public testimony;

16 (H) Encourage legislators to inform their constituents about the
17 public meetings that occur within and near their legislative
18 districts (whether in person or online);

19 (I) Inform local elected officials about the public meetings that
20 occur within and near their communities (whether in person or
21 online);

22 (J) Summarize the feedback that taxpayers and other stakeholders
23 communicated during the public meetings and other public engagement
24 methods, and submit a final summary report, in accordance with RCW
25 43.01.036, to the appropriate committees of the legislature. This
26 report may be submitted as an appendix or update to the summary
27 report described in (d)(ii) of this subsection; and

28 (K) To the degree it is practicable, conduct analysis of the
29 current tax structure and proposed alternatives to estimate the
30 impact on taxpayers, including tax paid as a share of household
31 income for various racial and ethnic groups as reported in the most
32 current census data available, American community survey, or other
33 similar data sources;

34 (v) During the 2022 legislative session, the work group must:

35 (A) Present the findings and reports described in (d)(ii) of this
36 subsection to the appropriate committees of the legislature; and

37 (B) Be available to deliver a presentation to or participate in a
38 work session for the appropriate committees of the legislature, or
39 both;

1 (vi) Between the conclusion of the 2022 legislative session and
2 December 31, 2022, the work group is directed to finalize policy
3 recommendations and develop legislation to implement modifications to
4 the tax structure, informed by the findings described in (d)(ii) of
5 this subsection and the feedback received from taxpayers as reflected
6 in the report described in (d)(iv) of this subsection. Legislative
7 proposals recommended by the work group may not collectively result
8 in a loss of revenue to the state as compared to the November 2022
9 biennial revenue forecast published by the economic and revenue
10 forecast council. In making the recommendations, the work group must
11 be guided by the following principles for a well designed tax system:
12 Equity, adequacy, stability, and transparency;

13 (vii) During the 2023 legislative session, it is the intent of
14 the legislature to consider the proposal described in (d)(vi) of this
15 subsection;

16 (viii) If the proposal is not adopted during the 2023 legislative
17 session, the work group is directed to host no less than three public
18 meetings to collect feedback on the legislation proposed in the 2023
19 session, and may also collect feedback on other proposals under
20 consideration by the work group, subject to the availability of funds
21 in the 2023-2025 biennial budget. The work group is directed to
22 modify the proposal to address the feedback collected during the
23 public meetings;

24 (ix) During the 2024 legislative session, it is the intent of the
25 legislature to consider the modified proposal described in (d)(iv) of
26 this subsection; and

27 (x) By December 31, 2024, subject to the availability of funds in
28 the 2023-2025 biennial budget, the work group is directed to submit a
29 final report that is a compilation of all other reports previously
30 submitted since July 1, 2019, and may include additional content to
31 summarize final activities of the tax structure work group and
32 related legislation, in compliance with RCW 43.01.036, to the
33 appropriate committees of the legislature.

34 (e)(i) The stakeholder groups referenced by (d)(iii)(A) of this
35 subsection must include, at a minimum, organizations and individuals
36 representing the following:

37 (A) Small, start-up, or low-margin business owners and employees
38 or associations expressly dedicated to representing these businesses,
39 or both; and

1 (B) Individual taxpayers with income at or below 100 percent of
2 area median income in their county of residence or organizations
3 expressly dedicated to representing low-income and middle-income
4 taxpayers, or both;

5 (ii) The presentation referenced in (d)(iii)(D) of this
6 subsection must include the following elements:

7 (A) The findings and alternatives included in the summary report
8 described in (d)(ii) of this subsection; and

9 (B) The preliminary plan to engage taxpayers directly in a robust
10 conversation about the state's tax structure, including presenting
11 the findings described in (f) of this subsection and alternatives to
12 the state's current tax structure, and collecting feedback to inform
13 development of recommendations.

14 (f) The duties of the department, with assistance of one or more
15 technical advisory groups, are to:

16 (i) With respect to the final report of findings and alternatives
17 submitted by the Washington state tax structure study committee to
18 the legislature under section 138, chapter 7, Laws of 2001 2nd sp.
19 sess.:

20 (A) Update the data and research that informed the
21 recommendations and other analysis contained in the final report;

22 (B) Estimate how much revenue all the revenue replacement
23 alternatives recommended in the final report would have generated for
24 the 2017-2019 fiscal biennium if the state had implemented the
25 alternatives on January 1, 2003;

26 (C) Estimate the tax rates necessary to implement all recommended
27 revenue replacement alternatives in order to achieve the revenues
28 generated during the 2017-2019 fiscal biennium as reported by the
29 economic and revenue forecast council;

30 (D) 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,
33 for (f)(i)(B) and (C) of this subsection; and

34 (E) Estimate how much revenue would have been generated in the
35 2017-2019 fiscal biennium if the incremental revenue alternatives
36 recommended in the final report would have been implemented on
37 January 1, 2003, excluding any recommendations implemented before May
38 21, 2019;

39 (ii) With respect to the recommendations in the final report of
40 the 2018 tax structure work group:

1 (A) Conduct economic modeling or comparable analysis of replacing
2 the business and occupation tax with an alternative, such as
3 corporate income tax or margins tax, and estimate the impact on
4 taxpayers, such as tax paid as a share of total business revenue for
5 various business activities, assuming the same revenues generated by
6 business and occupation taxes during the 2017-2019 fiscal biennium as
7 reported by the economic and revenue forecast council; and

8 (B) Estimate how much revenue would have been generated for the
9 2017-2019 fiscal biennium if the one percent revenue growth limit on
10 regular property taxes was replaced with a limit based on population
11 growth and inflation if the state had implemented this policy on
12 January 1, 2003;

13 (iii) Analyze our economic competitiveness with border states:

14 (A) Estimate the revenues that would have been generated during
15 the 2017-2019 fiscal biennium, had Washington adopted the tax
16 structure of those states, assuming the economic tax base for the
17 2017-2019 fiscal biennium as reported by the economic and revenue
18 forecast council; and

19 (B) Estimate the impact on taxpayers, including tax paid as a
20 share of household income for various income levels, and tax paid as
21 a share of total business revenue for various business activities for
22 (f)(iii)(A) of this subsection;

23 (iv) Analyze our economic competitiveness in the context of a
24 national and global economy, provide comparisons of the effective
25 state and local tax rate of the tax structure during the 2017-2019
26 fiscal biennium and various alternatives under consideration, as they
27 compare to other states and the federal government, as well as
28 consider implications of recent changes to federal tax law;

29 (v) Conduct, to the degree it is practicable, tax incidence
30 analysis of the various alternatives under consideration to account
31 for the impacts of tax shifting, such as business taxes passed along
32 to consumers and property taxes passed along to renters;

33 (vi) Present findings and alternatives, to the degree it is
34 practicable, by geographic area, in addition to statewide; and

35 (vii) Conduct other analysis as directed by the work group.

36 (3) \$292,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$162,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the implementation of
39 chapter 4, Laws of 2021 (SHB 1095) (emergency assistance/tax).

1 (4) \$212,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$33,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for implementation of Engrossed
4 Second Substitute House Bill No. 1477 (national 988 system). (~~If the~~
5 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
6 ~~subsection shall lapse.~~)

7 (5) \$213,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$55,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the implementation of Second
10 Substitute Senate Bill No. 5000 (hydrogen/electric vehicles). (~~If~~
11 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
12 ~~this subsection shall lapse.~~)

13 (6) \$2,489,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$4,189,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the implementation of
16 Engrossed Substitute Senate Bill No. 5096 (capital gains tax). (~~If~~
17 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
18 ~~this subsection shall lapse.~~)

19 (7) \$100,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$11,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the implementation of
22 Engrossed Senate Bill No. 5220 (salmon recovery grants/tax). (~~If the~~
23 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
24 ~~subsection shall lapse.~~)

25 (8) \$7,000 of the general fund—state appropriation for fiscal
26 year 2022 is provided solely for the implementation of Engrossed
27 Substitute Senate Bill No. 5251 (tax and revenue laws). (~~If the bill~~
28 ~~is not enacted by June 30, 2021, the amount provided in this~~
29 ~~subsection shall lapse.~~)

30 (9) \$115,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$44,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the implementation of Second
33 Substitute Senate Bill No. 5396 (farmworker housing/tax). (~~If the~~
34 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
35 ~~subsection shall lapse.~~)

36 (10) \$97,000 of the general fund—state appropriation for fiscal
37 year 2022 is provided solely for implementation of Engrossed Second
38 Substitute House Bill No. 1480 (liquor licensee privileges). (~~If the~~

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

3 (11) \$4,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for the implementation of Engrossed
5 Senate Bill No. 5454 (prop. tax/natural disasters). ~~((If the bill is~~
6 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
7 ~~shall lapse.))~~

8 (12) ~~((\$5,467,000))~~ \$5,567,000 of the general fund—state
9 appropriation for fiscal year 2022 and ~~((\$255,513,000))~~ \$214,997,000
10 of the general fund—state appropriation for fiscal year 2023 are
11 provided solely for implementation of Engrossed Substitute House Bill
12 No. 1297 (working families tax exempt.). ~~((If the bill is not enacted~~
13 ~~by June 30, 2021, the amounts provided in this subsection shall~~
14 ~~lapse.))~~ Of the total amounts provided in this subsection:

15 (a) ~~((\$5,467,000))~~ \$5,567,000 of the general fund—state
16 appropriation for fiscal year 2022 and ~~((\$13,513,000))~~ \$13,997,000 of
17 the general fund—state appropriation for fiscal year 2023 are
18 provided solely for administration of the working families tax
19 exemption program; and

20 (b) ~~((\$242,000,000))~~ \$201,000,000 of the general fund—state
21 appropriation for fiscal year 2023 is provided solely for remittances
22 under the working families tax exemption program.

23 (13) From within the department's administrative expenditures
24 from the unclaimed personal property account, the department must
25 provide a report by December 1, 2022, to the governor and the
26 legislature on the unclaimed property program. The report must
27 include:

28 (a) Annual data for the years 2012 through 2022, that includes:

29 (i) The number of items of unclaimed property received by the
30 program and the number of holders of unclaimed property who submitted
31 items to the program; and

32 (ii) The top 10 holders who submitted unclaimed property and the
33 percentage of those holders' submissions that have been subsequently
34 claimed;

35 (b) Historic data since the inception of the program that shows:

36 (i) The cumulative number of all unclaimed property items and the
37 aggregate, median, and mean value of those items at the end of each
38 calendar year;

1 (ii) The annual number of unclaimed property items valued at less
2 than \$75 and the percentage of these items for which the department
3 made contact with a claimant that year; and

4 (iii) The annual number of direct mail contacts to prospective
5 claimants made by the department and the resulting number of claims
6 made within the following three months; and

7 (c) Customer service data for the period of December 1, 2020,
8 through December 1, 2022, that includes:

9 (i) The average length of time between a claim was filed and when
10 it was paid;

11 (ii) The number and percentage of claims initiated online but not
12 able to be paid to the claimant and the reasons, by percentage, for
13 the failure to successfully pay the claim; and

14 (iii) The monthly website traffic for the unclaimed property
15 website.

16 (14) \$397,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$934,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the department to implement
19 2022 revenue legislation.

20 (15) \$146,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for implementation of Substitute House
22 Bill No. 2076 (transp. network companies). If the bill is not enacted
23 by June 30, 2022, the amount provided in this subsection shall lapse.

24 (16) \$66,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for implementation of House Bill No.
26 1928 (equine industry support). If the bill is not enacted by June
27 30, 2022, the amount provided in this subsection shall lapse.

28 (17) \$237,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for implementation of Substitute House
30 Bill No. 2099 (tax penalties). If the bill is not enacted by June 30,
31 2022, the amount provided in this subsection shall lapse.

32 (18) \$16,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for implementation of House Bill No.
34 1765 (health benefit ex./B&O tax). If the bill is not enacted by June
35 30, 2022, the amount provided in this subsection shall lapse.

36 (19) \$129,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$37,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for implementation of Substitute
39 House Bill No. 1988 (clean tech. tax deferrals). If the bill is not

1 enacted by June 30, 2022, the amounts provided in this subsection
2 shall lapse.

3 (20) \$97,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for implementation of House Bill No.
5 1990 (SR 167 & I-405 tax deferral). If the bill is not enacted by
6 June 30, 2022, the amount provided in this subsection shall lapse.

7 **Sec. 136.** 2021 c 334 s 138 (uncodified) is amended to read as
8 follows:

9 **FOR THE BOARD OF TAX APPEALS**

10	General Fund—State Appropriation (FY 2022).	((\$2,631,000))
11		<u>\$2,620,000</u>
12	General Fund—State Appropriation (FY 2023).	((\$2,652,000))
13		<u>\$2,640,000</u>
14	TOTAL APPROPRIATION.	((\$5,283,000))
15		<u>\$5,260,000</u>

16 **Sec. 137.** 2021 c 334 s 139 (uncodified) is amended to read as
17 follows:

18 **FOR THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES**

19	General Fund—State Appropriation (FY 2022).	((\$1,975,000))
20		<u>\$1,993,000</u>
21	General Fund—State Appropriation (FY 2023).	((\$1,564,000))
22		<u>\$1,974,000</u>
23	Minority and Women's Business Enterprises Account—	
24	State Appropriation.	((\$4,607,000))
25		<u>\$4,726,000</u>
26	TOTAL APPROPRIATION.	((\$8,146,000))
27		<u>\$8,693,000</u>

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

30 (1) The office of minority and women's business enterprises shall
31 consult with the Washington state office of equity on the Washington
32 state toolkit for equity in public spending.

33 (2) ~~\$135,000 of the general fund—state appropriation for fiscal~~
34 ~~year 2022 is provided solely for the implementation of Senate Bill~~
35 ~~No. 5032 (alternative public works contracting procedures). ((If the~~
36 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
37 ~~subsection shall lapse.))~~

1 (3) \$851,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$675,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the implementation of
4 Substitute House Bill No. 1259 (women and minority contracting). (~~If~~
5 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
6 ~~this subsection shall lapse.~~)

7 **Sec. 138.** 2021 c 334 s 140 (uncodified) is amended to read as
8 follows:

9 **FOR THE INSURANCE COMMISSIONER**

10	General Fund—Federal Appropriation.	((\$4,633,000))
11		<u>\$4,661,000</u>
12	Insurance Commissioner's Regulatory Account—State	
13	Appropriation.	((\$66,336,000))
14		<u>\$69,446,000</u>
15	Insurance Commissioner's Fraud Account—State	
16	Appropriation.	((\$3,603,000))
17		<u>\$3,604,000</u>
18	TOTAL APPROPRIATION.	((\$74,572,000))
19		<u>\$77,711,000</u>

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

22 (1) \$234,000 of the insurance commissioner's regulatory account—
23 state appropriation is provided solely to implement Second Substitute
24 Senate Bill No. 5315 (captive insurance). (~~If the bill is not~~
25 ~~enacted by June 30, 2021, the amount provided in this subsection~~
26 ~~shall lapse.~~)

27 (2) \$64,000 of the insurance commissioner's regulatory account—
28 state appropriation is provided solely to implement Second Substitute
29 Senate Bill No. 5313 (health ins. discrimination). (~~If the bill is~~
30 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
31 ~~shall lapse.~~)

32 (3) \$24,000 of the insurance commissioner's regulatory account—
33 state appropriation is provided solely to implement Engrossed Second
34 Substitute Senate Bill No. 5399 (universal health care commission).
35 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
36 ~~this subsection shall lapse.~~)

37 (4) \$3,000 of the insurance commissioner's regulatory account—
38 state appropriation is provided solely to implement Engrossed Second

1 Substitute Senate Bill No. 5377 (standardized health plans). (~~If the~~
2 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
3 ~~subsection shall lapse.~~)

4 (5) \$649,000 of the insurance commissioner's regulatory account—
5 state appropriation is provided solely to implement Engrossed
6 Substitute House Bill No. 1196 (audio-only telemedicine). (~~If the~~
7 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
8 ~~subsection shall lapse.~~)

9 (6) \$83,000 of the insurance commissioner's regulatory account—
10 state appropriation is provided solely to implement Substitute Senate
11 Bill No. 5003 (living donor act). (~~If the bill is not enacted by~~
12 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

13 (7) (a) \$75,000 of the insurance commissioner's regulatory account
14 —state appropriation is provided solely for a service utilization,
15 cost, and implementation analysis of requiring coverage for the
16 hearing instruments benefit described in House Bill No. 1047 (hearing
17 instruments/children) for children who are 18 years of age or younger
18 and for children and adults.

19 (b) The commissioner must contract with one or more consultants
20 to:

21 (i) Obtain projected utilization and cost data from Washington
22 state health carriers for health plans, as defined in RCW 48.43.005,
23 to provide an estimate of aggregate statewide utilization and cost
24 impacts of the coverage described in House Bill No. 1047 (hearing
25 instruments/children) separately for children who are 18 years of age
26 or younger and for children and adults, expressed as total annual
27 cost and as a per member per month cost;

28 (ii) Assess the impact of federal and state health care
29 nondiscrimination laws on the scope of the benefit described in House
30 Bill No. 1047 (hearing instruments/children); and

31 (iii) Provide recommendations for distributing state payments to
32 defray the cost of the benefit coverage described in House Bill No.
33 1047 (hearing instruments/children) for health carriers.

34 (c) The commissioner must report the findings of the analysis to
35 the appropriate committees of the legislature by December 15, 2021.

36 (8) (a) \$200,000 of the insurance commissioner's regulatory
37 account—state appropriation is provided solely for the commissioner,
38 in consultation with the health care authority, to complete an
39 analysis of the cost to implement a fertility treatment benefit as

1 described in the department of health's December 2021 mandated
2 benefit sunrise review.

3 (b) The commissioner must contract with one or more consultants
4 to obtain utilization and cost data from Washington state health
5 carriers, as defined in RCW 48.43.005, necessary to provide an
6 estimate of the fiscal impact of providing a fertility treatment
7 benefit for the commercial health plan market.

8 (c) The analysis must include, but is not limited to, a
9 utilization and cost analysis of each of the following services:

10 (i) Infertility diagnosis;

11 (ii) Fertility medications;

12 (iii) Intrauterine insemination;

13 (iv) In vitro fertilization; and

14 (v) Egg freezing.

15 (d) The report should include projected costs expressed both as
16 total annual costs and per member per month costs for plan years 2024
17 through 2027.

18 (e) The commissioner must report the findings of the analysis to
19 the governor and appropriate committees of the legislature by June
20 30, 2023.

21 (9) (a) \$200,000 of the insurance commissioner's regulatory
22 account—state appropriation is provided solely for a contract for an
23 actuarial study to assess options for enhancing consumer protections,
24 expanding access to coverage, and accompanying regulations regarding
25 medicare supplemental insurance as defined in RCW 48.66.020. The
26 study shall evaluate, but is not limited to, the following:

27 (i) For at least the most recent three years for which data is
28 available, the total number of Washington state residents enrolled in
29 medicare, broken down by those who are enrolled in:

30 (A) Traditional medicare fee-for-service only;

31 (B) Medicare supplemental insurance plans;

32 (C) Medicare advantage plans; and

33 (D) Medicaid and will turn age 65 during the public health
34 emergency with respect to the coronavirus disease 2019 (COVID-19);

35 (ii) A demographic breakdown of the age, gender, racial, ethnic,
36 and geographic characteristics of the individuals listed in (a)(i) of
37 this subsection. For those younger than age 65, the breakdown should
38 separate those eligible as a result of disability and end-stage renal
39 disease status. The commissioner may include additional demographic
40 factors;

1 (iii) The estimated impact on premiums, enrollment, and increased
2 access for individuals listed in (a) (i) (A) and (B) of this subsection
3 if the state were to have an annual open enrollment period during
4 which medicare supplemental insurance was guaranteed issue, including
5 separate estimates for expanding coverage to include those eligible
6 for medicare and younger than age 65;

7 (iv) The estimated impact on premiums, enrollment, and increased
8 access for individuals in (a) (i) (A) and (B) of this subsection if
9 medicare supplemental insurance was guaranteed issue throughout the
10 year, including separate estimates for expanding coverage to include
11 those eligible for medicare and younger than age 65;

12 (v) The net cost impact to consumers and any other affected
13 parties of the options outlined in (a) (iii) and (iv) of this
14 subsection;

15 (vi) An analysis of other factors that impact access and premiums
16 for medicare-eligible individuals; and

17 (vii) A review of medicare supplemental insurance policy
18 protections in other states and their impact on premiums and
19 enrollment in these policies.

20 (b) By November 15, 2022, the insurance commissioner shall submit
21 a report to the appropriate committees of the legislature with the
22 findings of the study.

23 (c) The contract recipient for the actuarial study must have:

24 (i) A comprehensive view of the medicare supplement industry and
25 industry expertise developed from:

26 (A) Consulting for a diverse group of medicare supplement
27 stakeholders; and

28 (B) Working directly for insurers issuing medicare supplemental
29 plans; and

30 (ii) Access to data and expertise necessary to support the study
31 and alternative projections.

32 (10) \$250,000 of the insurance commissioner's regulatory account—
33 state appropriation is provided solely for the commissioner to
34 contract for an assessment of federal and state authorities to
35 provide recommendations on creating a legal framework within which
36 continuing care retirement community products under chapter 18.390
37 RCW may achieve heightened consumer protections through shared
38 regulatory oversight by the office of the insurance commissioner. The
39 commissioner must submit a report on the assessment and

1 recommendations to the health care committees of the legislature by
2 December 1, 2022.

3 (11) \$218,000 of the insurance commissioner's regulatory account—
4 state appropriation is provided solely to implement Engrossed
5 Substitute House Bill No. 1821 (telemedicine/relationship). If the
6 bill is not enacted by June 30, 2022, the amount provided in this
7 subsection shall lapse.

8 (12) \$199,000 of the insurance commissioner's regulatory account—
9 state appropriation is provided solely to implement Second Substitute
10 House Bill No. 1865 (certified peer specialists). If the bill is not
11 enacted by June 30, 2022, the amount provided in this subsection
12 shall lapse.

13 (13) \$442,000 of the insurance commissioner's regulatory account—
14 state appropriation is provided solely to implement Engrossed Second
15 Substitute House Bill No. 1688 (out-of-network health care). If the
16 bill is not enacted by June 30, 2022, the amount provided in this
17 subsection shall lapse.

18 (14) \$43,000 of the insurance commissioner's regulatory account—
19 state appropriation is provided solely to implement Substitute House
20 Bill No. 1389 (peer-to-peer vehicle sharing). If the bill is not
21 enacted by June 30, 2022, the amount provided in this subsection
22 shall lapse.

23 (15) \$167,000 of the insurance commissioner's regulatory account—
24 state appropriation is provided solely to implement Engrossed
25 Substitute House Bill No. 1813 (pharmacy choice). If the bill is not
26 enacted by June 30, 2022, the amount provided in this subsection
27 shall lapse.

28 (16) \$24,000 of the insurance commissioner's regulatory account—
29 state appropriation is provided solely to implement House Bill No.
30 1651 (postpartum contraception). If the bill is not enacted by June
31 30, 2022, the amount provided in this subsection shall lapse.

32 **Sec. 139.** 2021 c 334 s 141 (uncodified) is amended to read as
33 follows:

34 **FOR THE STATE INVESTMENT BOARD**

35 State Investment Board Expense Account—State

36 Appropriation.	((\$65,134,000))
37	\$68,730,000
38 TOTAL APPROPRIATION.	((\$65,134,000))

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

(1) \$4,464,000 of the state investment board expense account—state appropriation is provided solely for investment data software, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(2) During the 2021-2023 fiscal biennium, the Washington state investment board shall provide the law enforcement officers' and firefighters' plan 2 retirement board use of the investment board main conference room. The law enforcement officers' and firefighters' plan 2 retirement board must be allowed to use the board room for at least five hours on one day per month during regular business hours. Any additional direct costs incurred by the investment board due solely to the use of the conference room by the retirement board may be reimbursed by the law enforcement officers' and firefighters' plan 2 retirement board, consistent with any investment board policies on reimbursement for this facility applied to other major clients and investment partners.

Sec. 140. 2021 c 334 s 142 (uncodified) is amended to read as follows:

FOR THE LIQUOR AND CANNABIS BOARD

General Fund—State Appropriation (FY 2022)	((\$388,000))
	<u>\$406,000</u>
General Fund—State Appropriation (FY 2023)	((\$417,000))
	<u>\$435,000</u>
General Fund—Federal Appropriation	((\$3,013,000))
	<u>\$3,047,000</u>
General Fund—Private/Local Appropriation	\$75,000
Dedicated Marijuana Account—State Appropriation (FY 2022)	((\$11,575,000))
	<u>\$11,814,000</u>
Dedicated Marijuana Account—State Appropriation (FY 2023)	((\$11,608,000))
	<u>\$12,183,000</u>
Liquor Revolving Account—State Appropriation	((\$82,347,000))
	<u>\$97,333,000</u>
TOTAL APPROPRIATION	((\$109,423,000))

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

(1) The liquor and cannabis board may require electronic payment of the marijuana excise tax levied by RCW 69.50.535. The liquor and cannabis board may allow a waiver to the electronic payment requirement for good cause as provided by rule.

(2) Of the liquor revolving account—state appropriation, (~~(\$4,939,000 for fiscal year 2022 and \$2,065,000 for fiscal year 2023 are)~~) \$20,754,000 is provided solely for the modernization of regulatory systems and are subject to the conditions, limitations, and review requirements of section 701 of this act.

(3) \$1,441,000 of the liquor revolving account—state appropriation is provided solely for the implementation of chapter 48, Laws of 2021 (E2SHB 1480) (liquor licensee privileges).

(4) \$58,000 of the liquor revolving account—state appropriation is provided solely for the implementation of chapter 6, Laws of 2021 (ESSB 5272) (liquor & cannabis board fees).

(5) \$38,000 of the dedicated marijuana account—state appropriation for fiscal year 2022 is provided solely to implement Engrossed Substitute House Bill No. 1443 (cannabis industry/equity). (~~If the bill is not enacted by June 30, 2021, the amount provided in this section shall lapse.~~)

(6) \$316,000 of the dedicated marijuana account—state appropriation for fiscal year 2023 is provided solely for implementing House Bill No. 1859 (cannabis analysis labs). If the bill is not enacted by June 30, 2022, the amount provided in this section shall lapse.

(7) \$20,000 of the dedicated marijuana account—state appropriation for fiscal year 2023 is provided solely for implementing Second Substitute House Bill No. 1210 (cannabis terminology). If the bill is not enacted by June 30, 2022, the amount provided in this section shall lapse.

(8) The appropriations in this section include sufficient funding for implementation of Third Substitute House Bill No. 1359 (liquor license fees).

Sec. 141. 2021 c 334 s 143 (uncodified) is amended to read as follows:

1 **FOR THE UTILITIES AND TRANSPORTATION COMMISSION**

2	General Fund—State Appropriation (FY 2022).	((\$251,000))
3		<u>\$515,000</u>
4	General Fund—State Appropriation (FY 2023).	((\$199,000))
5		<u>\$1,438,000</u>
6	General Fund—Private/Local Appropriation.	((\$16,591,000))
7		<u>\$8,296,000</u>
8	Public Service Revolving Account—State Appropriation. ((\$42,430,000))	
9		<u>\$43,199,000</u>
10	Public Service Revolving Account—Federal	
11	Appropriation.	\$100,000
12	Pipeline Safety Account—State Appropriation.	((\$3,435,000))
13		<u>\$3,486,000</u>
14	Pipeline Safety Account—Federal Appropriation.	((\$3,140,000))
15		<u>\$3,200,000</u>
16	TOTAL APPROPRIATION.	((\$66,146,000))
17		<u>\$60,234,000</u>

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

20 (1) Up to \$800,000 of the public service revolving account—state
21 appropriation in this section is for the utilities and transportation
22 commission to supplement funds committed by a telecommunications
23 company to expand rural broadband service on behalf of an eligible
24 governmental entity. The amount in this subsection represents
25 payments collected by the utilities and transportation commission
26 pursuant to the Qwest performance assurance plan.

27 (2) \$137,000 of the public service revolving account—state
28 appropriation is provided solely for the implementation of Engrossed
29 Second Substitute Senate Bill No. 5126 (climate commitment act). ((~~If~~
30 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
31 ~~subsection shall lapse.~~))

32 (3) \$179,000 of the public service revolving account—state
33 appropriation is provided solely for the implementation of Engrossed
34 Substitute Senate Bill No. 5295 (gas & electric rates). ((~~If the bill~~
35 ~~is not enacted by June 30, 2021, the amount provided in this~~
36 ~~subsection shall lapse.~~))

37 (4) (a) \$251,000 of the general fund—state appropriation for
38 fiscal year 2022 and \$199,000 of the general fund—state appropriation
39 for fiscal year 2023 are provided solely for the commission to

1 examine feasible and practical pathways for investor-owned electric
2 and natural gas utilities to contribute their share to greenhouse gas
3 emissions reductions as described in RCW 70A.45.020, and the impacts
4 of energy decarbonization on residential and commercial customers and
5 the electrical and natural gas utilities that serve them.

6 (b) The examination required in (a) of this subsection must
7 identify and consider:

8 (i) How natural gas utilities can decarbonize;

9 (ii) The impacts of increased electrification on the ability of
10 electric utilities to deliver services to current natural gas
11 customers reliably and affordably;

12 (iii) The ability of electric utilities to procure and deliver
13 electric power to reliably meet that load;

14 (iv) The impact on regional electric system resource adequacy,
15 and the transmission and distribution infrastructure requirements for
16 such a transition;

17 (v) The costs and benefits to residential and commercial
18 customers, including environmental, health, and economic benefits;

19 (vi) Equity considerations and impacts to low-income customers
20 and highly impacted communities; and

21 (vii) Potential regulatory policy changes to facilitate
22 decarbonization of the services that gas companies provide while
23 ensuring customer rates are fair, just, reasonable, and sufficient.

24 (c) The commission may require data and analysis from investor-
25 owned natural gas and electric utilities, and consumer owned
26 utilities may submit data to the commission to inform the
27 investigation. The results of the examination must be reported to the
28 appropriate legislative committees by June 1, 2023.

29 (5) \$76,000 of the public service revolving account—state
30 appropriation is provided solely to implement Engrossed Third
31 Substitute House Bill No. 1091 (transportation fuel/carbon). (~~If the
32 bill is not enacted by June 30, 2021, the amounts provided in this
33 subsection shall lapse.~~)

34 (6) \$36,000 of the public service revolving account—state
35 appropriation is provided solely for the implementation of Substitute
36 House Bill No. 1114 (urban heat island mitigation). (~~If the bill is
37 not enacted by June 30, 2021, the amount provided in this subsection
38 shall lapse.~~)

1 (7) \$668,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for implementation of Engrossed Second
3 Substitute House Bill No. 1723 (digital equity act). If the bill is
4 not enacted by June 30, 2022, the amount provided in this subsection
5 shall lapse.

6 (8) \$435,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for implementation of Substitute House
8 Bill No. 1850 (digital privacy). If the bill is not enacted by June
9 30, 2022, the amount provided in this subsection shall lapse.

10 **Sec. 142.** 2021 c 334 s 144 (uncodified) is amended to read as
11 follows:

12 **FOR THE MILITARY DEPARTMENT**

13	General Fund—State Appropriation (FY 2022).	((\$10,500,000))
14		<u>\$11,108,000</u>
15	General Fund—State Appropriation (FY 2023).	((\$9,502,000))
16		<u>\$11,588,000</u>
17	General Fund—Federal Appropriation.	((\$120,157,000))
18		<u>\$131,775,000</u>
19	Enhanced 911 Account—State Appropriation.	((\$53,834,000))
20		<u>\$53,945,000</u>
21	Disaster Response Account—State Appropriation.	((\$42,370,000))
22		<u>\$69,399,000</u>
23	Disaster Response Account—Federal Appropriation.	((\$920,106,000))
24		<u>\$1,068,821,000</u>
25	Military Department Rent and Lease Account—State	
26	Appropriation.	\$994,000
27	Military Department Active State Service Account—	
28	State Appropriation.	\$400,000
29	Oil Spill Prevention Account—State Appropriation.	\$1,040,000
30	Worker and Community Right to Know Fund—State	
31	Appropriation.	((\$1,832,000))
32		<u>\$1,882,000</u>
33	TOTAL APPROPRIATION.	((\$1,160,735,000))
34		<u>\$1,350,952,000</u>

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

37 (1) The military department shall submit a report to the office
38 of financial management and the legislative fiscal committees by

1 February 1st and October 31st of each year detailing information on
2 the disaster response account, including: (a) The amount and type of
3 deposits into the account; (b) the current available fund balance as
4 of the reporting date; and (c) the projected fund balance at the end
5 of the 2021-2023 biennium based on current revenue and expenditure
6 patterns.

7 (2) \$40,000,000 of the general fund—federal appropriation is
8 provided solely for homeland security, subject to the following
9 conditions: Any communications equipment purchased by local
10 jurisdictions or state agencies shall be consistent with standards
11 set by the Washington state interoperability executive committee.

12 (3) \$11,000,000 of the enhanced 911 account—state appropriation
13 is provided solely for financial assistance to counties.

14 (4) \$784,000 of the disaster response account—state appropriation
15 is provided solely for fire suppression training, equipment, and
16 supporting costs to national guard soldiers and airmen.

17 (5) \$200,000 of the military department rental and lease account—
18 state appropriation is provided solely for maintenance staff.

19 (6) \$1,000,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for grants to assist eligible
21 individuals and families with the purchase of household appliances.
22 The maximum grant to an eligible individual or household is \$2,500.
23 Grants will be awarded on a first-come, first-serve basis subject to
24 availability of amounts provided in this subsection. For purposes of
25 this subsection, "household appliance" means a machine that assists
26 with household functions such as cooking, cleaning and food
27 preservation. To be eligible, an individual or family must:

28 (a) Be a resident of Douglas, Okanogan, Pierce, or Whitman
29 county;

30 (b) Have suffered damage to their home or was displaced from a
31 rental unit used as their primary residence due to a wildfire
32 occurring in fiscal year 2021;

33 (c) Not have or have inadequate private insurance to cover the
34 cost of household appliance replacement;

35 (d) Not qualify for individual assistance through the federal
36 emergency management agency; and

37 (e) Meet one of the following criteria:

38 (i) Is disabled;

1 (ii) Has a household income equal to or less than 80 percent of
2 county median household income;

3 (iii) The home qualified for the property tax exemption program
4 in RCW 84.36.379 through 84.36.389; or

5 (iv) The home qualified for the property tax deferral program in
6 chapter 84.38 RCW.

7 (7) \$2,136,000 of the general fund—federal appropriation (ARPA)
8 is provided solely for the department to administer the emergency
9 management performance grants according to federal laws and
10 guidelines.

11 (8) \$3,808,000 of the disaster response account—state
12 appropriation and \$46,039,000 of the disaster response account—
13 federal appropriation are provided solely for agency costs for
14 acquiring personal protective equipment as listed in LEAP omnibus
15 document 2021-FEMA PPE, dated April 24, 2021. The department must
16 coordinate with the agencies who have costs listed in LEAP omnibus
17 document 2021-FEMA PPE, dated April 24, 2021, to ensure application
18 to the federal emergency management agency for reimbursement.

19 (9)(a) \$251,000 of the general fund—state appropriation for
20 fiscal year 2022 and (~~(\$250,000)~~) \$350,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for the
22 military department to facilitate a task force to conduct a
23 comprehensive after-action review of the statewide pandemic response
24 and recovery.

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

26 (i) One member from each of the two largest caucuses of the
27 senate, appointed by the president of the senate;

28 (ii) One member from each of the two largest caucuses of the
29 house of representatives, appointed by the speaker of the house of
30 representatives;

31 (iii) The secretary of the department of health, or the
32 secretary's designee;

33 (iv) The adjutant general of the military department, or the
34 adjutant general's designee;

35 (v) The commissioner of the employment security department, or
36 the commissioner's designee;

37 (vi) The director of the department of financial institutions, or
38 the director's designee;

39 (vii) The insurance commissioner, or the commissioner's designee;

- 1 (viii) The secretary of the department of social and health
2 services, or the secretary's designee;
- 3 (ix) The superintendent of public instruction, or the
4 superintendent's designee;
- 5 (x) The director of the department of labor and industries, or
6 the director's designee;
- 7 (xi) The director of the department of commerce, or the
8 director's designee;
- 9 (xii) The director of the department of enterprise services, or
10 the director's designee;
- 11 (xiii) The secretary of the department of transportation, or the
12 secretary's designee;
- 13 (xiv) The director of the department of licensing, or the
14 director's designee;
- 15 (xv) The director of the office of financial management, or the
16 director's designee;
- 17 (xvi) The director of the health care authority, or the
18 director's designee;
- 19 (xvii) The executive director of the pharmacy quality assurance
20 commission, or the executive director's designee;
- 21 (xviii) One member representing the Washington association of
22 sheriffs and police chiefs;
- 23 (xix) One member representing the association of Washington
24 businesses; and
- 25 (xx) Additional members to be appointed by the governor, as
26 follows:
- 27 (A) One member representing the office of the governor;
- 28 (B) One member representing the association of Washington cities;
- 29 (C) One member representing the Washington state association of
30 counties;
- 31 (D) One member representing emergency and transitional housing
32 providers;
- 33 (E) One member representing a statewide association representing
34 physicians;
- 35 (F) One member representing a statewide association representing
36 nurses;
- 37 (G) One member representing a statewide association representing
38 hospitals;
- 39 (H) One member representing community health centers;
- 40 (I) Two members representing local public health officials;

1 (J) Two members representing local emergency management agencies,
2 one member located west of the crest of the Cascade mountains and one
3 member located east of the crest of the Cascade mountains;

4 (K) At least one member representing federally recognized tribes;

5 (L) Up to 10 members representing demographic groups that have
6 been disproportionately impacted by the COVID-19 pandemic, that
7 include, but are not limited to, individuals of different race,
8 class, gender, ethnicity, and immigration status;

9 (M) One member representing leisure and hospitality industries;

10 (N) One member representing education services; and

11 (O) One member representing manufacturing and trade industries.

12 (c) The adjutant general, or the adjutant general's designee, and
13 the secretary of the department of health, or the secretary's
14 designee, shall cochair the task force and convene its initial
15 meeting.

16 (d) (i) The task force shall conduct the comprehensive after-
17 action review of the COVID-19 pandemic response in accordance with
18 established national standards for emergency or disaster after-action
19 reviews. In order to improve the response to and recovery from future
20 pandemics, the task force shall develop lessons learned and make
21 recommendations that include, but are not limited to, the following:

22 (A) Aspects of the COVID-19 response that may inform future
23 pandemic and all-hazards responses;

24 (B) Emergency responses that would benefit the business community
25 and workers during a pandemic;

26 (C) Standards regarding flexible rent and repayment plans for
27 residential and commercial tenants during a pandemic;

28 (D) Whether establishing regional emergency management agencies
29 would benefit Washington state emergency response to future
30 pandemics;

31 (E) Gaps and needs for volunteers to support medical
32 professionals in performing their pandemic emergency response
33 functions within Washington state;

34 (F) Gaps and needs for tools to measure the scale of an impact
35 caused by a pandemic and tailoring the pandemic response to affected
36 regions based on the scale of the impact in those regions;

37 (G) Gaps and needs in health care system capacity and case
38 tracking, monitoring, control, isolation and quarantine, and
39 deploying medical supplies and personnel; and

1 (H) Implementing guidelines for school closures during a
2 pandemic.

3 (ii) The topics identified in (i) of this subsection (~~((7))~~) (9)
4 (d) are intended to be illustrative but not exhaustive. The task
5 force should consider issues relating to equity, disparities, and
6 discrimination in each topic it studies and for which it makes
7 recommendations.

8 (e) The military department must provide staff support for the
9 task force. The military department may employ staff and contracted
10 support to fulfill the requirements of this subsection.

11 (f) The task force shall consult with owners of small businesses,
12 epidemiologists, and representatives of immigrant communities.

13 (g) Legislative members of the task force are reimbursed for
14 travel expenses in accordance with RCW 44.04.120. Nonlegislative
15 members shall be reimbursed for travel expenses in accordance with
16 chapter 43.03 RCW.

17 (h) The task force shall report its initial findings and
18 recommendations to the governor and the appropriate committees of the
19 legislature by June 30, 2022. The task force shall report its final
20 findings and recommendations to the governor and the appropriate
21 committees of the legislature by June 30, 2023.

22 (10)(a) Within amounts appropriated in this act, the department
23 must coordinate with the department of commerce in the administration
24 of the grant program created in section 129(88) of this act.

25 (b) If the federal emergency management agency provides
26 reimbursement for any portion of the costs incurred by a city or
27 county that were paid for using state grant funding provided under
28 section 129(88) of this act, the military department shall remit the
29 reimbursed funds to the state general fund.

30 (c) The department must provide technical assistance for the
31 public assistance program application process to applicants to the
32 grant program created in section 129(88) of this act.

33 (11) \$438,000 of the disaster response account—state
34 appropriation is provided solely for a dedicated access and
35 functional needs program manager, access and functional need
36 services, and a dedicated tribal liaison to assist with disaster
37 preparedness and response.

38 (12) \$2,238,000 of the disaster response account—state
39 appropriation is provided solely for implementation of Substitute
40 House Bill No. 1620 (extreme weather events). If the bill is not

1 enacted by June 30, 2022, the amount provided in this subsection
2 shall lapse.

3 **Sec. 143.** 2021 c 334 s 145 (uncodified) is amended to read as
4 follows:

5 **FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION**

6	General Fund—State Appropriation (FY 2022).	((\$2,401,000))
7		<u>\$2,403,000</u>
8	General Fund—State Appropriation (FY 2023).	((\$2,371,000))
9		<u>\$2,374,000</u>
10	Personnel Service Account—State Appropriation.	((\$4,382,000))
11		<u>\$4,387,000</u>
12	Higher Education Personnel Services Account—State	
13	Appropriation.	\$1,407,000
14	TOTAL APPROPRIATION.	((\$10,561,000))
15		<u>\$10,571,000</u>

16 The appropriations in this section are subject to the following
17 conditions and limitations: \$52,000 of the general fund—state
18 appropriation for fiscal year 2022 and \$5,000 of the general fund—
19 state appropriation for fiscal year 2023 are provided solely for the
20 implementation of Substitute Senate Bill No. 5055 (law enforcement
21 grievances). ((If the bill is not enacted by June 30, 2021, the
22 amounts provided in this subsection shall lapse.))

23 **Sec. 144.** 2021 c 334 s 146 (uncodified) is amended to read as
24 follows:

25 **FOR THE BOARD OF ACCOUNTANCY**

26	Certified Public Accountants' Account—State	
27	Appropriation.	((\$4,438,000))
28		<u>\$4,441,000</u>
29	TOTAL APPROPRIATION.	((\$4,438,000))
30		<u>\$4,441,000</u>

31 **Sec. 145.** 2021 c 334 s 147 (uncodified) is amended to read as
32 follows:

33 **FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS**

34	Volunteer Firefighters' and Reserve Officers'	
35	Administrative Account—State Appropriation.	((\$4,960,000))
36		<u>\$4,962,000</u>

1 TOTAL APPROPRIATION. (~~\$4,960,000~~)
2 \$4,962,000

3 The appropriation in this section is subject to the following
4 conditions and limitations: \$3,930,000 of the volunteer firefighters'
5 and reserve officers' administrative account—state appropriation is
6 provided solely for a benefits management system, and is subject to
7 the conditions, limitations, and review requirements of section 701
8 of this act.

9 **Sec. 146.** 2021 c 334 s 148 (uncodified) is amended to read as
10 follows:

11 **FOR THE FORENSIC INVESTIGATION COUNCIL**

12 Death Investigations Account—State Appropriation. \$753,000
13 TOTAL APPROPRIATION. \$753,000

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

16 (1)(a) \$250,000 of the death investigations account—state
17 appropriation is provided solely for providing financial assistance
18 to local jurisdictions in multiple death investigations. The forensic
19 investigation council shall develop criteria for awarding these funds
20 for multiple death investigations involving an unanticipated,
21 extraordinary, and catastrophic event or those involving multiple
22 jurisdictions.

23 (b) Of the amounts provided in this subsection, \$30,000 of the
24 death investigations account—state appropriation is provided solely
25 for the Adams county crime lab to investigate a double homicide that
26 occurred in fiscal year 2021.

27 (2) \$210,000 of the death investigations account—state
28 appropriation is provided solely for providing financial assistance
29 to local jurisdictions in identifying human remains.

30 (3) Within the amount appropriated in this section, the forensic
31 investigation council may enter into an interagency agreement with
32 the department of enterprise services for the department to provide
33 services related to public records requests, to include responding
34 to, or assisting the council in responding to, public disclosure
35 requests received by the council.

36 **Sec. 147.** 2021 c 334 s 149 (uncodified) is amended to read as
37 follows:

1 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

2	General Fund—State Appropriation (FY 2022).	((\$5,976,000))
3		<u>\$7,249,000</u>
4	General Fund—State Appropriation (FY 2023).	((\$5,833,000))
5		<u>\$11,020,000</u>
6	General Fund—Private/Local Appropriation.	\$102,000
7	Building Code Council Account—State Appropriation. . .	((\$1,825,000))
8		<u>\$2,256,000</u>
9	TOTAL APPROPRIATION.	((\$13,736,000))
10		<u>\$20,627,000</u>

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

13 (1) ((~~\$5,208,000~~)) \$6,158,000 of the general fund—state
14 appropriation for fiscal year 2022 and ((~~\$5,269,000~~)) \$6,131,000 of
15 the general fund—state appropriation for fiscal year 2023 are
16 provided solely for the payment of facilities and services charges to
17 include campus rent, ((~~utilities,~~)) parking, security, and contracts,
18 public and historic facilities charges, and capital projects
19 surcharges allocable to the senate, house of representatives, statute
20 law committee, legislative support services, and joint legislative
21 systems committee. The department shall allocate charges attributable
22 to these agencies among the affected revolving funds. The department
23 shall maintain an interagency agreement with these agencies to
24 establish performance standards, prioritization of preservation and
25 capital improvement projects, and quality assurance provisions for
26 the delivery of services under this subsection. The legislative
27 agencies named in this subsection shall continue to enjoy all of the
28 same rights of occupancy and space use on the capitol campus as
29 historically established.

30 (2) Before any agency may purchase a passenger motor vehicle as
31 defined in RCW 43.19.560, the agency must have written approval from
32 the director of the department of enterprise services. Agencies that
33 are exempted from the requirement are the Washington state patrol,
34 Washington state department of transportation, and the department of
35 natural resources.

36 (3) From the fee charged to master contract vendors, the
37 department shall transfer to the office of minority and women's
38 business enterprises in equal monthly installments \$1,500,000 in
39 fiscal year 2022 and \$1,300,000 in fiscal year 2023.

1 (4) Within existing resources, beginning October 31, 2021, the
2 department, in collaboration with consolidated technology services,
3 must provide a report to the governor and fiscal committees of the
4 legislative by October 31 of each calendar year that reflects
5 information technology contract information based on a contract
6 snapshot from June 30 of that same calendar year, and must also
7 include any contract that was active since July 1 of the previous
8 calendar year. The department will coordinate to receive contract
9 information for all contracts to include those where the department
10 has delegated authority so that the report includes statewide
11 contract information. The report must contain a list of all
12 information technology contracts to include the agency name, contract
13 number, vendor name, contract term start and end dates, contract
14 dollar amount in total, and contract dollar amounts by state fiscal
15 year. The report must also include, by contract, the contract
16 spending projections by state fiscal year for each ensuing state
17 fiscal year through the contract term, and note the type of service
18 delivered. The list of contracts must be provided electronically in
19 Excel and be sortable by all field requirements. The report must also
20 include trend analytics on information technology contracts, and
21 recommendations for reducing costs where possible.

22 (5) \$162,000 of the general fund—state appropriation in fiscal
23 year 2022 and \$162,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the department to waive rent
25 fees and charges through June 30, 2023, for vendors who are blind
26 business enterprise program licensees by the department of services
27 for the blind and who lease space and operate food service
28 businesses, inclusive of delis, cafeterias, and espresso stands, in
29 state government buildings.

30 (6) Within existing resources, the state building code council,
31 in collaboration with the LGBTQ commission, must develop a plan to
32 incorporate into future Washington state building codes options for
33 the design and construction of inclusive bathroom facilities that are
34 consistent with a person's own gender expression or gender identity.
35 Coordination must begin by September 1, 2021, and a preliminary
36 report of the plan is due by September 1, 2022.

37 (7)(a) The department must work with the office of financial
38 management to identify leases that will be up for renewal effective
39 July 1, 2022, through June 30, 2024.

1 (b) The department must collaborate with the office of financial
2 management on reduction in leased office space by agency for fiscal
3 years 2024 and 2025.

4 (8)(a) The department must work collaboratively with at least
5 each state agency that has fleet vehicles to discuss the agency need
6 for the number of fleet vehicles each agency has as of July 1, 2021.
7 The department must identify and report, at least:

8 (i) The count of fleet vehicles by agency by type, and the cost
9 by fund source by fiscal year for fiscal year 2019, 2020, 2021, 2022,
10 and 2023 for agency fleet vehicles;

11 (ii) The mileage data by agency by fleet vehicle for fiscal year
12 2019, 2020, and 2021, and the estimates for fiscal year 2022 and
13 2023; and

14 (iii) The business justification for the amount of fleet vehicles
15 in fiscal year 2022 and 2023, by agency, given the change in business
16 practice from in-person to remote work and video conferencing that
17 began in 2020.

18 (b) The department must submit the report to fiscal and
19 appropriate policy committees of the legislature by December 1, 2021.

20 (9)(a) The department must examine the motor pool fleet to
21 determine the need for the number of vehicles. The department must
22 identify, at least:

23 (i) The count of motor pool vehicles by type;

24 (ii) The cost recovery needed by fiscal year for fiscal year
25 2021, 2022, and 2023. This must include the anticipated recovery by
26 fund source by fiscal year for fiscal year 2021, 2022, and 2023;

27 (iii) The mileage data by motor pool vehicle for fiscal year
28 2019, 2020, and 2021, and the estimates for 2022 and 2023; and

29 (iv) The business justification for the amount of motor vehicles
30 in fiscal year 2022 and 2023, given the change in business practice
31 from in-person to remote work and video conferencing.

32 (b) The department must report to fiscal and appropriate policy
33 committees of the legislature by December 1, 2021.

34 (10) \$69,000 of the building code council account—state
35 appropriation is provided solely for implementation of Engrossed
36 Substitute House Bill No. 1184 (risk-based water quality standards).
37 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
38 ~~this subsection shall lapse.~~)

1 (11) \$81,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$270,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for implementation of Engrossed
4 Substitute House Bill No. 1770 (energy codes). If the bill is not
5 enacted by June 30, 2022, the amounts provided in this subsection
6 shall lapse.

7 **Sec. 148.** 2021 c 334 s 150 (uncodified) is amended to read as
8 follows:

9 **FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**

10	General Fund—State Appropriation (FY 2022).	((\$2,736,000))
11		<u>\$2,717,000</u>
12	General Fund—State Appropriation (FY 2023).	((\$2,779,000))
13		<u>\$4,027,000</u>
14	General Fund—Federal Appropriation.	((\$2,948,000))
15		<u>\$3,308,000</u>
16	General Fund—Private/Local Appropriation.	\$14,000
17	TOTAL APPROPRIATION.	((\$8,477,000))
18		<u>\$10,066,000</u>

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

21 (1) \$103,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$103,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for archaeological
24 determinations and excavations of inadvertently discovered skeletal
25 human remains, and removal and reinterment of such remains when
26 necessary.

27 (2) \$500,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$550,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the Washington main street
30 program, including \$150,000 of the general fund—state appropriation
31 for fiscal year 2022 and \$200,000 of the general fund—state
32 appropriation for fiscal year 2023 provided solely for a pilot
33 project grant program for affiliate main street programs. From the
34 amount provided in this subsection, the department may provide grants
35 of up to \$40,000 to the affiliate main street programs for staffing
36 costs, capacity building, and other costs associated with
37 establishing a local nonprofit organization focused solely on

1 downtown revitalization. The department must prioritize affiliate
2 main street programs in locations with a population under 20,000.

3 (3) \$92,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the department of archeology and
5 historic preservation to conduct a comprehensive study, jointly with
6 the department of licensing, to review the definition of a cemetery,
7 examine current protections and oversight authority, and provide
8 recommendations for future protections and oversight authority of
9 cemeteries in Washington state. The department may solicit input for
10 the analysis from representatives of interested parties to include,
11 but not be limited to, cities, counties, tribes, and law enforcement.
12 The departments shall submit the study to the legislature by December
13 31, 2022.

14 (4) \$150,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for the department to develop a trial
16 mapping project that will result in information that state and local
17 planners may use to make land use and transportation decisions
18 through an equity lens. The department may use funding provided in
19 this subsection to:

20 (a) Engage with marginalized communities and other relevant
21 stakeholders to prioritize locations included in the trial mapping
22 project;

23 (b) Create and publish documentation of historic places and
24 buildings included in current cultural resources practice framework;
25 and

26 (c) Make available geographic information system data that is
27 compatible across state and local government mapping platforms.

28 (5) \$2,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$48,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the department to
31 collaborate with Black and African American communities across the
32 state to record important historic properties. The department may use
33 funding provided in this subsection to:

34 (a) Use maps and engage stakeholders in the Black and African
35 American communities to locate geographic areas where Black and
36 African Americans lived and worked before the year 1970;

37 (b) Engage with Black and African American communities and
38 stakeholders to identify places that are of historic significance;

1 (c) Add documentation to the department's state database of
2 historic properties; and

3 (d) Create outreach products to inform and educate the public on
4 the historic properties.

5 (6) \$300,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the Washington main street program
7 to contract with a marketing consultant to conduct a statewide "shop
8 local and save" marketing campaign to notify and draw consumers to
9 local main street businesses during a three-day sales tax holiday
10 contingent upon passage of House Bill No. 2018 (sales tax holiday).
11 From the amount provided in this subsection, the department shall
12 prioritize marketing efforts that reach the largest number of
13 consumers in Washington state. If the bill is not enacted by June 30,
14 2022, the amount provided in this subsection shall lapse.

15 (7) \$98,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for implementation of Engrossed
17 Substitute House Bill No. 1753 (climate funding/tribes). If the bill
18 is not enacted by June 30, 2022, the amount in this subsection shall
19 lapse.

20 **Sec. 149.** 2021 c 334 s 151 (uncodified) is amended to read as
21 follows:

22 **FOR THE CONSOLIDATED TECHNOLOGY SERVICES AGENCY**

23	General Fund—State Appropriation (FY 2022).	\$581,000
24	General Fund—State Appropriation (FY 2023).	(\$531,000)
25		<u>\$546,000</u>
26	Consolidated Technology Services Revolving Account—	
27	State Appropriation.	(\$53,030,000)
28		<u>\$65,297,000</u>
29	TOTAL APPROPRIATION.	(\$54,142,000)
30		<u>\$66,424,000</u>

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

33 (1) ~~(\$11,623,000)~~ \$11,598,000 of the consolidated technology
34 services revolving account—state appropriation is provided solely for
35 the office of the chief information officer. Of this amount:

36 (a) \$2,000,000 of the consolidated technology services revolving
37 account—state appropriation is provided solely for experienced
38 information technology project managers to provide critical support

1 to agency IT projects that are under oversight from the office of the
2 chief information officer. The staff or vendors will:

3 (i) Provide master level project management guidance to agency IT
4 stakeholders;

5 (ii) Consider statewide best practices from the public and
6 private sectors, independent review and analysis, vendor management,
7 budget and timing quality assurance and other support of current or
8 past IT projects in at least Washington state and share these with
9 agency IT stakeholders and legislative fiscal staff at least
10 (~~quarterly~~) twice annually and post these to the statewide IT
11 dashboard; and

12 (iii) Provide independent recommendations to legislative fiscal
13 committees by December of each calendar year on oversight of IT
14 projects to include opportunities for accountability and performance
15 metrics.

16 (b) \$2,960,000 of the consolidated technology services revolving
17 account—state appropriation is provided solely for the office of
18 privacy and data protection.

19 (2) (~~(\$12,393,000)~~) \$12,168,000 of the consolidated technology
20 services revolving account—state appropriation is provided solely for
21 the office of cyber security.

22 (3) The consolidated technology services agency shall work with
23 customer agencies using the Washington state electronic records vault
24 (WASERV) to identify opportunities to:

25 (a) Reduce storage volumes and costs associated with vault
26 records stored beyond the agencies' record retention schedules; and

27 (b) Assess a customized service charge as defined in chapter 304,
28 Laws of 2017 for costs of using WASERV to prepare data compilations
29 in response to public records requests.

30 (4) (a) In conjunction with the office of the chief information
31 officer's prioritization of proposed information technology
32 expenditures, agency budget requests for proposed information
33 technology expenditures must include the following:

34 (i) The agency's priority ranking of each information technology
35 request;

36 (ii) The estimated cost by fiscal year and by fund for the
37 current biennium;

38 (iii) The estimated cost by fiscal year and by fund for the
39 ensuing biennium;

1 (iv) The estimated total cost for the current and ensuing
2 biennium;

3 (v) The total cost by fiscal year, by fund, and in total, of the
4 information technology project since it began;

5 (vi) The estimated cost by fiscal year and by fund over all
6 biennia through implementation and close out and into maintenance and
7 operations;

8 (vii) The estimated cost by fiscal year and by fund for service
9 level agreements once the project is implemented;

10 (viii) The estimated cost by fiscal year and by fund for agency
11 staffing for maintenance and operations once the project is
12 implemented; and

13 (ix) The expected fiscal year when the agency expects to complete
14 the request.

15 (b) The office of the chief information officer and the office of
16 financial management may request agencies to include additional
17 information on proposed information technology expenditure requests.

18 (5) The consolidated technology services agency must not increase
19 fees charged for existing services without prior approval by the
20 office of financial management. The agency may develop fees to
21 recover the actual cost of new infrastructure to support increased
22 use of cloud technologies.

23 (6) Within existing resources, the agency must provide oversight
24 of state procurement and contracting for information technology goods
25 and services by the department of enterprise services.

26 (7) Within existing resources, the agency must host, administer,
27 and support the state employee directory in an online format to
28 provide public employee contact information.

29 (8) The health care authority, the health benefit exchange, the
30 department of social and health services, the department of health,
31 and the department of children, youth, and families shall work
32 together within existing resources to establish the health and human
33 services enterprise coalition (the coalition). The coalition, led by
34 the health care authority, must be a multi-organization collaborative
35 that provides strategic direction and federal funding guidance for
36 projects that have cross-organizational or enterprise impact,
37 including information technology projects that affect organizations
38 within the coalition. The office of the chief information officer
39 shall maintain a statewide perspective when collaborating with the
40 coalition to ensure that the development of projects (~~identified in~~

1 ~~this report~~) undertaken by the coalition are planned for in a manner
2 that ensures the efficient use of state resources, supports the
3 adoption of a cohesive technology and data architecture, and
4 maximizes federal financial participation. The work of the coalition
5 and any project identified as a coalition project is subject to the
6 conditions, limitations, and review provided in section 701 of this
7 act.

8 (9) (~~(\$4,303,000)~~) \$4,330,000 of the consolidated technology
9 services revolving account—state appropriation is provided solely for
10 the creation and ongoing delivery of information technology services
11 tailored to the needs of small agencies. The scope of services must
12 include, at a minimum, full-service desktop support, service
13 assistance, security, and consultation.

14 (10) \$23,150,000 of the consolidated technology services
15 revolving account—state appropriation is provided solely for the
16 procurement and distribution of Microsoft 365 licenses which must
17 include advanced security features and cloud-based private branch
18 exchange capabilities for state agencies. The office must report
19 annually to fiscal committees of the legislature beginning December
20 31, 2021, and each December 31 thereafter, on the count and type of
21 licenses distributed by consolidated technology services to each
22 state agency. The report must also separately report on the count and
23 type of Microsoft 365 licenses that state agencies have in addition
24 to those that are distributed by consolidated technology services so
25 that the total count, type of license, and cost is known for
26 statewide Microsoft 365 licenses.

27 (11)(a) The statewide information technology dashboard elements
28 must include, at a minimum, the:

29 (i) Start date of the project;

30 (ii) End date of the project, when the project will close out and
31 implementation will commence;

32 (iii) Term of the project in state fiscal years across all
33 biennia to reflect the start of the project through the end of the
34 project;

35 (iv) Total project cost from start date through the end date of
36 the project in total dollars, and a subtotal of near general fund
37 outlook;

38 (v) Near general fund outlook budget and actual spending in total
39 dollars and by fiscal month for central service agencies that bill
40 out project costs;

- 1 (vi) Start date of maintenance and operations;
- 2 (vii) Estimated annual state fiscal year cost of maintenance and
3 operations after implementation and close out;
- 4 (viii) Actual spending by state fiscal year and in total for
5 state fiscal years that have closed;
- 6 (ix) Date a feasibility study was completed; and
- 7 (x) A list of funding received by fiscal year by enacted session
8 law, and how much was received citing chapter law as a list of
9 funding provided by fiscal year.

10 (b) The office of the chief information officer may recommend
11 additional elements to include but must have agreement with
12 legislative fiscal committees and the office of financial management
13 prior to including additional elements.

14 (c) The agency must ensure timely posting of project data on the
15 statewide information technology dashboard for at least each project
16 funded in the budget and under oversight to include, at a minimum,
17 posting on the dashboard:

18 (i) The budget funded level by project for each project under
19 oversight within 30 calendar days of the budget being signed into
20 law;

21 (ii) The project historical expenditures through fiscal year
22 2021, by December 31, 2021, for all projects that started prior to
23 July 1, 2021;

24 (iii) The project historical expenditures through fiscal year
25 2022, by December 31, 2022, for all projects that started prior to
26 July 1, 2022; and

27 (iv) Whether each project has completed a feasibility study.

28 (12) Within existing resources, consolidated technology services
29 must collaborate with the department of enterprise services on the
30 annual contract report that provides information technology contract
31 information. Consolidated technology services will:

32 (a) Provide ((App tie)) data to the department of enterprise
33 services annually beginning September 1, 2021, and each September 1
34 of each year; and

35 (b) Provide analysis on contract information for all agencies
36 comparing spending across state fiscal years by, at least, the
37 contract spending towers.

38 ~~(13) ((\$129,000 of the consolidated technology services revolving~~
39 ~~account state appropriation is provided solely for implementation of~~
40 ~~Second Substitute Senate Bill No. 5062 (data). If the bill is not~~

1 ~~enacted by June 30, 2021, the amount provided in this subsection~~
2 ~~shall lapse.~~

3 ~~(14))~~ \$12,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for the office of the chief information
5 officer who must convene a work group to examine how automated
6 decision making systems can best be reviewed before adoption and
7 while in operation and be periodically audited to ensure that such
8 systems are fair, transparent, accountable and do not improperly
9 advantage or disadvantage Washington residents.

10 (a) The work group must be composed of:

11 (i) A representative of the department of children, youth, and
12 families;

13 (ii) A representative of the department of corrections;

14 (iii) A representative of the department of social and health
15 services;

16 (iv) A representative of the department of enterprise services;

17 (v) At least two representatives from universities or research
18 institutions who are experts in the design and effect of an
19 algorithmic system; and

20 (vi) At least five representatives from advocacy organizations
21 that represent communities that are disproportionately vulnerable to
22 being harmed by algorithmic bias, including but not limited to,
23 African American, Hispanic American, Native American, and Asian
24 American communities, religious minorities, people with disabilities,
25 and other vulnerable communities.

26 (b) The purpose of the work group is to develop recommendations
27 for changes in state law and policy regarding the development,
28 procurement, and use of automated decision systems by public
29 agencies. The work group must examine:

30 (i) When state agency use of automated decision making systems
31 should be prohibited;

32 (ii) When state agency use of artificial intelligence-enabled
33 profiling systems should be prohibited;

34 (iii) Changes in the procurement of automated decision systems,
35 including when the procurement must receive prior approval by the
36 office of chief information officer;

37 (iv) How to review, identify, and audit systems to ensure that
38 the system prior to procurement and after placed into service does
39 not discriminate against an individual, or treat an individual less

1 favorably than another, in whole or in part, on the basis of one or
2 more factors enumerated in RCW 49.60.010;

3 (v) How to provide public notice when an automated decision
4 system is in use and how to appeal such decisions;

5 (vi) How automated decision system data should be stored and
6 whether such data should be shared outside the system; and

7 (vii) Other issues determined by the office of chief information
8 officer or the department of enterprise services that are necessary
9 to govern state agency procurement and use of automated decision
10 systems.

11 (c) To demonstrate the impacts of its recommendations, the work
12 group must select one of following automated decision making systems
13 and describe how their implementation would affect the procurement of
14 a new system and the use the existing system:

15 (i) The department of children, youth, and families system used
16 to determine risk in the family child welfare system;

17 (ii) The department of corrections system used to determine risk
18 for purposes of evaluating early release and/or sentencing; or

19 (iii) The department of social and health services system used
20 for hospital admissions.

21 (d) The work group shall meet at least four times, or more
22 frequently to accomplish its work. The office of the chief
23 information officer must lead the work group. Each of the state
24 agencies identified in (a) of this subsection must provide staff
25 support to the work group and its activities.

26 (e) The work group must submit a report to the fiscal committees
27 of the legislature and the governor no later than December 1, 2021.

28 (f) For purposes of this subsection, "automated decision system"
29 or "system" means any algorithm, including one incorporating machine
30 learning or other artificial intelligence techniques, that uses data-
31 based analysis or calculations to make or support government
32 decisions, judgments, or conclusions that cause a Washington resident
33 to be treated differently than another Washington resident in the
34 nature or amount of governmental interaction with that individual
35 including, without limitation, benefits, protections, required
36 payments, penalties, regulations, timing, application, or process
37 requirements.

38 ~~((15))~~ (14) \$81,000 of the consolidated technology services
39 revolving account—state appropriation is provided solely for
40 implementation of Engrossed Second Substitute House Bill No. 1274

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

3 ~~(16))~~ (15) (a) \$381,000 of the general fund—state appropriation
4 for fiscal year 2022 and \$343,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the office
6 of the chief information officer to provide a common platform for
7 hosting existing state data on natural hazards risks into a
8 comprehensive, multihazard, statewide, geospatial data portal to
9 assist with state hazard risk and resilience mapping and analysis. In
10 performing this work, the office of the chief information officer
11 will:

12 (i) Coordinate with the state emergency management division,
13 office of the insurance commissioner, University of Washington
14 climate impacts group and Washington sea grant, Washington State
15 University water research center, and the state departments of
16 ecology, health, natural resources, and transportation on the project
17 scope, user needs, and deliverables;

18 (ii) Organize data in standardized and compatible formats
19 including temporal data, where able; and

20 (iii) Address credentialing for secure access to protect
21 sensitive data needed for risk analyses.

22 (b) By December 1, 2022, in consultation with the governor's
23 office and the other agencies listed above, the office of the chief
24 information officer will provide a progress report to the relevant
25 legislative committees on the development of the platform and data
26 sharing agreements.

27 (c) By June 1, 2023, in consultation with the governor's office
28 and the other agencies listed above, the office of the chief
29 information officer will provide a final report with recommendations
30 for further enhancing natural hazards resiliency by using data to
31 inform the development of a statewide resilience strategy.

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

34 ~~((17))~~ (16) \$1,493,000 of the consolidated technology services
35 revolving account—state appropriation is provided solely for
36 implementation of Engrossed Substitute Senate Bill No. 5432
37 (cybersecurity/state gov.). (~~If the bill is not enacted by June 30,~~
38 ~~2021, the amount provided in this subsection shall lapse.))~~

1 (17) \$4,333,000 of the consolidated technology services revolving
2 account—state appropriation is provided solely for the continued
3 implementation of the enterprise cloud computing program and the
4 recommendations of the Washington state cloud readiness report.

5 (18) \$2,375,000 of the consolidated technology services revolving
6 account—state appropriation is provided solely for the implementation
7 of the recommendations of the cloud transition task force report.

8 (19) \$15,000 of the general fund—state appropriation for fiscal
9 year 2023 and \$5,650,000 of the consolidated technology services
10 revolving account—state appropriation are provided solely for
11 implementation of Second Substitute House Bill No. 2044 (ransomware
12 protection). If the bill is not enacted by June 30, 2022, the amounts
13 provided in this subsection shall lapse.

14 **Sec. 150.** 2021 c 334 s 152 (uncodified) is amended to read as
15 follows:

16 **FOR THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS AND LAND**
17 **SURVEYORS**

18 Professional Engineers' Account—State Appropriation.	(\$4,190,000)
	<u>\$4,193,000</u>
20 TOTAL APPROPRIATION.	(\$4,190,000)
	<u>\$4,193,000</u>

22 NEW SECTION. **Sec. 151.** A new section is added to 2021 c 334
23 (uncodified) to read as follows:

24 **FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS**

25 Financial Services Regulation Nonappropriated
26 Account—State Appropriation. \$140,000
27 TOTAL APPROPRIATION. \$140,000

28 The appropriation in this section is subject to the following
29 conditions and limitations: The entire appropriation is provided
30 solely for the department of financial institutions to conduct a
31 survey of foreclosure trustees doing business in the state of
32 Washington for owner-occupied residential real property between
33 January 1, 2017, and December 31, 2019.

- 34 (1) The survey must include:
35 (a) The name and place of business of the trustee, its owner, and
36 any affiliated firms or businesses that do business in Washington;

1 (b) The number of notices of trustee sale filed each year for
2 each beneficiary;

3 (c) Templates without personally identifiable information of all
4 notices sent to borrowers within the survey period; and

5 (d) Samples of service contracts between the trustee and each
6 beneficiary.

7 (2) By January 1, 2023, the department of financial institutions
8 shall submit a report to the legislature on the results of the survey
9 and include a discussion of the regulation of foreclosure trustees in
10 Washington's nonjudicial foreclosure system.

11 NEW SECTION. **Sec. 152.** A new section is added to 2021 c 334
12 (uncodified) to read as follows:

13 **FOR THE HORSE RACING COMMISSION**

14 Washington Equine Industry Reinvestment Account—State

15 Appropriation. \$5,100,000

16 TOTAL APPROPRIATION. \$5,100,000

17 The appropriation in this section is subject to the following
18 conditions and limitations: \$5,100,000 of the WA equine industry
19 reinvestment account—state appropriation is provided solely for
20 implementation of House Bill No. 1928 (equine industry support). If
21 the bill is not enacted by June 30, 2022, the amount appropriated in
22 this section shall lapse.

(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 the
10 conditions, limitations, and review provided in section 701 of this
11 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>\$407,086,000</u>
8	General Fund—State Appropriation (FY 2023).	((\$436,264,000))
9		<u>\$457,666,000</u>
10	General Fund—Federal Appropriation.	((\$142,531,000))
11		<u>\$145,817,000</u>
12	General Fund—Private/Local Appropriation.	((\$21,540,000))
13		<u>\$15,528,000</u>
14	TOTAL APPROPRIATION.	((\$1,036,225,000))
15		<u>\$1,026,097,000</u>

16 The appropriations in this subsection are subject to the
17 following conditions and limitations:

18 (a) The state psychiatric hospitals may use funds appropriated in
19 this subsection to purchase goods, services, and supplies through
20 hospital group purchasing organizations when it is cost-effective to
21 do so.

22 (b) \$311,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$310,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for a community partnership
25 between western state hospital and the city of Lakewood to support
26 community policing efforts in the Lakewood community surrounding
27 western state hospital. The amounts provided in this subsection
28 (1)(b) are for the salaries, benefits, supplies, and equipment for
29 one full-time investigator, one full-time police officer, and one
30 full-time community service officer at the city of Lakewood. The
31 department must collect data from the city of Lakewood on the use of
32 the funds and the number of calls responded to by the community
33 policing program and submit a report with this information to the
34 office of financial management and the appropriate fiscal committees
35 of the legislature each December of the fiscal biennium.

36 (c) \$45,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$45,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for payment to the city of

1 Lakewood for police services provided by the city at western state
2 hospital and adjacent areas.

3 (d) \$19,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$19,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for payment to the city of
6 Medical Lake for police services provided by the city at eastern
7 state hospital and adjacent areas.

8 (e) \$135,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$135,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the department to maintain
11 an on-site safety compliance officer, stationed at Western State
12 Hospital, to provide oversight and accountability of the hospital's
13 response to safety concerns regarding the hospital's work
14 environment.

15 (f) \$100,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$100,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the department to track
18 compliance with RCW 71.05.365 requirements for transition of state
19 hospital patients into community settings within fourteen days of the
20 determination that they no longer require active psychiatric
21 treatment at an inpatient level of care. The department must use
22 these funds to track the following elements related to this
23 requirement: (i) The date on which an individual is determined to no
24 longer require active psychiatric treatment at an inpatient level of
25 care; (ii) the date on which the behavioral health entities and other
26 organizations responsible for resource management services for the
27 person is notified of this determination; and (iii) the date on which
28 either the individual is transitioned to the community or has been
29 re-evaluated and determined to again require active psychiatric
30 treatment at an inpatient level of care. The department must provide
31 this information in regular intervals to behavioral health entities
32 and other organizations responsible for resource management services.
33 The department must summarize the information and provide a report to
34 the office of financial management and the appropriate committees of
35 the legislature on progress toward meeting the fourteen day standard
36 by December 1, 2021, and December 1, 2022.

37 (g) \$250,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$250,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the department, in

1 collaboration with the health care authority, to develop and
2 implement a predictive modeling tool which identifies clients who are
3 at high risk of future involvement with the criminal justice system
4 and for developing a model to estimate demand for civil and forensic
5 state hospital bed needs pursuant to the following requirements.

6 (i) By the first day of each December during the biennium, the
7 department, in coordination with the health care authority, must
8 submit a report to the office of financial management and the
9 appropriate committees of the legislature which summarizes how the
10 predictive modeling tool has been implemented and includes the
11 following: (A) The numbers of individuals identified by the tool as
12 having a high risk of future criminal justice involvement; (B) the
13 method and frequency for which the department is providing lists of
14 high-risk clients to contracted managed care organizations and
15 behavioral health administrative services organizations; (C) a
16 summary of how the managed care organizations and behavioral health
17 administrative services organizations are utilizing the data to
18 improve the coordination of care for the identified individuals; and
19 (D) a summary of the administrative data to identify whether
20 implementation of the tool is resulting in increased access and
21 service levels and lower recidivism rates for high-risk clients at
22 the state and regional level.

23 (ii) The department must provide staff support for the forensic
24 and long-term civil commitment bed forecast which must be conducted
25 under the direction of the office of financial management. The
26 forecast methodology, updates, and methodology changes must be
27 conducted in coordination with staff from the department, the health
28 care authority, the office of financial management, and the
29 appropriate fiscal committees of the state legislature. The model
30 shall incorporate factors for capacity in state hospitals as well as
31 contracted facilities, which provide similar levels of care, referral
32 patterns, wait lists, lengths of stay, and other factors identified
33 as appropriate for estimating the number of beds needed to meet the
34 demand for civil and forensic state hospital services. Factors should
35 include identification of need for the services and analysis of the
36 effect of community investments in behavioral health services and
37 other types of beds that may reduce the need for long-term civil
38 commitment needs. The forecast must be updated each February, June,
39 and November during the biennium and the department must submit a
40 report to the legislature and the appropriate committees of the

1 legislature summarizing the updated forecast based on the caseload
2 forecast council's schedule for entitlement program forecasts.

3 (h) \$5,049,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$5,075,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the phase-in of the
6 settlement agreement under *Trueblood, et al. v. Department of Social*
7 *and Health Services, et al.*, United States District Court for the
8 Western District of Washington, Cause No. 14-cv-01178-MJP. The
9 department, in collaboration with the health care authority and the
10 criminal justice training commission, must implement the provisions
11 of the settlement agreement pursuant to the timeline and
12 implementation plan provided for under the settlement agreement. This
13 includes implementing provisions related to competency evaluations,
14 competency restoration, forensic navigators, crisis diversion and
15 supports, education and training, and workforce development.

16 (i) \$7,147,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$7,147,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely to maintain implementation of
19 efforts to improve the timeliness of competency evaluation services
20 for individuals who are in local jails pursuant to chapter 5, Laws of
21 2015 (timeliness of competency treatment and evaluation services).
22 This funding must be used solely to maintain increases in the number
23 of competency evaluators that began in fiscal year 2016 pursuant to
24 the settlement agreement under *Trueblood, et al. v. Department of*
25 *Social and Health Services, et al.*, United States District Court for
26 the Western District of Washington, Cause No. 14-cv-01178-MJP.

27 (j) \$71,690,000 of the general fund—state appropriation for
28 fiscal year 2022, \$77,825,000 of the general fund—state appropriation
29 for fiscal year 2023, and \$2,541,000 of the general fund—federal
30 appropriation are provided solely for implementation of efforts to
31 improve the timeliness of competency restoration services pursuant to
32 chapter 5, Laws of 2015 (timeliness of competency treatment and
33 evaluation services) and the settlement agreement under *Trueblood, et*
34 *al. v. Department of Social and Health Services, et al.*, United
35 States District Court for the Western District of Washington, Cause
36 No. 14-cv-01178-MJP. These amounts must be used to maintain increases
37 that were implemented between fiscal year 2016 and fiscal year 2021,
38 and further increase the number of forensic beds at western state
39 hospital during the 2021-2023 fiscal biennium. Pursuant to chapter 7,

1 Laws of 2015 1st sp. sess. (timeliness of competency treatment and
2 evaluation services), the department may contract some of these
3 amounts for services at alternative locations if the secretary
4 determines that there is a need.

5 (k) \$76,029,000 of the general fund—state appropriation for
6 fiscal year 2022 and (~~(\$59,784,000)~~) \$65,875,000 of the general fund—
7 state appropriation for fiscal year 2023 are provided solely for the
8 department to continue to implement an acuity based staffing tool at
9 western state hospital and eastern state hospital in collaboration
10 with the hospital staffing committees. The staffing tool must be used
11 to identify, on a daily basis, the clinical acuity on each patient
12 ward and determine the minimum level of direct care staff by
13 profession to be deployed to meet the needs of the patients on each
14 ward. The department must evaluate interrater reliability of the tool
15 within each hospital and between the two hospitals. The department
16 must also continue to update, in collaboration with the office of
17 financial management's labor relations office, the staffing
18 committees, and state labor unions, an overall state hospital
19 staffing plan that looks at all positions and functions of the
20 facilities.

21 (i) Within the amounts provided in this section, the department
22 must establish, monitor, track, and report monthly staffing and
23 expenditures at the state hospitals, including overtime and use of
24 locums, to the functional categories identified in the recommended
25 staffing plan. The allotments and tracking of staffing and
26 expenditures must include all areas of the state hospitals, must be
27 done at the ward level, and must include contracted facilities
28 providing forensic restoration services as well as the office of
29 forensic mental health services.

30 (ii) By December 1, 2021, and December 1, 2022, the department
31 must submit reports to the office of financial management and the
32 appropriate committees of the legislature that provide a comparison
33 of monthly spending, staffing levels, overtime, and use of locums for
34 the prior year compared to allotments and to the recommended state
35 hospital staffing model. The format for these reports must be
36 developed in consultation with staff from the office of financial
37 management and the appropriate committees of the legislature. The
38 reports must include a summary of the results of the evaluation of
39 the interrater reliability in use of the staffing acuity tool and an
40 update from the hospital staffing committees.

1 (iii) Monthly staffing levels and related expenditures at the
2 state hospitals must not exceed official allotments without prior
3 written approval from the director of the office of financial
4 management. In the event the director of the office of financial
5 management approves an increase in monthly staffing levels and
6 expenditures beyond what is budgeted, notice must be provided to the
7 appropriate committees of the legislature within 30 days of such
8 approval. The notice must identify the reason for the authorization
9 to exceed budgeted staffing levels and the time frame for the
10 authorization. Extensions of authorizations under this subsection
11 must also be submitted to the director of the office of financial
12 management for written approval in advance of the expiration of an
13 authorization. The office of financial management must notify the
14 appropriate committees of the legislature of any extensions of
15 authorizations granted under this subsection within 30 days of
16 granting such authorizations and identify the reason and time frame
17 for the extension.

18 (l) (~~(\$10,581,000)~~) \$4,681,000 of the general fund—state
19 appropriation for fiscal year 2022 and \$10,581,000 of the general
20 fund—state appropriation for fiscal year 2023 are provided solely for
21 the department to implement strategies to improve patient and staff
22 safety at eastern and western state hospitals. These amounts must be
23 used for continuing to implement a new intensive care model program
24 at western state hospital and maintaining prior investments in
25 training and other safety-related staff support at both hospitals. A
26 report must be submitted by December 1, 2021, and December 1, 2022,
27 which includes a description of the (~~(intensive care model being~~
28 ~~implemented)~~) safety or violence reduction strategy, a profile of the
29 types of patients being served (~~(at the program)~~), the staffing model
30 being used (~~(for the program)~~), and outcomes associated with (~~(the~~
31 ~~program)~~) each strategy. The outcomes section should include tracking
32 data on facility-wide metrics related to patient and staff safety as
33 well as individual outcomes related to the patients served (~~(on the~~
34 ~~unit)~~).

35 (m) \$2,593,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$2,593,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the department to increase
38 services to patients found not guilty by reason of insanity under the
39 *Ross v. Laswhay* settlement agreement.

1 (n) Within the amounts provided in this subsection, the
2 department must develop and submit an annual state hospital
3 performance report for eastern and western state hospitals. Each
4 measure included in the performance report must include baseline
5 performance data, agency performance targets, and performance for the
6 most recent fiscal year. The performance report must include a one
7 page dashboard as well as charts for each fiscal and quality of care
8 measure broken out by hospital and including but not limited to (i)
9 monthly FTE expenditures compared to allotments; (ii) monthly dollar
10 expenditures compared to allotments; (iii) monthly FTE expenditures
11 per thousand patient bed days; (iv) monthly dollar expenditures per
12 thousand patient bed days; (v) percentage of FTE expenditures for
13 overtime; (vi) average length of stay by category of patient; (vii)
14 average monthly civil wait list; (viii) average monthly forensic wait
15 list; (ix) rate of staff assaults per thousand patient bed days; (x)
16 rate of patient assaults per thousand patient bed days; (xi) average
17 number of days to release after a patient has been determined to be
18 clinically ready for discharge; and (xii) average monthly vacancy
19 rates for key clinical positions. The department must submit the
20 state hospital performance report to the office of financial
21 management and the appropriate committees of the legislature by the
22 first day of each December of the biennium.

23 (o) (~~(\$3,846,000)~~) \$3,773,000 of the general fund—state
24 appropriation for fiscal year 2022, (~~(\$3,846,000)~~) \$4,040,000 of the
25 general fund—state appropriation for fiscal year 2023, and
26 (~~(\$7,692,000)~~) \$4,573,000 of the general fund—federal appropriation
27 are provided solely to open a new unit at the child study treatment
28 center which shall serve up to 18 children.

29 (p) (~~(\$2,941,000)~~) \$124,000 of the general fund—state
30 appropriation for fiscal year 2023 (~~(and \$2,941,000 of the general~~
31 ~~fund—federal—appropriation—are)~~) is provided solely for the
32 department to (~~operate~~) prepare for opening a 16 bed facility
33 located in Clark county to provide long-term inpatient care beds as
34 defined in RCW 71.24.025. The department must use this facility to
35 provide treatment services for individuals who have been committed to
36 a state hospital pursuant to the dismissal of criminal charges and a
37 civil evaluation ordered under RCW 10.77.086 or 10.77.088. The
38 department must develop and implement a protocol to assess the risk
39 of patients being considered for placement in this facility and

1 determine whether the level of security and treatment services is
2 appropriate to meet the patient's needs. The department must submit a
3 report to the office of financial management and the appropriate
4 committees of the legislature by December 1, 2022, providing a
5 description of the protocol and a status update on progress toward
6 opening the new facility.

7 (q) \$1,382,000 of the general fund—state appropriation for fiscal
8 year 2022, \$5,092,000 of the general fund—state appropriation for
9 fiscal year 2023, and \$5,092,000 of the general fund—federal
10 appropriation is provided solely for the department to operate a 16
11 bed facility on the Maple Lane campus to provide long-term inpatient
12 care beds as defined in RCW 71.24.025. The facility must have the
13 capacity to provide treatment services to individuals committed under
14 chapter 71.05 RCW including individuals who have been committed to a
15 state hospital pursuant to the dismissal of criminal charges and a
16 civil evaluation ordered under RCW 10.77.086 or 10.77.088. The
17 department must develop and implement a protocol to assess the risk
18 of patients being considered for placement in this facility and
19 determine whether the level of security and treatment services is
20 appropriate to meet the patient's needs. The department must submit a
21 report to the office of financial management and the appropriate
22 committees of the legislature by December 1, 2021, providing a
23 description of the protocol and a status update on progress toward
24 opening the new facility.

25 (r) \$4,316,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for the department to operate the
27 Columbia cottage at Maple Lane as a 30 bed facility to serve
28 individuals who have been acquitted of a crime by reason of insanity
29 and subsequently ordered to receive treatment services under RCW
30 10.77.120. The department must develop and implement a protocol to
31 assess the risk of patients being considered for placement in this
32 facility and determine whether the level of security and treatment
33 services is appropriate to meet the patient's needs. The department
34 must submit a report to the office of financial management and the
35 appropriate committees of the legislature by December 1, 2022,
36 providing a description of the protocol and a status update on
37 progress toward the opening of Columbia cottage.

1 (s) Within the amounts provided in this section, the department
2 is provided funding to operate civil long-term inpatient beds at the
3 state hospitals as follows:

4 (i) Funding is sufficient for the department to operate 192 civil
5 beds at eastern state hospital in both fiscal year 2022 and fiscal
6 year 2023.

7 (ii) Funding for civil beds at western state hospital is reduced
8 during this period to allow for a phased reduction of six wards from
9 467 to 287 civil beds.

10 (iii) The closure of western state hospital civil wards shall be
11 implemented according to the following schedule: (A) First ward
12 closure by July 1, 2021; (B) second ward closure by November 1, 2021;
13 (C) third ward closure by March 1, 2022; (D) fourth ward closure by
14 July 1, 2022; (E) fifth ward closure by November 1, 2022; and (F)
15 sixth ward closure by April 1, 2023.

16 (iv) The department shall fully operate funded civil capacity at
17 eastern state hospital, including reopening and operating civil beds
18 that are not needed for eastern Washington residents to provide
19 services for western Washington residents.

20 (v) The department shall coordinate with the health care
21 authority toward development of the plan for increasing community
22 capacity for long-term inpatient services required under section
23 215(67) of this act.

24 (vi) It is the intent of the legislature to close additional
25 civil wards at western state hospital during the 2023-2025 fiscal
26 biennium.

27 (vii) It is the intent of the legislature to stop using western
28 state hospital buildings 17, 19, 20, and 21, which were built before
29 the 1950s, for patient care by fiscal year 2027.

30 (t) \$360,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for the department to implement
32 Engrossed Second Substitute House Bill No. 1086 (behavioral health
33 consumers). The amount in this subsection is provided solely for the
34 department's costs associated with providing access to and following
35 up on referrals from behavioral health consumer advocates in state
36 operated mental health facilities. The department must track the
37 number of monthly cases in which access to behavioral health consumer
38 advocates was provided for patients in state operated mental health
39 facilities and the number of these which resulted in subsequent
40 follow-up investigation by the department. The department must submit

1 a preliminary report to the office of financial management and the
2 appropriate committees of the legislature on the number of monthly
3 cases and follow-up investigations by December 1, 2022, and a final
4 report by June 30, 2023. (~~If the bill is not enacted by June 30,~~
5 ~~2021, the amount provided in this subsection shall lapse.~~)

6 (u) \$685,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely to conduct a cloud computing migration
8 feasibility study and is subject to the conditions, limitations, and
9 review requirements of section 701 of this act.

10 (v) \$1,806,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely to upgrade pharmacy information
12 technology systems and is subject to the conditions, limitations, and
13 review requirements of section 701 of this act.

14 (w) \$36,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely to implement Second Substitute House
16 Bill No. 1890 (children behavioral health). If the bill is not
17 enacted by June 30, 2022, the amount provided in this subsection
18 shall lapse.

19 (x) \$1,222,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for design and planning activities for
21 the new forensic hospital being constructed on the grounds of Western
22 state hospital.

23 (y) \$2,920,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for relocation, storage, and other costs
25 associated with building demolition on the Western state hospital
26 campus.

27 (2) PROGRAM SUPPORT

28	General Fund—State Appropriation (FY 2022)	((\$5,936,000))
29		<u>\$5,885,000</u>
30	General Fund—State Appropriation (FY 2023)	((\$5,929,000))
31		<u>\$5,881,000</u>
32	General Fund—Federal Appropriation	((\$366,000))
33		<u>\$388,000</u>
34	TOTAL APPROPRIATION	((\$12,231,000))
35		<u>\$12,154,000</u>

36 **Sec. 203.** 2021 c 334 s 203 (uncodified) is amended to read as
37 follows:

1 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL**
2 **DISABILITIES PROGRAM**

3 (1) COMMUNITY SERVICES

4	General Fund—State Appropriation (FY 2022).	((\$747,646,000))
5		<u>\$704,321,000</u>
6	General Fund—State Appropriation (FY 2023).	((\$948,278,000))
7		<u>\$1,134,226,000</u>
8	General Fund—Federal Appropriation.	((\$2,086,801,000))
9		<u>\$2,323,577,000</u>
10	General Fund—Private/Local Appropriation.	\$4,058,000
11	Developmental Disabilities Community Services	
12	Account—State Appropriation.	\$52,000,000
13	TOTAL APPROPRIATION.	((\$3,838,783,000))
14		<u>\$4,218,182,000</u>

15 The appropriations in this subsection are subject to the
16 following conditions and limitations:

17 (a) Individuals receiving services as supplemental security
18 income (SSI) state supplemental payments may not become eligible for
19 medical assistance under RCW 74.09.510 due solely to the receipt of
20 SSI state supplemental payments.

21 (b) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and
22 43.135.055, the department is authorized to increase nursing
23 facility, assisted living facility, and adult family home fees as
24 necessary to fully support the actual costs of conducting the
25 licensure, inspection, and regulatory programs. The license fees may
26 not exceed the department's annual licensing and oversight activity
27 costs and shall include the department's cost of paying providers for
28 the amount of the license fee attributed to medicaid clients.

29 (i) The current annual renewal license fee for adult family homes
30 is \$225 per bed beginning in fiscal year 2022 and \$225 per bed
31 beginning in fiscal year 2023. A processing fee of \$2,750 must be
32 charged to each adult family home when the home is initially
33 licensed. This fee is nonrefundable. A processing fee of \$700 must be
34 charged when adult family home providers file a change of ownership
35 application.

36 (ii) The current annual renewal license fee for assisted living
37 facilities is \$116 per bed beginning in fiscal year 2022 and \$116 per
38 bed beginning in fiscal year 2023.

1 (iii) The current annual renewal license fee for nursing
2 facilities is \$359 per bed beginning in fiscal year 2022 and \$359 per
3 bed beginning in fiscal year 2023.

4 (c) (i) \$2,648,000 of the general fund—state appropriation for
5 fiscal year 2022, \$8,946,000 of the general fund—state appropriation
6 for fiscal year 2023, and \$16,665,000 of the general fund—federal
7 appropriation are provided solely for the implementation of the
8 agreement reached between the governor and the service employees
9 international union healthcare 775nw under the provisions of chapters
10 74.39A and 41.56 RCW for the 2021-2023 fiscal biennium, as provided
11 in section 946 of this act.

12 (ii) \$8,764,000 of the general fund—state appropriation for
13 fiscal year 2023 and \$11,156,000 of the general fund—federal
14 appropriation are provided solely for the implementation of the
15 agreement reached between the governor and the service employees
16 international union healthcare 775nw under the provisions of chapters
17 74.39A and 41.56 RCW for fiscal year 2023, as provided in section 938
18 of this act.

19 (d) (i) \$291,000 of the general fund—state appropriation for
20 fiscal year 2022, \$992,000 of the general fund—state appropriation
21 for fiscal year 2023, and \$1,844,000 of the general fund—federal
22 appropriation are provided solely for the homecare agency parity
23 impacts of the agreement between the governor and the service
24 employees international union healthcare 775nw.

25 (ii) \$953,000 of the general fund—state appropriation for fiscal
26 year 2023 and \$1,214,000 of the general fund—federal appropriation
27 are provided solely for the homecare agency parity impacts of the
28 agreement between the governor and the service employees
29 international union healthcare 775nw.

30 (e) (i) \$540,000 of the general fund—state appropriation for
31 fiscal year 2022, \$860,000 of the general fund—state appropriation
32 for fiscal year 2023, and \$1,881,000 of the general fund—federal
33 appropriation are provided solely for the implementation of an
34 agreement reached between the governor and the adult family home
35 council under the provisions of chapter 41.56 RCW for the 2021-2023
36 fiscal biennium, as provided in section 948 of this act.

37 (ii) \$1,389,000 of the general fund—state appropriation for
38 fiscal year 2023 and \$1,278,000 of the general fund—federal
39 appropriation are provided solely for the implementation of an

1 agreement reached between the governor and the adult family home
2 council under the provisions of chapter 41.56 RCW for fiscal year
3 2023, as provided in section 940 of this act.

4 (f) The department may authorize a one-time waiver of all or any
5 portion of the licensing and processing fees required under RCW
6 70.128.060 in any case in which the department determines that an
7 adult family home is being relicensed because of exceptional
8 circumstances, such as death or incapacity of a provider, and that to
9 require the full payment of the licensing and processing fees would
10 present a hardship to the applicant. In these situations the
11 department is also granted the authority to waive the required
12 residential administrator training for a period of 120 days if
13 necessary to ensure continuity of care during the relicensing
14 process.

15 (g) Community residential cost reports that are submitted by or
16 on behalf of contracted agency providers are required to include
17 information about agency staffing including health insurance, wages,
18 number of positions, and turnover.

19 (h) Sufficient appropriations are provided to continue community
20 alternative placement beds that prioritize the transition of clients
21 who are ready for discharge from the state psychiatric hospitals, but
22 who have additional long-term care or developmental disability needs.

23 (i) Community alternative placement beds include enhanced service
24 facility beds, adult family home beds, skilled nursing facility beds,
25 shared supportive housing beds, state operated living alternative
26 beds, and assisted living facility beds.

27 (ii) Each client must receive an individualized assessment prior
28 to leaving one of the state psychiatric hospitals. The individualized
29 assessment must identify and authorize personal care, nursing care,
30 behavioral health stabilization, physical therapy, or other necessary
31 services to meet the unique needs of each client. It is the
32 expectation that, in most cases, staffing ratios in all community
33 alternative placement options described in (h)(i) of this subsection
34 will need to increase to meet the needs of clients leaving the state
35 psychiatric hospitals. If specialized training is necessary to meet
36 the needs of a client before he or she enters a community placement,
37 then the person centered service plan must also identify and
38 authorize this training.

39 (iii) When reviewing placement options, the department must
40 consider the safety of other residents, as well as the safety of

1 staff, in a facility. An initial evaluation of each placement,
2 including any documented safety concerns, must occur within thirty
3 days of a client leaving one of the state psychiatric hospitals and
4 entering one of the community placement options described in (h)(i)
5 of this subsection. At a minimum, the department must perform two
6 additional evaluations of each placement during the first year that a
7 client has lived in the facility.

8 (iv) In developing bed capacity, the department shall consider
9 the complex needs of individuals waiting for discharge from the state
10 psychiatric hospitals.

11 (i) Sufficient appropriations are provided for discharge case
12 managers stationed at the state psychiatric hospitals. Discharge case
13 managers will transition clients ready for hospital discharge into
14 less restrictive alternative community placements. The transition of
15 clients ready for discharge will free up bed capacity at the state
16 psychiatric hospitals.

17 (j) \$4,000 of the general fund—state appropriation for fiscal
18 year 2022, (~~(\$17,000)~~) \$37,000 of the general fund—state
19 appropriation for fiscal year 2023, and (~~(\$23,000)~~) \$42,000 of the
20 general fund—federal appropriation are provided solely for a cost of
21 living adjustment to the personal needs allowance pursuant to RCW
22 74.09.340.

23 (k) The department will work with the health care authority and
24 Washington state's managed care organizations to establish
25 recommendations for clients who live in the community to access the
26 developmental disabilities administration's facility-based
27 professionals to receive care covered under the state plan. If
28 feasible, these recommendations should detail how to enable facility-
29 based professionals to deliver services at mobile or brick-and-mortar
30 clinical settings in the community. The department must submit its
31 recommendations to the appropriate legislative committees no later
32 than December 1, (~~(2021)~~) 2022.

33 (l) The department of social and health services must claim the
34 enhanced federal medical assistance participation rate for home and
35 community-based services offered under section 9817 of the American
36 rescue plan act of 2021 (ARPA). Appropriations made that constitute
37 supplementation of home and community-based services as defined in
38 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

1 (m) \$300,000 of the general fund—state appropriation for fiscal
2 year 2023 and \$226,000 of the general fund—federal appropriation are
3 provided solely to implement Engrossed Second Substitute House Bill
4 No. 1086 (behavioral health consumers). (~~If the bill is not enacted~~
5 ~~by June 30, 2021, the amounts provided in this subsection shall~~
6 ~~lapse.~~)

7 (n) \$408,000 of the general fund—state appropriation for fiscal
8 year 2022, \$416,000 of the general fund—state appropriation for
9 fiscal year 2023, and \$474,000 of the general fund—federal
10 appropriation are provided solely to implement Second Substitute
11 House Bill No. 1061 (child welfare/developmental disability). (~~If~~
12 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
13 ~~this subsection shall lapse.~~)

14 (o) \$3,474,000 of the general fund—state appropriation for fiscal
15 year 2022, (~~(\$11,423,000)~~) \$109,705,000 of the general fund—state
16 appropriation for fiscal year 2023, and (~~(\$15,262,000)~~) \$113,544,000
17 of the general fund—federal appropriation are provided solely to
18 increase rates for community residential service providers offering
19 supported living, group home, group training home, and licensed staff
20 residential services to individuals with developmental disabilities.
21 (~~The~~) Of the amounts provided in this subsection (o) (~~include~~
22 ~~funding to~~):

23 (i) \$3,474,000 of the general fund—state appropriation for fiscal
24 year 2022, \$11,423,000 of the general fund—state appropriation for
25 fiscal year 2023, and \$15,262,000 of the general fund—federal
26 appropriation are provided solely to increase the provider rate by
27 2.0 percent effective January 1, 2022, and by an additional 2.0
28 percent effective January 1, 2023. Both 2.0 percent rate increases
29 must be used to support providers' ability to maintain direct care
30 staff wages above the statewide minimum wage.

31 (ii) \$98,282,000 of the general fund—state appropriation for
32 fiscal year 2023 and \$98,282,000 of the general fund—federal
33 appropriation are provided solely to increase the provider rate
34 effective July 1, 2022. It is the intent of the legislature that
35 contracted providers use the funding provided in this subsection
36 (o)(ii) to provide an hourly wage of at least \$20 for direct care
37 workers.

38 (p) The annual certification renewal fee for community
39 residential service businesses is \$859 per client in fiscal year 2022

1 and \$859 per client in fiscal year 2023. The annual certification
2 renewal fee may not exceed the department's annual licensing and
3 oversight activity costs.

4 (q) The appropriations in this section include sufficient funding
5 to implement chapter 220, Laws of 2020 (adult family homes/8 beds). A
6 nonrefundable fee of \$485 shall be charged for each application to
7 increase bed capacity at an adult family home to seven or eight beds.

8 (r) \$39,000 of the general fund—state appropriation for fiscal
9 year 2022, \$49,000 of the general fund—state appropriation for fiscal
10 year 2023, and \$131,000 of the general fund—federal appropriation are
11 provided solely to increase the administrative rate for home care
12 agencies by five cents per hour effective July 1, 2021.

13 (s) \$1,705,000 of the general fund—state appropriation for fiscal
14 year 2022, \$1,688,000 of the general fund—state appropriation for
15 fiscal year 2023, and \$1,465,000 of the general fund—federal
16 appropriation are provided solely for the development and
17 implementation of 13 enhanced respite beds across the state for
18 children. These services are intended to provide families and
19 caregivers with a break in caregiving, the opportunity for behavioral
20 stabilization of the child, and the ability to partner with the state
21 in the development of an individualized service plan that allows the
22 child to remain in his or her family home. The department must
23 provide the legislature with a respite utilization report in January
24 of each year that provides information about the number of children
25 who have used enhanced respite in the preceding year, as well as the
26 location and number of days per month that each respite bed was
27 occupied.

28 (t) \$2,025,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$2,006,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the development and
31 implementation of 13 community respite beds across the state for
32 adults. These services are intended to provide families and
33 caregivers with a break in caregiving and the opportunity for
34 stabilization of the individual in a community-based setting as an
35 alternative to using a residential habilitation center to provide
36 planned or emergent respite. The department must provide the
37 legislature with a respite utilization report by January of each year
38 that provides information about the number of individuals who have

1 used community respite in the preceding year, as well as the location
2 and number of days per month that each respite bed was occupied.

3 (u) (~~(\$18,733,000)~~) \$43,535,000 of the general fund—state
4 appropriation for fiscal year 2022, \$47,243,000 of the general fund—
5 state appropriation for fiscal year 2023, and (~~(\$46,342,000)~~)
6 \$152,070,000 of the general fund—federal appropriation are provided
7 solely to continue providing rate add-ons for contracted service
8 providers to address the increased costs associated with serving
9 clients during the COVID-19 pandemic (~~((through the end of calendar~~
10 ~~year 2021))~~).

11 (v) \$78,000 of the general fund—state appropriation for fiscal
12 year 2022, \$75,000 of the general fund—state appropriation for fiscal
13 year 2023, and \$113,000 of the general fund—federal appropriation are
14 provided solely for implementation of Engrossed Substitute Senate
15 Bill No. 5284 (subminimum wage/disabilities). (~~(If the bill is not~~
16 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
17 ~~shall lapse.)~~)

18 (w) Funding in this section is sufficient to implement chapter
19 352, laws of 2020 (developmental disabilities budgeting), including a
20 review of the no-paid services caseload and to update the information
21 to accurately reflect a current headcount of eligible persons and the
22 number of persons contacted who are currently interested in receiving
23 a paid service. It is the intent of the legislature that the
24 department will, as required in chapter 252, laws of 2020
25 (developmental disabilities budgeting), submit a report of this
26 information to the governor and the appropriate committees of the
27 legislature by December 1, 2021. It is also the intent of the
28 legislature that the necessary paid services identified with
29 completion of this report will be adequately funded by the conclusion
30 of fiscal year 2024.

31 (x) \$1,387,000 of the general fund—state appropriation for fiscal
32 year 2022, \$2,641,000 of the general fund—state appropriation for
33 fiscal year 2023, and \$4,250,000 of the general fund—federal
34 appropriation are provided solely to increase the capacity of the
35 children's intensive in-home behavioral supports waiver by 100 slots.

36 (y) \$19,648,000 of the general fund—state appropriation for
37 fiscal year 2023 and \$25,006,000 of the general fund—federal
38 appropriation are provided solely for the purposes of settling all
39 claims in the two related cases *Liang et al v. Washington DSHS et al,*

1 Thurston county superior court case no. 20-2-02506-34 and SEIU 775 v.
2 Washington DSHS et al, Thurston county superior court case no.
3 18-2-05584-34, Washington supreme court case no. 99658-8. The
4 expenditure of these amounts is contingent upon the release of all
5 claims in both cited cases, and total settlement costs shall not
6 exceed the amounts provided in this subsection and section 204(45) of
7 this act. If the settlement agreement is not fully executed and
8 approved by the Thurston county superior court by June 30, 2023, the
9 amounts provided in this subsection shall lapse.

10 (z) \$205,000 of the general fund—state appropriation for fiscal
11 year 2022, \$232,000 of the general fund—state appropriation for
12 fiscal year 2023, and \$590,000 of the general fund—federal
13 appropriation are provided solely for the department of social and
14 health services to examine the capabilities of the community
15 residential settings and services; to improve cross-system
16 coordination; and to begin the process of redesigning state-operated
17 intermediate care facilities to function as short-term crisis
18 stabilization and intervention. Of the amounts provided in this
19 subsection (1) (~~(y)~~) (z):

20 (i) \$159,000 of the general fund—state appropriation for fiscal
21 year 2022, \$186,000 of the general fund—state appropriation for
22 fiscal year 2023, and \$310,000 of the general fund—federal
23 appropriation are provided solely for the department of social and
24 health services to:

25 (A) Beginning with the governor's budget proposal submitted in
26 December 2022, submit a budget request for expenditures associated
27 with anticipated demand for services under the individual and family
28 services waiver, the basic plus waiver, and the number of individuals
29 who are expected to reside in state-operated living alternatives for
30 consideration by the governor and the legislature for inclusion in
31 maintenance level budgets;

32 (B) Examine the need for community respite beds to serve eligible
33 individuals and stabilization, assessment, and intervention beds to
34 provide crisis stabilization services for individuals with complex
35 behavioral needs. A preliminary report must be submitted no later
36 than October 1, 2022, with a final report submitted no later than
37 October 1, 2023, to the governor and the appropriate committees of
38 the legislature that estimates the number of beds needed in fiscal
39 years 2023 through 2025, recommends geographic locations of these

1 beds, provides options for contracting with community providers for
2 these beds, provides options for utilizing existing intermediate care
3 facilities to meet these needs, and recommends whether or not an
4 increase to respite hours is needed;

5 (C) Contract with a private vendor for a study of medicaid rates
6 for contracted community residential service providers. The study
7 must be submitted to the governor and the appropriate committees of
8 the legislature no later than December 1, 2023, and must include:

9 (I) A recommendation of rates needed for facilities to cover
10 their costs and adequately recruit, train, and retain direct care
11 professionals;

12 (II) Recommendations for an enhanced rate structure, including
13 when and for whom this rate structure would be appropriate; and

14 (III) An assessment of options for an alternative, opt-in rate
15 structure for contracted supported living providers who voluntarily
16 serve individuals with complex behaviors, complete additional
17 training, and submit to additional monitoring;

18 (D) Submit by October 1, 2022, a five-year plan to phase-in the
19 appropriate level of funding and staffing to achieve case management
20 ratios of one case manager to no more than 35 clients. The five-year
21 plan must include:

22 (I) An analysis of current procedures to hire and train new staff
23 within the developmental disabilities administration of the
24 department of social and health services;

25 (II) Identification of any necessary changes to these procedures
26 to ensure a more efficient and timely process for hiring and training
27 staff; and

28 (III) Identification of the number of new hires needed on an
29 annual basis to achieve the phased implementation included in the
30 five-year plan;

31 (E) Collaborate with appropriate stakeholders to develop uniform
32 quality assurance metrics that are applied across community
33 residential settings, intermediate care facilities, and state-
34 operated nursing facilities and submit a report of these activities
35 to the governor and the legislature no later than June 30, 2023;

36 (F) Collaborate with the developmental disabilities council to
37 improve cross-system coordination and submit a report of the
38 activities and any recommendations for policy or fiscal changes to
39 the governor and the legislature no later than October 1, 2022, for

1 consideration in the 2023 legislative session that describes
2 collaborating with the developmental disabilities council to:

3 (I) Coordinate collaboration efforts among relevant stakeholders
4 to develop and disseminate best practices related to serving
5 individuals with cooccurring intellectual and developmental
6 disabilities and mental health conditions;

7 (II) Work with Washington state's apprenticeship and training
8 council, colleges, and universities to establish medical, dental,
9 nursing, and direct care apprenticeship programs that would address
10 gaps in provider training and overall competence;

11 (III) Devise options for consideration by the governor and the
12 legislature to prioritize funding for housing for individuals with
13 intellectual and developmental disabilities when a lack of affordable
14 housing is the barrier preventing an individual from moving to a
15 least restrictive community setting; and

16 (IV) Coordinate collaboration efforts among relevant stakeholders
17 to examine existing law with regard to guardianship and protective
18 proceedings and make any necessary recommendations for changes to
19 existing law to ensure that guardianship or other protective
20 proceedings are designed to provide individuals with intellectual and
21 developmental disabilities with the decision making support they
22 require to live as independently as possible in the least restrictive
23 environment, including consideration of mechanisms that enable
24 regular payment for services rendered by these legal representatives
25 when appropriate; and

26 (G) Develop procedures that ensure that placement in an
27 intermediate care facility is temporary and submit a report of these
28 efforts, including any necessary recommendations for policy or fiscal
29 changes, to the governor and the legislature for consideration in the
30 2022 legislative session no later than November 1, 2021, that
31 describes the development of procedures that ensure that:

32 (I) Clear, written, and verbal information is provided to the
33 individual and their family member that explains that placement in
34 the intermediate care facility is temporary and what constitutes
35 continuous aggressive active treatment and its eligibility
36 implications;

37 (II) Discharge planning begins immediately upon placement of an
38 individual within the intermediate care facility and that the
39 individual and their family member is provided clear descriptions of
40 all placement options and their requirements;

1 (III) When crisis stabilization services are available in the
2 community, the individual is presented with the option to receive
3 services in the community prior to placement in an intermediate care
4 facility; and

5 (IV) When the individual has not achieved crisis stabilization
6 after 60 days of initial placement in the intermediate care facility,
7 the department of social and health services must convene the
8 individual's team of care providers including, but not limited to,
9 the individual's case manager, the individual's community-based
10 providers, and, if applicable, the individual's managed care
11 organization to review and make any necessary changes to the
12 individual's crisis stabilization care plan.

13 (ii) \$46,000 of the general fund—state appropriation in fiscal
14 year 2022, \$46,000 of the general fund—state appropriation in fiscal
15 year 2023, and \$280,000 of the general fund—federal appropriation are
16 provided solely to establish peer mentors to connect each client in
17 an intermediate care facility with a mentor to assist in their
18 transition planning. No later than November 1, 2021, the department
19 of social and health services must submit a report describing these
20 efforts and make any necessary recommendations for policy or fiscal
21 changes to the governor and the legislature for consideration in the
22 2022 legislative session.

23 ~~((+z))~~ (aa) Appropriations provided in this section are
24 sufficient to implement Substitute Senate Bill No. 5258 (consumer
25 directed employers).

26 ~~((+aa))~~ (bb) \$63,000 of the general fund—state appropriation for
27 fiscal year 2022, \$13,000 of the general fund—state appropriation for
28 fiscal year 2023, and \$77,000 of the general fund—federal
29 appropriation are provided solely to implement Substitute House Bill
30 No. 1411 (health care workforce). ~~((If the bill is not enacted by
31 June 30, 2021, the amounts provided in this subsection shall lapse.))~~

32 (cc) \$54,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely to implement Second Substitute House
34 Bill No. 1890 (children behavioral health). If the bill is not
35 enacted by June 30, 2022, the amount provided in this subsection
36 shall lapse.

37 (dd) \$8,428,000 of the general fund—state appropriation for
38 fiscal year 2023 and \$5,179,000 of the general fund—federal
39 appropriation are provided solely to implement Substitute House Bill

1 No. 1980 (concurrent services). If the bill is not enacted by June
2 30, 2022, the amounts provided in this subsection shall lapse.

3 (ee) \$410,000 of the general fund—state appropriation for fiscal
4 year 2023 and \$511,000 of the general fund—federal appropriation are
5 provided solely to increase funding of the assisted living medicaid
6 payment methodology in RCW 74.39A.032 to 74 percent of full
7 methodology funding, effective July 1, 2022.

8 (ff) \$100,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the department to contract with an
10 organization that provides benefits planning training to attorneys
11 and other professionals to help them assist individuals with
12 developmental disabilities with retaining state and federal benefits
13 while working.

14 (gg) \$15,000 of the general fund—state appropriation for fiscal
15 year 2022, \$60,000 of the general fund—state appropriation for fiscal
16 year 2023, and \$75,000 of the general fund—federal appropriation are
17 provided solely for the developmental disabilities administration to
18 develop and submit a self-directed medicaid waiver proposal to the
19 federal centers for medicaid and medicare services that allows waiver
20 participants to have responsibility over all aspects of service
21 delivery in a person-centered planning process.

22 (i) The proposed waiver shall be designed as a pilot project in
23 two Washington counties for up to 50 eligible developmental
24 disabilities clients per county, and must include, but is not limited
25 to, the following services:

26 (A) Assistive technology;

27 (B) Community inclusion;

28 (C) Community engagement;

29 (D) Individual and group supported employment, including
30 individualized technical assistance;

31 (E) Occupational therapy

32 (F) Physical therapy;

33 (G) Speech, hearing, and language services;

34 (H) Extermination of bed bugs;

35 (I) Nurse delegation;

36 (J) Respite care;

37 (K) Risk assessment;

38 (L) Skills acquisition training;

39 (M) Specialized equipment and supplies;

- (N) Stabilization services;
- (O) Staff and family consultation;
- (P) Therapeutic adaptations; and
- (Q) Transportation.

(ii) The developmental disabilities administration must report to the governor and appropriate legislative committees by December 1, 2022, and by June 30, 2023, on the status of the self-directed waiver proposal, the estimated timeline for approval and implementation, and a fiscal estimate of the cost to implement the self-directed waiver if approved by the federal centers for medicare and medicaid services.

(hh) \$2,850,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for employment services and transition navigator supports. Of the amounts provided in this subsection:

(i) \$2,500,000 of the general fund—state appropriation for fiscal year 2023 is provided solely to expand employment services and transition navigator supports for students with intellectual and developmental disabilities in eastern and central Washington counties with low employment outcomes for people with intellectual and developmental disabilities. For the purpose of this subsection, "low employment outcomes" means counties that fall below the statewide average rate for enrollment of developmental disabilities administration clients in employment and day services following high school completion.

(ii) \$350,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for regional networks of community members to work in local communities to build regional capacity, complete data collection, and provide recommendations on how to expand employment and transitions navigator supports to students with intellectual and developmental disabilities.

(2) INSTITUTIONAL SERVICES

General Fund—State Appropriation (FY 2022)	((\$115,635,000))
	\$110,837,000
General Fund—State Appropriation (FY 2023)	((\$125,463,000))
	\$127,447,000
General Fund—Federal Appropriation	((\$241,480,000))
	\$246,868,000
General Fund—Private/Local Appropriation	\$27,043,000

1 TOTAL APPROPRIATION. (~~(\$509,621,000)~~)
2 \$512,195,000

3 The appropriations in this subsection are subject to the
4 following conditions and limitations:

5 (a) Individuals receiving services as supplemental security
6 income (SSI) state supplemental payments may not become eligible for
7 medical assistance under RCW 74.09.510 due solely to the receipt of
8 SSI state supplemental payments.

9 (b) \$495,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$495,000 of the general fund—state appropriation for
11 fiscal year 2023 are for the department to fulfill its contracts with
12 the school districts under chapter 28A.190 RCW to provide
13 transportation, building space, and other support services as are
14 reasonably necessary to support the educational programs of students
15 living in residential habilitation centers.

16 (c) The residential habilitation centers may use funds
17 appropriated in this subsection to purchase goods, services, and
18 supplies through hospital group purchasing organizations when it is
19 cost-effective to do so.

20 (d) \$3,000 of the general fund—state appropriation for fiscal
21 year 2022 and (~~(\$10,000)~~) \$21,000 of the general fund—state
22 appropriation for fiscal year 2023 are provided solely for a cost of
23 living increase adjustment to the personal needs allowance pursuant
24 to RCW 74.09.340.

25 (3) PROGRAM SUPPORT

26 General Fund—State Appropriation (FY 2022). (~~(\$2,639,000)~~)
27 \$2,717,000

28 General Fund—State Appropriation (FY 2023). (~~(\$2,688,000)~~)
29 \$2,678,000

30 General Fund—Federal Appropriation. (~~(\$3,192,000)~~)
31 \$3,108,000

32 TOTAL APPROPRIATION. (~~(\$8,519,000)~~)
33 \$8,503,000

34 (4) SPECIAL PROJECTS

35 General Fund—State Appropriation (FY 2022). \$61,000

36 General Fund—State Appropriation (FY 2023). \$61,000

37 General Fund—Federal Appropriation. \$1,090,000

38 TOTAL APPROPRIATION. \$1,212,000

1 **Sec. 204.** 2021 c 334 s 204 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—AGING AND ADULT**
4 **SERVICES PROGRAM**

5	General Fund—State Appropriation (FY 2022).	((\$1,422,098,000))
6		<u>\$1,350,575,000</u>
7	General Fund—State Appropriation (FY 2023).	((\$1,783,367,000))
8		<u>\$2,058,876,000</u>
9	General Fund—Federal Appropriation.	((\$4,517,927,000))
10		<u>\$4,930,763,000</u>
11	General Fund—Private/Local Appropriation.	\$37,804,000
12	Traumatic Brain Injury Account—State Appropriation.	((\$4,544,000))
13		<u>\$5,586,000</u>
14	Skilled Nursing Facility Safety Net Trust Account—	
15	State Appropriation.	\$133,360,000
16	Long-Term Services and Supports Trust Account—State	
17	Appropriation.	((\$10,873,000))
18		<u>\$15,003,000</u>
19	TOTAL APPROPRIATION.	((\$7,909,973,000))
20		<u>\$8,531,967,000</u>

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

23 (1) (a) For purposes of implementing chapter 74.46 RCW, the
24 weighted average nursing facility payment rate may not exceed \$259.84
25 for fiscal year 2022 and may not exceed ((~~\$279.84~~)) \$320.78 for
26 fiscal year 2023.

27 (b) The department shall provide a medicaid rate add-on to
28 reimburse the medicaid share of the skilled nursing facility safety
29 net assessment as a medicaid allowable cost. The nursing facility
30 safety net rate add-on may not be included in the calculation of the
31 annual statewide weighted average nursing facility payment rate.

32 (2) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and
33 43.135.055, the department is authorized to increase nursing
34 facility, assisted living facility, and adult family home fees as
35 necessary to fully support the actual costs of conducting the
36 licensure, inspection, and regulatory programs. The license fees may
37 not exceed the department's annual licensing and oversight activity
38 costs and shall include the department's cost of paying providers for
39 the amount of the license fee attributed to medicaid clients.

1 (a) The current annual renewal license fee for adult family homes
2 is \$225 per bed beginning in fiscal year 2022 and \$225 per bed
3 beginning in fiscal year 2023. A processing fee of \$2,750 must be
4 charged to each adult family home when the home is initially
5 licensed. This fee is nonrefundable. A processing fee of \$700 shall
6 be charged when adult family home providers file a change of
7 ownership application.

8 (b) The current annual renewal license fee for assisted living
9 facilities is \$116 per bed beginning in fiscal year 2022 and \$116 per
10 bed beginning in fiscal year 2023.

11 (c) The current annual renewal license fee for nursing facilities
12 is \$359 per bed beginning in fiscal year 2022 and \$359 per bed
13 beginning in fiscal year 2023.

14 (3) The department is authorized to place long-term care clients
15 residing in nursing homes and paid for with state-only funds into
16 less restrictive community care settings while continuing to meet the
17 client's care needs.

18 (4) (i) \$6,113,000 of the general fund—state appropriation for
19 fiscal year 2022, \$19,799,000 of the general fund—state appropriation
20 for fiscal year 2023, and \$37,161,000 of the general fund—federal
21 appropriation are provided solely for the implementation of the
22 agreement reached between the governor and the service employees
23 international union healthcare 775nw under the provisions of chapters
24 74.39A and 41.56 RCW for the 2021-2023 fiscal biennium, as provided
25 in section 946 of this act.

26 (ii) \$18,787,000 of the general fund—state appropriation for
27 fiscal year 2023 and \$23,910,000 of the general fund—federal
28 appropriation are provided solely for the implementation of the
29 agreement reached between the governor and the service employees
30 international union healthcare 775nw under the provisions of chapters
31 74.39A and 41.56 RCW for fiscal year 2023, as provided in section 938
32 of this act.

33 (5) (i) \$1,941,000 of the general fund—state appropriation for
34 fiscal year 2022, \$6,439,000 of the general fund—state appropriation
35 for fiscal year 2023, and \$12,064,000 of the general fund—federal
36 appropriation are provided solely for the homecare agency parity
37 impacts of the agreement between the governor and the service
38 employees international union healthcare 775nw.

1 (ii) \$6,028,000 of the general fund—state appropriation for
2 fiscal year 2023 and \$7,669,000 of the general fund—federal
3 appropriation are provided solely for the homecare agency parity
4 impacts of the agreement between the governor and the service
5 employees international union healthcare 775nw.

6 (6) The department may authorize a one-time waiver of all or any
7 portion of the licensing and processing fees required under RCW
8 70.128.060 in any case in which the department determines that an
9 adult family home is being relicensed because of exceptional
10 circumstances, such as death or incapacity of a provider, and that to
11 require the full payment of the licensing and processing fees would
12 present a hardship to the applicant. In these situations the
13 department is also granted the authority to waive the required
14 residential administrator training for a period of 120 days if
15 necessary to ensure continuity of care during the relicensing
16 process.

17 (7) In accordance with RCW 18.390.030, the biennial registration
18 fee for continuing care retirement communities shall be \$900 for each
19 facility.

20 (8) Within amounts appropriated in this subsection, the
21 department shall assist the legislature to continue the work of the
22 joint legislative executive committee on planning for aging and
23 disability issues.

24 (a) A joint legislative executive committee on aging and
25 disability is continued, with members as provided in this subsection.

26 (i) Four members of the senate, with the leaders of the two
27 largest caucuses each appointing two members, and four members of the
28 house of representatives, with the leaders of the two largest
29 caucuses each appointing two members;

30 (ii) A member from the office of the governor, appointed by the
31 governor;

32 (iii) The secretary of the department of social and health
33 services or his or her designee;

34 (iv) The director of the health care authority or his or her
35 designee;

36 (v) A member from disability rights Washington and a member from
37 the office of long-term care ombuds;

38 (vi) The insurance commissioner or his or her designee, who shall
39 serve as an ex officio member; and

40 (vii) Other agency directors or designees as necessary.

1 (b) The committee must make recommendations and continue to
2 identify key strategic actions to prepare for the aging of the
3 population in Washington and to serve people with disabilities,
4 including state budget and policy options, and may conduct, but are
5 not limited to, the following tasks:

6 (i) Identify strategies to better serve the health care needs of
7 an aging population and people with disabilities to promote healthy
8 living and palliative care planning;

9 (ii) Identify strategies and policy options to create financing
10 mechanisms for long-term service and supports that allow individuals
11 and families to meet their needs for service;

12 (iii) Identify policies to promote financial security in
13 retirement, support people who wish to stay in the workplace longer,
14 and expand the availability of workplace retirement savings plans;

15 (iv) Identify ways to promote advance planning and advance care
16 directives and implementation strategies for the Bree collaborative
17 palliative care and related guidelines;

18 (v) Identify ways to meet the needs of the aging demographic
19 impacted by reduced federal support;

20 (vi) Identify ways to protect the rights of vulnerable adults
21 through assisted decision-making and guardianship and other relevant
22 vulnerable adult protections;

23 (vii) Identify options for promoting client safety through
24 residential care services and consider methods of protecting older
25 people and people with disabilities from physical abuse and financial
26 exploitation; and

27 (viii) Identify other policy options and recommendations to help
28 communities adapt to the aging demographic in planning for housing,
29 land use, and transportation.

30 (c) Staff support for the committee shall be provided by the
31 office of program research, senate committee services, the office of
32 financial management, and the department of social and health
33 services.

34 (d) Within existing appropriations, the cost of meetings must be
35 paid jointly by the senate, house of representatives, and the office
36 of financial management. Joint committee expenditures and meetings
37 are subject to approval by the senate facilities and operations
38 committee and the house of representatives executive rules committee,
39 or their successor committees. Meetings of the task force must be
40 scheduled and conducted in accordance with the rules of both the

1 senate and the house of representatives. The joint committee members
2 may be reimbursed for travel expenses as authorized under RCW
3 43.03.050 and 43.03.060, and chapter 44.04 RCW as appropriate.
4 Advisory committee members may not receive compensation or
5 reimbursement for travel and expenses.

6 (9) Appropriations in this section are sufficient to fund
7 discharge case managers stationed at the state psychiatric hospitals.
8 Discharge case managers will transition clients ready for hospital
9 discharge into less restrictive alternative community placements. The
10 transition of clients ready for discharge will free up bed capacity
11 at the state psychiatric hospitals.

12 (10) Appropriations in this section are sufficient to fund
13 financial service specialists stationed at the state psychiatric
14 hospitals. Financial service specialists will help to transition
15 clients ready for hospital discharge into alternative community
16 placements. The transition of clients ready for discharge will free
17 up bed capacity at the state hospitals.

18 (11) The department shall continue to administer tailored support
19 for older adults and medicaid alternative care as described in
20 initiative 2 of the medicaid transformation waiver (~~that provides~~
21 ~~tailored support for older adults and medicaid alternative care~~
22 ~~described in initiative 2 of the medicaid transformation~~
23 ~~demonstration waiver under healthier Washington~~). This initiative
24 will be funded by the health care authority (~~with~~) through the
25 medicaid quality improvement program. The secretary in collaboration
26 with the director of the health care authority shall report to the
27 office of financial management all of the expenditures of this
28 subsection and shall provide such fiscal data in the time, manner,
29 and form requested. The department shall not increase general fund—
30 state expenditures on this initiative.

31 (12) (i) \$3,378,000 of the general fund—state appropriation for
32 fiscal year 2022, \$5,561,000 of the general fund—state appropriation
33 for fiscal year 2023, and \$11,980,000 of the general fund—federal
34 appropriation are provided solely for the implementation of an
35 agreement reached between the governor and the adult family home
36 council under the provisions of chapter 41.56 RCW for the 2021-2023
37 fiscal biennium, as provided in section 948 of this act.

38 (ii) \$8,922,000 of the general fund—state appropriation for
39 fiscal year 2023 and \$8,212,000 of the general fund—federal

1 appropriation are provided solely for the implementation of an
2 agreement reached between the governor and the adult family home
3 council under the provisions of chapter 41.56 RCW for fiscal year
4 2023, as provided in section 940 of this act.

5 (13) \$1,761,000 of the general fund—state appropriation for
6 fiscal year 2022, \$1,761,000 of the general fund—state appropriation
7 for fiscal year 2023, and \$4,162,000 of the general fund—federal
8 appropriation are provided solely for case managers at the area
9 agencies on aging to coordinate care for medicaid clients with mental
10 illness who are living in their own homes. Work shall be accomplished
11 within existing standards for case management and no requirements
12 will be added or modified unless by mutual agreement between the
13 department of social and health services and area agencies on aging.

14 (14) Appropriations provided in this section are sufficient for
15 the department to contract with an organization to provide
16 educational materials, legal services, and attorney training to
17 support persons with dementia. The funding provided in this
18 subsection must be used for:

19 (a) An advance care and legal planning toolkit for persons and
20 families living with dementia, designed and made available online and
21 in print. The toolkit should include educational topics including,
22 but not limited to:

23 (i) The importance of early advance care, legal, and financial
24 planning;

25 (ii) The purpose and application of various advance care, legal,
26 and financial documents;

27 (iii) Dementia and capacity;

28 (iv) Long-term care financing considerations;

29 (v) Elder and vulnerable adult abuse and exploitation;

30 (vi) Checklists such as "legal tips for caregivers," "meeting
31 with an attorney," and "life and death planning;"

32 (vii) Standardized forms such as general durable power of
33 attorney forms and advance health care directives; and

34 (viii) A selected list of additional resources.

35 (b) Webinars about the dementia legal and advance care planning
36 toolkit and related issues and topics with subject area experts. The
37 subject area expert presenters must provide their services in-kind,
38 on a volunteer basis.

1 (c) Continuing legal education programs for attorneys to advise
2 and assist persons with dementia. The continuing education programs
3 must be offered at no cost to attorneys who make a commitment to
4 participate in the pro bono program.

5 (d) Administrative support costs to develop intake forms and
6 protocols, perform client intake, match participating attorneys with
7 eligible clients statewide, maintain records and data, and produce
8 reports as needed.

9 (15) Appropriations provided in this section are sufficient to
10 continue community alternative placement beds that prioritize the
11 transition of clients who are ready for discharge from the state
12 psychiatric hospitals, but who have additional long-term care or
13 developmental disability needs.

14 (a) Community alternative placement beds include enhanced service
15 facility beds, adult family home beds, skilled nursing facility beds,
16 shared supportive housing beds, state operated living alternative
17 beds, assisted living facility beds, adult residential care beds, and
18 specialized dementia beds.

19 (b) Each client must receive an individualized assessment prior
20 to leaving one of the state psychiatric hospitals. The individualized
21 assessment must identify and authorize personal care, nursing care,
22 behavioral health stabilization, physical therapy, or other necessary
23 services to meet the unique needs of each client. It is the
24 expectation that, in most cases, staffing ratios in all community
25 alternative placement options described in (a) of this subsection
26 will need to increase to meet the needs of clients leaving the state
27 psychiatric hospitals. If specialized training is necessary to meet
28 the needs of a client before he or she enters a community placement,
29 then the person centered service plan must also identify and
30 authorize this training.

31 (c) When reviewing placement options, the department must
32 consider the safety of other residents, as well as the safety of
33 staff, in a facility. An initial evaluation of each placement,
34 including any documented safety concerns, must occur within thirty
35 days of a client leaving one of the state psychiatric hospitals and
36 entering one of the community placement options described in (a) of
37 this subsection. At a minimum, the department must perform two
38 additional evaluations of each placement during the first year that a
39 client has lived in the facility.

1 (d) In developing bed capacity, the department shall consider the
2 complex needs of individuals waiting for discharge from the state
3 psychiatric hospitals.

4 (16) No later than December 31, 2021, the department of social
5 and health services and the health care authority shall submit a
6 waiver request to the federal department of health and human services
7 to authorize presumptive medicaid eligibility determinations for
8 clients preparing for acute care hospital discharge who may need
9 long-term services and supports. The department and the authority
10 shall hold stakeholder discussions, including opportunities for
11 public review and comment, during development of the waiver request.
12 Upon submission of the waiver request, the department and the
13 authority shall submit a report to the governor and the appropriate
14 legislative committees that describes the request and identifies any
15 statutory changes that may be necessary if the federal government
16 approves the request.

17 (17) The annual certification renewal fee for community
18 residential service businesses is \$859 per client in fiscal year 2022
19 and \$859 per client in fiscal year 2023. The annual certification
20 renewal fee may not exceed the department's annual licensing and
21 oversight activity costs.

22 (18) The appropriations in this section include sufficient
23 funding to implement chapter 220, Laws of 2020 (adult family homes/8
24 beds). A nonrefundable fee of \$485 shall be charged for each
25 application to increase bed capacity at an adult family home to seven
26 or eight beds.

27 (19) \$261,000 of the general fund—state appropriation for fiscal
28 year 2022, \$320,000 of the general fund—state appropriation for
29 fiscal year 2023, and \$861,000 of the general fund—federal
30 appropriation are provided solely to increase the administrative rate
31 for home care agencies by five cents per hour effective July 1, 2021.

32 (20) The department of social and health services must claim the
33 enhanced federal medical assistance participation rate for home and
34 community-based services offered under section 9817 of the American
35 rescue plan act of 2021 (ARPA). Appropriations made that constitute
36 supplementation of home and community-based services as defined in
37 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

38 (21) \$1,458,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$1,646,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the
2 department to provide personal care services for up to 20 clients who
3 are not United States citizens and who are ineligible for medicaid
4 upon their discharge from an acute care hospital. The department must
5 prioritize the funding provided in this subsection for such clients
6 in acute care hospitals who are also on the department's wait list
7 for services.

8 (22) \$750,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$750,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for community-based dementia
11 education and support activities in two areas of the state, including
12 dementia resource catalyst staff and direct services for people with
13 dementia and their caregivers.

14 (23) \$237,000 of the general fund—state appropriation for fiscal
15 year 2022, \$226,000 of the general fund—state appropriation for
16 fiscal year 2023, and \$572,000 of the general fund—federal
17 appropriation are provided solely to implement Substitute House Bill
18 No. 1218 (long-term care residents). (~~(If the bill is not enacted by~~
19 ~~June 30, 2021, the amounts provided in this subsection shall lapse.)~~)

20 ~~(24) (~~(\$345,000 of the general fund state appropriation for~~
21 ~~fiscal year 2022, \$50,000 of the general fund state appropriation for~~
22 ~~fiscal year 2023, and \$336,000 of the general fund federal~~
23 ~~appropriation are provided solely to implement Second Substitute~~
24 ~~House Bill No. 1127 (COVID-19 health data privacy). If the bill is~~
25 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
26 ~~shall lapse.~~~~

27 ~~(25))~~ \$4,329,000 of the general fund—state appropriation for
28 fiscal year 2022 and \$4,329,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for services
30 and support to individuals who are deaf, hard of hearing, or deaf-
31 blind.

32 ~~((~~(26) \$41,117,000~~))~~ (25) \$85,981,000 of the general fund—state
33 appropriation for fiscal year 2022, \$85,463,000 of the general fund—
34 state appropriation for fiscal year 2023, and ~~((~~\$101,715,000~~))~~
35 \$292,979,000 of the general fund—federal appropriation are provided
36 solely to continue providing rate add-ons for contracted service
37 providers to address the increased costs associated with serving
38 clients during the COVID-19 pandemic (~~(through the end of calendar~~
39 ~~year 2021)~~).

1 ~~((27))~~ (26) \$11,609,000 of the general fund—state appropriation
2 for fiscal year 2023 and \$11,609,000 of the general fund—federal
3 appropriation are provided solely to increase the fixed rate paid for
4 skilled nursing facility medicaid direct care to one hundred and five
5 percent of statewide case mix neutral median costs.

6 ~~((28))~~ (27) Within the amounts provided in this section, the
7 department of social and health services must develop a statewide
8 agency emergency preparedness plan with which to respond to future
9 public health emergencies.

10 ~~((29))~~ (28) The traumatic brain injury council shall
11 collaborate with other state agencies in their efforts to address
12 traumatic brain injuries to ensure that efforts are complimentary and
13 continue to support the state's broader efforts to address this
14 issue.

15 ~~((30))~~ (29) \$1,858,000 of the general fund—state appropriation
16 for fiscal year 2022 and \$1,857,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for operation
18 of the volunteer services program. Funding must be prioritized
19 towards serving populations traditionally served by long-term care
20 services to include senior citizens and persons with disabilities.

21 ~~((31))~~ (30) \$479,000 of the general fund—state appropriation
22 for fiscal year 2022 and \$479,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely for the
24 kinship navigator program in the Colville Indian reservation, Yakama
25 Nation, and other tribal areas.

26 ~~((32))~~ (31) Within available funds, the aging and long term
27 support administration must maintain a unit within adult protective
28 services that specializes in the investigation of financial abuse
29 allegations and self-neglect allegations.

30 ~~((33))~~ (32) \$1,344,000 of the general fund—state appropriation
31 for fiscal year 2022 and \$1,344,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for the
33 kinship care support program.

34 ~~((34) \$10,797,000)~~ (33) \$7,938,000 of the general fund—state
35 appropriation for fiscal year 2022, ~~((311,477,000))~~ \$13,412,000 of
36 the general fund—state appropriation for fiscal year 2023, and
37 ~~((23,946,000))~~ \$22,456,000 of the general fund—federal appropriation
38 are provided solely for nursing home services and emergent building
39 costs at the transitional care center of Seattle. No later than

1 December 1, 2022, the department must submit to the appropriate
2 fiscal committees of the legislature a report that includes, but is
3 not limited to:

4 (a) An itemization of the costs associated with providing direct
5 care services to residents and managing and caring for the facility;
6 and

7 (b) An examination of the impacts of this facility on clients and
8 providers of the long-term care and medical care sectors of the state
9 that includes, but is not limited to:

10 (i) An analysis of areas that have realized cost containment or
11 savings as a result of this facility;

12 (ii) A comparison of individuals transitioned from hospitals to
13 this facility compared to other skilled nursing facilities over the
14 same period of time; and

15 (iii) Impacts of this facility on lengths of stay in acute care
16 hospitals, other skilled nursing facility, and transitions to home
17 and community-based settings.

18 ~~((35))~~ (34) \$58,000 of the general fund—state appropriation for
19 fiscal year 2022 and \$90,000 of the general fund—federal
20 appropriation are provided solely for implementation of Engrossed
21 Substitute Senate Bill No. 5229 (health equity continuing education).
22 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
23 in this subsection shall lapse.~~

24 ~~(36))~~ (35) \$50,000 of the general fund—state appropriation for
25 fiscal year 2022 is provided solely for fall prevention training. The
26 department of social and health services will provide one-time grant
27 funding to an association representing long-term care facilities to
28 develop and provide fall prevention training for long-term care
29 facilities. The training must include information about environmental
30 modifications to help reduce falls, tools to assess an individual's
31 risk for falling, and evidence-based interventions for reducing falls
32 amongst individuals with dementia or cognitive impairments. The
33 training must be offered at no cost and made available online for the
34 general public to access at any time. The recipient of the grant
35 funds must work with the department of social and health services and
36 the department of health on developing and promoting the training.

37 ~~((37))~~ (36) \$4,504,000 of the general fund—state appropriation
38 for fiscal year 2022, \$9,072,000 of the general fund—state
39 appropriation for fiscal year 2023, and \$452,000 of the general fund—

1 federal appropriation are provided solely for behavioral health
2 personal care services for individuals with exceptional care needs
3 due to their psychiatric diagnosis as determined through the
4 department's CARE assessment and for three full-time positions to
5 coordinate with the health care authority and medicaid managed care
6 organizations for the care of these individuals. Future caseload and
7 per capita changes for behavioral health personal care services will
8 be incorporated into the department's medicaid forecast. The
9 department shall coordinate with the authority for purposes of
10 developing and submitting to the centers for medicare and medicaid, a
11 1915(i) state plan.

12 ~~((38))~~ (37) Within existing appropriations, and no later than
13 December 31, 2021, the department of social and health services must
14 work with stakeholders to consider modifications to current practices
15 that address the current challenges adult family homes are facing
16 with acquiring and maintaining liability insurance coverage. In
17 consultation with stakeholders, the department of social and health
18 services must:

19 (a) Transition language contained in citation and enforcement
20 actions to plain talk language that helps insurers and consumers
21 understand the nature of the regulatory citations; and

22 (b) Display the severity and resolution of citation and
23 enforcement actions in plain talk language for consumers and insurers
24 to better understand the nature of the situation.

25 ~~((39))~~ (38) \$435,000 of the general fund—state appropriation
26 for fiscal year 2022 and \$435,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely to continue
28 the current pilot project in Pierce county to provide personal care
29 services to homeless seniors and people with disabilities from the
30 time the person presents at a shelter to the time they become
31 eligible for medicaid and to establish two new pilot project sites in
32 King county, one site in Clark county, and one site in Spokane
33 county. The department of social and health services shall submit a
34 report by December 1, 2022, to the governor and appropriate
35 legislative committees that addresses the following for each site:

36 (a) The number of people served in the pilot;

37 (b) The number of people served in the pilot who transitioned to
38 medicaid personal care;

39 (c) The number of people served in the pilot who found stable
40 housing; and

1 (d) Any additional information or data deemed relevant by the
2 contractors or the department of social and health services.

3 ~~((40))~~ (39) \$3,063,000 of the general fund—state appropriation
4 for fiscal year 2022 and \$4,517,000 of the general fund—federal
5 appropriation is provided solely to offset COVID-19 related cost
6 impacts on the in-home medicaid long-term care case management
7 program operated by area agencies on aging.

8 ~~((41))~~ (40) Appropriations provided in this section are
9 sufficient to implement Substitute Senate Bill No. 5258 (consumer
10 directed employers).

11 ~~((42))~~ (41) \$69,000 of the general fund—state appropriation for
12 fiscal year 2022, \$65,000 of the general fund—state appropriation for
13 fiscal year 2023, and \$98,000 of the general fund—federal
14 appropriation are provided solely to implement Engrossed Second
15 Substitute Senate Bill No. 5163 (conditionally released sexually
16 violent predators). ~~((If the bill is not enacted by June 30, 2021,
17 the amounts provided in this subsection shall lapse.~~

18 ~~(43))~~ (42) \$75,000 of the general fund—state appropriation for
19 fiscal year 2022, \$54,000 of the general fund—state appropriation for
20 fiscal year 2023, and \$130,000 of the general fund—federal
21 appropriation are provided solely to implement Substitute House Bill
22 No. 1411 (health care workforce). ~~((If the bill is not enacted by
23 June 30, 2021, the amounts provided in this subsection shall lapse.~~

24 ~~(44))~~ (43) \$15,000 of the general fund—state appropriation for
25 fiscal year 2022, ~~((51,000))~~ \$111,000 of the general fund—state
26 appropriation for fiscal year 2023, and ~~((32,000))~~ \$61,000 of the
27 general fund—federal appropriation are provided solely for a cost of
28 living adjustment to the personal needs allowance pursuant to RCW
29 74.09.340.

30 (44) \$16,804,000 of the general fund—state appropriation for
31 fiscal year 2023 and \$16,804,000 of the general fund—federal
32 appropriation are provided solely to adjust the minimum occupancy
33 assumption used to calculate the indirect care median to 70 percent.

34 (45) \$38,265,000 of the general fund—state appropriation for
35 fiscal year 2023 and \$48,666,000 of the general fund—federal
36 appropriation are provided solely for the purposes of settling all
37 claims in the two related cases *Liang et al v. Washington DSHS et al,*
38 *Thurston county superior court case no. 20-2-02506-34* and *SEIU 775 v.*
39 *Washington DSHS et al,* Thurston county superior court case no.

1 18-2-05584-34, Washington supreme court case no. 99658-8. The
2 expenditure of these amounts is contingent upon the release of all
3 claims in both cited cases, and total settlement costs shall not
4 exceed the amounts provided in this subsection and section 203(1)(y)
5 of this act. If the settlement agreement is not fully executed and
6 approved by the Thurston county superior court by June 30, 2023, the
7 amounts provided in this subsection shall lapse.

8 (46) \$68,000 of the general fund—state appropriation for fiscal
9 year 2023 and \$67,000 of the general fund—federal appropriation are
10 provided solely to implement Senate Bill No. 5866 (medicaid LTSS/
11 tribes). If the bill is not enacted by June 30, 2022, the amounts
12 provided in this subsection shall lapse.

13 (47) \$82,000 of the general fund—state appropriation for fiscal
14 year 2023 and \$82,000 of the general fund—federal appropriation are
15 provided solely to implement Substitute House Bill No. 1980
16 (concurrent services). If the bill is not enacted by June 30, 2022,
17 the amounts provided in this subsection shall lapse.

18 (48) \$1,081,000 of the general fund—state appropriation for
19 fiscal year 2023 and \$1,200,000 of the general fund—federal
20 appropriation are provided solely to increase rates for in-home
21 private duty nursing and adult family home private duty nursing
22 effective January 1, 2023.

23 (49) \$23,000 of the general fund—state appropriation for fiscal
24 year 2022, \$28,561,000 of the general fund—state appropriation for
25 fiscal year 2023, and \$31,259,000 of the general fund—federal
26 appropriation are provided solely to increase funding of the assisted
27 living medicaid payment methodology in RCW 74.39A.032 and of the
28 specialized dementia care rate methodology to 74 percent of full
29 methodology funding, effective July 1, 2022.

30 (a) Of the amounts provided in this subsection, \$23,000 of the
31 general fund—state appropriation for fiscal year 2022, \$39,000 of the
32 general fund—state appropriation for fiscal year 2023, and \$62,000 of
33 the general fund—federal appropriation are provided solely for a one-
34 time project staff position at the department to develop and submit a
35 report to the governor and appropriate legislative committees no
36 later than December 30, 2022. The report must include a review and
37 summary of discharge regulations and notification requirements for
38 assisted living providers, and include recommendations related to

1 disclosure of providers' terms and conditions for medicaid resident
2 acceptance.

3 (b) Following the submission of the report in (a) of this
4 subsection and through the end of the 2021-2023 fiscal biennium, the
5 department shall regularly review and report on medicaid resident
6 utilization of and access to assisted living facilities.

7 (50) The long-term services and supports trust commission
8 established in RCW 50B.04.030 must submit the results of the
9 following activities, including any legislative recommendations, to
10 the governor and appropriate legislative committees no later than
11 January 1, 2023:

12 (a) The commission shall develop options for allowing persons who
13 become qualified individuals and subsequently move outside of
14 Washington to access benefits in another state if they meet the
15 minimum assistance requirements to become an eligible beneficiary.
16 The commission must include consideration of options for conducting
17 eligibility determinations for qualified individuals who subsequently
18 move outside of Washington, alternative forms of benefits for out-of-
19 state eligible beneficiaries, methods of cross-state coordination on
20 long-term services and supports providers, and timing implications of
21 extending benefits to out-of-state eligible beneficiaries with
22 respect to short-term program implementation and long-term
23 collaboration with other states establishing similar programs.

24 (b) The commission shall develop options for requiring the
25 ongoing verification of the maintenance of long-term care insurance
26 coverage by persons who have received an exemption under RCW
27 50B.04.085, including consideration of procedures that minimize
28 administrative burden, minimize negative impact on long-term services
29 and supports trust account solvency, and incentivize maintenance of
30 coverage.

31 (c) The commission shall develop options for providing workers
32 who have received exemptions based on having private long-term care
33 insurance pursuant to RCW 50B.04.085 an opportunity to rescind their
34 exemption and permanently reenter the long-term services and supports
35 trust program.

36 (51) \$15,003,000 of the long-term services and supports trust
37 account—state appropriation is provided solely to implement the long-
38 term services and supports trust program. The appropriations in this
39 section include sufficient funding to implement chapter 1, Laws of

1 2022 (SHB 1732) (long-term care/delay) and chapter 2, Laws of 2022
2 (ESHB 1733) (long-term care/exemptions).

3 (52) \$24,281,000 of the general fund—state appropriation in
4 fiscal year 2023 and \$24,281,000 of the general fund—federal
5 appropriation are provided solely to increase skilled nursing
6 facility medicaid rates in order to increase low-wage direct and
7 indirect care worker wages by up to four dollars per hour effective
8 July 1, 2022. Funding provided in this subsection is provided for
9 purposes of wage equity.

10 (a) Of the amounts provided in this subsection, \$22,303,000 of
11 the general fund—state appropriation for fiscal year 2023 and
12 \$22,303,000 of the general fund—federal appropriation are provided
13 solely to increase the fixed rate paid for direct care to no less
14 than 111 percent of statewide case mix neutral median costs to
15 increase low-wage direct care worker wages by up to four dollars per
16 hour effective July 1, 2022. For the purpose of this subsection,
17 "low-wage direct care workers" means certified nursing assistants,
18 dietary workers, laundry workers, and other workers who provide
19 direct care to patients and who have no managerial roles. The
20 department shall determine each facility-specific wage equity funding
21 amount in the direct care rate component by comparing the rate at 105
22 percent of the direct care median to the rate at 111 percent of the
23 direct care median, and by multiplying the rate difference by the
24 actual paid medicaid days over the July 1, 2022, through June 30,
25 2023 period.

26 (b) Of the amounts provided in this subsection, \$1,978,000 of the
27 general fund—state appropriation for fiscal year 2023 and \$1,978,000
28 of the general fund—federal appropriation are provided solely to
29 increase the fixed rate paid for indirect care to no less than 92
30 percent of statewide median costs to increase low-wage indirect care
31 worker wages by up to four dollars per hour effective July 1, 2022.
32 For the purpose of this subsection, "low-wage indirect care workers"
33 means central supply workers and housekeeping workers. The department
34 shall determine each facility-specific wage equity funding amount for
35 the indirect care rate component by comparing the rate at 90 percent
36 of the indirect care median to the rate at 92 percent of the indirect
37 care median, and by multiplying the rate difference by the actual
38 paid medicaid days over the July 1, 2022, through June 30, 2023
39 period.

1 (c) Working with stakeholders, the department shall develop and
2 adopt rules to establish a verification process for each skilled
3 nursing facility provider to demonstrate how the provider has used
4 its wage equity funding to increase wages for low-wage workers by up
5 to four dollars per hour, and for the department to recover any
6 funding difference between each provider's wage equity funding and
7 the amount of wage equity funding that the provider utilizes to
8 increase low-wage worker wages. The verification process must use
9 wages paid as of December 31, 2021, as the base wage to compare
10 providers' wage spending in the designated job categories to the
11 facility-specific amounts of wage equity funding provided in (a) and
12 (b) of this subsection, excluding any amounts adjusted by settlement.
13 The verification and recovery process in this subsection is a
14 distinct and separate process from the settlement process described
15 in RCW 74.46.022.

16 (d) It is the intent of the legislature that wage equity funding
17 provided in this subsection be carried forward into the department's
18 appropriation for the 2023-2025 fiscal biennium.

19 (53) \$12,000,000 of the general fund—state appropriation for
20 fiscal year 2023 and \$12,000,000 of the general fund—federal
21 appropriation are provided solely to increase the rate paid for area
22 agency on aging case management services by 23 percent. During the
23 2021-2023 fiscal biennium, the department must base future budget
24 requests to the legislature for area agency on aging case management
25 services on a per-client monthly rate that is adjusted by a formula
26 that accounts for any increases in the budgeted cost for comparable
27 full-time equivalent state employees. The formula must account for
28 all costs attributable to each comparable full-time equivalent state
29 employee including but not limited to wages; benefits including
30 health insurance; retirement contributions and taxes; goods and
31 services; equipment; travel; and other comparable costs as mutually
32 agreed upon between the department and the area agencies on aging.

33 **Sec. 205.** 2021 c 334 s 205 (uncodified) is amended to read as
34 follows:

35 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ECONOMIC SERVICES**
36 **PROGRAM**

37 General Fund—State Appropriation (FY 2022). ((\$414,105,000))
38 \$385,300,000

1	General Fund—State Appropriation (FY 2023)	(\$420,792,000)
2		<u>\$494,114,000</u>
3	General Fund—Federal Appropriation	(\$1,528,996,000)
4		<u>\$1,613,923,000</u>
5	General Fund—Private/Local Appropriation	\$5,274,000
6	Domestic Violence Prevention Account—State	
7	Appropriation	\$2,404,000
8	Coronavirus State Fiscal Recovery Fund—Federal	
9	Appropriation	\$345,399,000
10	TOTAL APPROPRIATION	(\$2,716,970,000)
11		<u>\$2,846,414,000</u>

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

14 (1) (a) (~~(\$118,168,000)~~) \$68,919,000 of the general fund—state
15 appropriation for fiscal year 2022, (~~(\$119,846,000)~~) \$124,256,000 of
16 the general fund—state appropriation for fiscal year 2023, and
17 (~~(\$859,678,000)~~) \$894,730,000 of the general fund—federal
18 appropriation are provided solely for all components of the WorkFirst
19 program. Within the amounts provided for the WorkFirst program, the
20 department may provide assistance using state-only funds for families
21 eligible for temporary assistance for needy families. The department
22 must create a WorkFirst budget structure that allows for transparent
23 tracking of budget units and subunits of expenditures where these
24 units and subunits are mutually exclusive from other department
25 budget units. The budget structure must include budget units for the
26 following: Cash assistance, child care, WorkFirst activities, and
27 administration of the program. Within these budget units, the
28 department must develop program index codes for specific activities
29 and develop allotments and track expenditures using these codes. The
30 department shall report to the office of financial management and the
31 relevant fiscal and policy committees of the legislature prior to
32 adopting a structure change.

33 (b) (~~(\$386,329,000)~~) \$371,171,000 of the amounts in (a) of this
34 subsection is for assistance to clients, including grants, diversion
35 cash assistance, and additional diversion emergency assistance
36 including but not limited to assistance authorized under RCW
37 74.08A.210. The department may use state funds to provide support to
38 working families that are eligible for temporary assistance for needy

1 families but otherwise not receiving cash assistance. Of the amounts
2 provided in this subsection (1)(b):

3 (i) (~~(\$10,914,000)~~) \$7,776,000 of the general fund—state
4 appropriation for fiscal year 2022, (~~(\$14,104,000)~~) \$9,729,000 of the
5 general fund—state appropriation for fiscal year 2023, and
6 \$27,226,000 of the general fund—federal appropriation are provided
7 solely for the department to increase the temporary assistance for
8 needy family grant standard by 15 percent, effective July 1, 2021.

9 (ii) \$10,744,000 of the general fund—federal appropriation of the
10 amounts in (a) of this subsection are provided solely for the
11 department to provide cash assistance to households who have exceeded
12 the 60 month time limit in the temporary assistance for needy
13 families program, pursuant to RCW 74.08A.010(5), through June 30,
14 2022. Because funding for this specific purpose is provided only
15 through fiscal year 2022, pursuant to section 4 of Second Substitute
16 Senate Bill No. 5214, the bill takes effect 90 days after final
17 adjournment of the legislative session in which it is enacted.

18 (iii) (~~(\$3,420,000)~~) \$9,950,000 of the general fund—state
19 appropriation for fiscal year 2023 and \$2,126,000 of the general fund
20 —federal appropriation are provided solely for the ~~((cost of benefits
21 associated with the implementation of Second Substitute Senate Bill
22 No. 5214 (economic assistance programs))~~ department to provide cash
23 assistance to households who have exceeded the 60 month time limit in
24 the temporary assistance for needy families program, pursuant to RCW
25 74.08A.010(5), through June 30, 2023. ~~((If the bill is not enacted by
26 June 30, 2021, the amount provided in this subsection shall lapse.
27 The department is directed to provide the high-unemployment time-
28 limit extension approved under the bill upon the expiration of the
29 60-month time limit extension pursuant to (b)(ii) of this
30 subsection.))~~

31 (iv) \$217,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$863,000 of the general fund—federal appropriation are
33 provided solely for costs in state fiscal year 2022 that are
34 associated with the temporary suspension of the mid-certification
35 review and extension of the eligibility review between November 2020
36 and June 2021 for the temporary assistance for needy families
37 program.

38 (v) \$50,000 of the general fund—federal appropriation is provided
39 solely to increase the monthly payment standard for households with

1 nine or more assistance unit members that are receiving temporary
2 assistance for needy families or state family assistance benefits,
3 effective July 1, 2022.

4 (c) (~~(\$172,917,000)~~) \$176,701,000 of the amounts in (a) of this
5 subsection is for WorkFirst job search, education and training
6 activities, barrier removal services, limited English proficiency
7 services, and tribal assistance under RCW 74.08A.040. The department
8 must allocate this funding based on client outcomes and cost
9 effectiveness measures. Within amounts provided in this subsection
10 (1)(c), the department shall implement the working family support
11 program.

12 (i) \$5,952,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$157,000 of the general fund—federal appropriation of
14 the amounts in (a) of this subsection are provided solely for the
15 WorkFirst services costs associated with the expansion of the 60
16 month time limit in the temporary assistance for needy families
17 program for households described in RCW 74.08A.010(5).

18 (ii) \$2,474,000 of the amounts provided in this subsection (1)(c)
19 is for enhanced transportation assistance. The department must
20 prioritize the use of these funds for the recipients most in need of
21 financial assistance to facilitate their return to work. The
22 department must not utilize these funds to supplant repayment
23 arrangements that are currently in place to facilitate the
24 reinstatement of drivers' licenses.

25 (iii) \$378,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$568,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for WorkFirst services costs
28 associated with the implementation of chapter 320, Laws of 2020
29 (revising economic assistance programs).

30 (iv) \$748,000 of the general fund—state appropriation for fiscal
31 year 2022, \$760,000 of the general fund—state appropriation for
32 fiscal year 2023, and \$1,706,000 of the general fund—federal
33 appropriation are provided solely for WorkFirst services costs
34 associated with the implementation of chapter 338, Laws of 2020
35 (improving access to temporary assistance for needy families).

36 (v) (~~(\$3,701,000)~~) \$7,230,000 of the general fund—state
37 appropriation for fiscal year 2023 is provided solely for the
38 WorkFirst costs associated with (~~(the implementation of Second~~
39 ~~Substitute Senate Bill No. 5214 (economic assistance programs))~~) the

1 extension of the 60 month time limit through June 30, 2023. (~~If the~~
2 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
3 ~~section shall lapse.~~)

4 (d) Of the amounts in (a) of this subsection, (~~(\$353,402,000)~~)
5 \$318,402,000 of the general fund—federal appropriation is for the
6 working connections child care program under RCW 43.216.020 within
7 the department of children, youth, and families. The department is
8 the lead agency for and recipient of the federal temporary assistance
9 for needy families grant. A portion of this grant must be used to
10 fund child care subsidies expenditures at the department of children,
11 youth, and families.

12 (i) The department of social and health services shall work in
13 collaboration with the department of children, youth, and families to
14 determine the appropriate amount of state expenditures for the
15 working connections child care program to claim towards the state's
16 maintenance of effort for the temporary assistance for needy families
17 program. The departments will also collaborate to track the average
18 monthly child care subsidy caseload and expenditures by fund type,
19 including child care development fund, general fund—state
20 appropriation, and temporary assistance for needy families for the
21 purpose of estimating the annual temporary assistance for needy
22 families reimbursement from the department of social and health
23 services to the department of children, youth, and families.

24 (ii) Effective September 30, 2022, and annually thereafter, the
25 department of children, youth, and families must report to the
26 governor and the appropriate fiscal and policy committees of the
27 legislature the total state contribution for the working connections
28 child care program claimed the previous fiscal year towards the
29 state's maintenance of effort for the temporary assistance for needy
30 families program and the total temporary assistance for needy
31 families reimbursement from the department of social and health
32 services for the previous fiscal year.

33 (e) Of the amounts in (a) of this subsection, \$68,496,000 of the
34 general fund—federal appropriation is for child welfare services
35 within the department of children, youth, and families.

36 (f) Of the amounts in (a) of this subsection, (~~(\$116,195,000)~~)
37 \$121,920,000 is for WorkFirst administration and overhead. Of the
38 amounts provided in this subsection (1)(f):

1 (i) \$399,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$805,000 of the general fund—state appropriation for
3 fiscal year 2023 of the amounts in (a) of this subsection (~~(is)~~) are
4 provided solely for administrative and overhead costs associated with
5 the expansion of the 60 month time limit in the temporary assistance
6 for needy families program for households described in RCW
7 74.08A.010(5).

8 (ii) \$43,000 of the general fund—state appropriation in fiscal
9 year 2022 and \$43,000 of the general fund—state appropriation in
10 fiscal year 2023 are provided solely for administrative and overhead
11 costs associated with the implementation of chapter 320, Laws of 2020
12 (revising economic assistance programs).

13 (iii) \$1,215,000 of the general fund—federal appropriation is
14 provided solely for administrative and overhead costs associated with
15 the implementation of chapter 338, Laws of 2020 (improving access to
16 temporary assistance for needy families).

17 (iv) \$512,000 of the general fund—state appropriation for fiscal
18 year 2022 is provided solely for administrative and overhead costs
19 associated with the implementation of Second Substitute Senate Bill
20 No. 5214 (economic assistance programs). (~~If the bill is not enacted~~
21 ~~by June 30, 2021, the amount provided in this subsection shall~~
22 ~~lapse.~~) The department is directed to use the funding provided in
23 this subsection to make information technology changes necessary to
24 provide the high-unemployment time-limit extension approved under the
25 bill beginning July 1, 2022.

26 (g)(i) The department shall submit quarterly expenditure reports
27 to the governor, the fiscal committees of the legislature, and the
28 legislative WorkFirst poverty reduction oversight task force under
29 RCW 74.08A.341. In addition to these requirements, the department
30 must detail any fund transfers across budget units identified in (a)
31 through (e) of this subsection. The department shall not initiate any
32 services that require expenditure of state general fund moneys that
33 are not consistent with policies established by the legislature.

34 (ii) The department may transfer up to ten percent of funding
35 between budget units identified in (b) through (f) of this
36 subsection. The department shall provide notification prior to any
37 transfer to the office of financial management and to the appropriate
38 legislative committees and the legislative-executive WorkFirst
39 poverty reduction oversight task force. The approval of the director

1 of financial management is required prior to any transfer under this
2 subsection.

3 (h) Each calendar quarter, the department shall provide a
4 maintenance of effort and participation rate tracking report for
5 temporary assistance for needy families to the office of financial
6 management, the appropriate policy and fiscal committees of the
7 legislature, and the legislative-executive WorkFirst poverty
8 reduction oversight task force. The report must detail the following
9 information for temporary assistance for needy families:

10 (i) An overview of federal rules related to maintenance of
11 effort, excess maintenance of effort, participation rates for
12 temporary assistance for needy families, and the child care
13 development fund as it pertains to maintenance of effort and
14 participation rates;

15 (ii) Countable maintenance of effort and excess maintenance of
16 effort, by source, provided for the previous federal fiscal year;

17 (iii) Countable maintenance of effort and excess maintenance of
18 effort, by source, for the current fiscal year, including changes in
19 countable maintenance of effort from the previous year;

20 (iv) The status of reportable federal participation rate
21 requirements, including any impact of excess maintenance of effort on
22 participation targets;

23 (v) Potential new sources of maintenance of effort and progress
24 to obtain additional maintenance of effort;

25 (vi) A two-year projection for meeting federal block grant and
26 contingency fund maintenance of effort, participation targets, and
27 future reportable federal participation rate requirements; and

28 (vii) Proposed and enacted federal law changes affecting
29 maintenance of effort or the participation rate, what impact these
30 changes have on Washington's temporary assistance for needy families
31 program, and the department's plan to comply with these changes.

32 (i) In the 2021-2023 fiscal biennium, it is the intent of the
33 legislature to provide appropriations from the state general fund for
34 the purposes of (a) of this subsection if the department does not
35 receive additional federal temporary assistance for needy families
36 contingency funds in each fiscal year as assumed in the budget
37 outlook.

38 (2) \$2,545,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$2,546,000 of the general fund—state appropriation for
40 fiscal year 2023 are provided solely for naturalization services.

1 (3) \$2,366,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for employment services for refugees and
3 immigrants, of which \$1,774,000 is provided solely for the department
4 to pass through to statewide refugee and immigrant assistance
5 organizations for limited English proficiency pathway services; and
6 \$2,366,000 of the general fund—state appropriation for fiscal year
7 2023 is provided solely for employment services for refugees and
8 immigrants, of which \$1,774,000 is provided solely for the department
9 to pass through to statewide refugee and immigrant assistance
10 organizations for limited English proficiency pathway services.

11 (4) On January 1, 2022, and January 1, 2023, the department must
12 report to the governor and the legislature on all sources of funding
13 available for both refugee and immigrant services and naturalization
14 services during the current fiscal year and the amounts expended to
15 date by service type and funding source. The report must also include
16 the number of clients served and outcome data for the clients.

17 (5) To ensure expenditures remain within available funds
18 appropriated in this section, the legislature establishes the benefit
19 under the state food assistance program, pursuant to RCW 74.08A.120,
20 to be one hundred percent of the federal supplemental nutrition
21 assistance program benefit amount.

22 (6) The department shall review clients receiving services
23 through the aged, blind, or disabled assistance program, to determine
24 whether they would benefit from assistance in becoming naturalized
25 citizens, and thus be eligible to receive federal supplemental
26 security income benefits. Those cases shall be given high priority
27 for naturalization funding through the department.

28 (7) The department shall continue the interagency agreement with
29 the department of veterans' affairs to establish a process for
30 referral of veterans who may be eligible for veterans' services. This
31 agreement must include out-stationing department of veterans' affairs
32 staff in selected community service office locations in King and
33 Pierce counties to facilitate applications for veterans' services.

34 (8) \$1,500,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$1,500,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for operational support of the
37 Washington information network 211 organization.

38 (9) \$609,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$380,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the implementation of
2 section 2, chapter 9, Laws of 2021 (SHB 1151) (public assistance), a
3 state-funded cash benefit program and transitional food assistance
4 program for households with children that are recipients of the
5 supplemental nutrition assistance program of the food assistance
6 program but are not recipients of the temporary assistance for needy
7 families program.

8 (10) \$377,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$377,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the consolidated emergency
11 assistance program.

12 (11) \$77,000 of the general fund—state appropriation for fiscal
13 year 2022 is provided solely for the department to conduct a study,
14 jointly with the poverty reduction work group, on the feasibility of
15 implementing a universal basic income pilot program. The study must
16 include research of other universal basic income programs,
17 recommendations for a pilot in Washington, a cost-benefit analysis,
18 operational costs, and an implementation plan that includes a
19 strategy to ensure pilot participants who voluntarily quit a public
20 assistance program to enroll in the universal basic income pilot will
21 not experience gaps in service upon completion of the pilot. The
22 department shall submit recommendations required by this section to
23 the governor and appropriate legislative committees no later than
24 June 1, 2022.

25 (12) \$251,000 of the general fund—state appropriation for fiscal
26 year 2022 is provided solely for costs in state fiscal year 2022 that
27 are associated with the temporary suspension of mid-certification
28 reviews and extension of the eligibility review between November 2020
29 and June 2021 for the aged, blind, or disabled program.

30 (13) \$388,000 of the general fund—state appropriation for fiscal
31 year 2022 is provided solely for costs in fiscal year 2022 that are
32 associated with the temporary suspension of mid-certification reviews
33 and extension of the eligibility review between November 2020 and
34 June 2021 for the food assistance program.

35 (14) \$5,399,000 of the coronavirus state fiscal recovery account—
36 federal appropriation is provided solely for the department to
37 increase benefits for the food assistance program to maintain parity
38 with benefits provided under the supplemental nutrition assistance

1 program, for the period of July 1, 2021, through (~~September 30,~~
2 ~~2021~~) January 31, 2022.

3 (15) \$340,000,000 of the coronavirus state fiscal recovery fund—
4 federal appropriation is provided solely for the Washington immigrant
5 relief fund, a disaster assistance program to provide grants to
6 eligible persons. Administrative costs may not exceed 10 percent of
7 the funding in this subsection.

8 (a) A person is eligible for a grant who:

9 (i) Lives in Washington state;

10 (ii) Is at least 18 years of age;

11 (iii) After January 1, 2021, and before June 30, 2023, has been
12 significantly affected by the coronavirus pandemic, such as loss of
13 employment or significant reduction in work hours, contracting the
14 coronavirus, having to self-quarantine as a result of exposure to the
15 coronavirus, caring for a family member who contracted the
16 coronavirus, or being unable to access childcare for children
17 impacted by school or childcare closures; and

18 (iv) Is not eligible to receive federal economic impact
19 (stimulus) payments or unemployment insurance benefits due to the
20 person's immigration status.

21 (b) The department may not deny a grant to a person on the basis
22 that another adult in the household is eligible for federal economic
23 impact (stimulus) payments or unemployment insurance benefits or that
24 the person previously received a grant under the program. However, a
25 person may not receive more than three grants.

26 (c) The department's duty to provide grants is subject to the
27 availability of the amounts specified in this subsection, and the
28 department must prioritize grants to persons who are most in need of
29 financial assistance using factors that include, but are not limited
30 to: (i) Having an income at or below 250 percent of the federal
31 poverty level; (ii) being the primary or sole income earner of
32 household; (iii) experiencing housing instability; and (iv) having
33 contracted or being at high risk of contracting the coronavirus.

34 (d) The department may contract with one or more entities to
35 administer the program. If the department engages in a competitive
36 contracting process for administration of the program, experience in
37 administering similar programs must be given weight in the selection
38 process to expedite the delivery of benefits to eligible applicants.

1 (16) \$204,000 of the general fund—state appropriation for fiscal
2 year 2022 and (~~(\$22,635,000)~~) \$22,766,000 of the general fund—federal
3 appropriation (ARPA) are provided solely for the department to
4 provide a one-time or short-term cash benefit to families eligible
5 for pandemic emergency assistance under section 9201 of the American
6 rescue plan act of 2021, P.L. 117-2, and to offer an equivalent
7 benefit to eligible state family assistance or food assistance
8 program recipients.

9 (17) \$88,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$89,000 of the general fund—federal appropriation are
11 provided solely for the implementation of chapter 90, Laws of 2021
12 (SSB 5068) (postpartum period/Medicaid).

13 (18) \$41,000 of the general fund—state appropriation for fiscal
14 year 2022, \$81,000 of the general fund—state appropriation for fiscal
15 year 2023, and \$237,000 of the general fund—federal appropriation are
16 provided solely for implementation of Substitute House Bill No. 1416
17 (insurers/child support coll.). (~~(If the bill is not enacted by June~~
18 ~~30, 2021, the amounts provided in this subsection shall lapse.)~~)

19 (19) \$11,884,000 of the general fund—state appropriation for
20 fiscal year 2022 and \$15,248,000 of the general fund—federal
21 appropriation are provided solely to cover the variance in total
22 child support arrears collected in fiscal year 2022 compared to the
23 total arrears collected in fiscal year 2021.

24 (20) \$36,621,000 of the general fund—state appropriation for
25 fiscal year 2023 is provided solely to increase the grant standard
26 for the aged, blind, or disabled program to a maximum of \$417 per
27 month for a one-person grant and \$528 for a two-person grant
28 effective September 1, 2022.

29 (21) \$510,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely to eliminate the mid-certification
31 review for blind or disabled participants in the aged, blind, or
32 disabled program, effective July 1, 2022.

33 (22) \$195,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely to expand the aged, blind, or disabled
35 program's clothing, personal maintenance, and necessary incidentals
36 grant to individuals between the ages of 21 and 64 who are residing
37 in a public mental institution, effective September 1, 2022.

38 (23) \$207,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely to implement House Bill No. 1748 (human

1 trafficking/ABD prog.). If the bill is not enacted by June 30, 2022,
2 the amount provided in this subsection shall lapse.

3 (24) \$560,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely to implement a state-funded employment
5 and training program for recipients of the state's food assistance
6 program, effective July 1, 2022.

7 (25) \$524,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for extending the transitional food
9 assistance program to households receiving assistance under the
10 temporary assistance to needy families program, where a household
11 member is in sanction status.

12 (26) \$95,000 of the general fund—state appropriation for fiscal
13 year 2023 and \$61,000 of the general fund—federal appropriation are
14 provided solely to remove the asset limit test for the medicare
15 savings plan program in collaboration with the health care authority,
16 effective January 1, 2023.

17 (27) \$207,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for system upgrades necessary for the
19 anticipated expansion of medicaid equivalent health care coverage to
20 adults with income up to 138 percent of the federal poverty level
21 regardless of immigration status in collaboration with the health
22 care authority.

23 (28) \$14,987,000 of the general fund—state appropriation for
24 fiscal year 2023 is provided solely for the department to contract
25 with nonprofit organizations to provide services for Afghan refugees,
26 which include, but are not limited to, emergency, temporary, and
27 long-term housing and assistance with food, transportation, accessing
28 childhood education services, applying for benefits and immigrant
29 services, education and employment support, and social services
30 navigation.

31 (29) \$750,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for the department to provide funding to
33 domestic violence services providers in Washington state that receive
34 funding through the domestic violence services program and provide
35 shelter services. The funding to each entity shall be proportionate,
36 based upon bed capacity. This funding shall be in addition to any
37 other funds previously provided to or scheduled to be provided under
38 a contract with the domestic violence services program in the
39 2021-2023 fiscal biennium.

1 (30) \$5,100,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for the department to provide a
3 \$50 monthly diaper benefit for households receiving benefits pursuant
4 to the temporary assistance for needy families program that have a
5 child under the age of three.

6 (31) The appropriations in this section include sufficient
7 funding for the implementation of Engrossed Second Substitute House
8 Bill No. 2075 (DSHS service requirements).

9 **Sec. 206.** 2021 c 334 s 206 (uncodified) is amended to read as
10 follows:

11 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL**
12 **REHABILITATION PROGRAM**

13	General Fund—State Appropriation (FY 2022).	((\$16,231,000))
14		<u>\$17,365,000</u>
15	General Fund—State Appropriation (FY 2023).	((\$16,456,000))
16		<u>\$17,619,000</u>
17	General Fund—Federal Appropriation.	\$109,595,000
18	TOTAL APPROPRIATION.	((\$142,282,000))
19		<u>\$144,579,000</u>

20 The appropriations in this section are subject to the following
21 conditions and limitations: \$40,000 of the general fund—state
22 appropriation for fiscal year 2022 and \$40,000 of the general fund—
23 state appropriation for fiscal year 2023 are provided solely for
24 implementation of Second Substitute House Bill No. 1061 (child
25 welfare/dev disability). ((~~If the bill is not enacted by June 30,~~
26 ~~2021, the amounts provided in this subsection shall lapse.~~))

27 **Sec. 207.** 2021 c 334 s 207 (uncodified) is amended to read as
28 follows:

29 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—SPECIAL COMMITMENT**
30 **PROGRAM**

31	General Fund—State Appropriation (FY 2022).	((\$63,650,000))
32		<u>\$65,093,000</u>
33	General Fund—State Appropriation (FY 2023).	((\$61,748,000))
34		<u>\$63,661,000</u>
35	TOTAL APPROPRIATION.	((\$125,398,000))
36		<u>\$128,754,000</u>

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

3 (1) The special commitment center may use funds appropriated in
4 this subsection to purchase goods and supplies through hospital group
5 purchasing organizations when it is cost-effective to do so.

6 (2) \$1,204,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$1,079,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for specialized equipment and
9 additional medical staff to provide more capacity to deliver care to
10 individuals housed at the total confinement facility. No later than
11 November 1, 2023, the department shall report to the legislature on
12 the number of individuals treated on the island that previously would
13 have been transported off the island for treatment.

14 (3) \$16,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$15,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the increased costs for
17 personal computers leased through the department of enterprise
18 services.

19 (4) \$6,768,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$4,496,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for implementation of Engrossed
22 Second Substitute Senate Bill No. 5163 (conditionally released SVPs).
23 ((If the bill is not enacted by June 30, 2021, the amounts provided
24 in this subsection shall lapse.))

25 **Sec. 208.** 2021 c 334 s 208 (uncodified) is amended to read as
26 follows:

27 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND**
28 **SUPPORTING SERVICES PROGRAM**

29	General Fund—State Appropriation (FY 2022)	((\$39,381,000))
30		<u>\$41,221,000</u>
31	General Fund—State Appropriation (FY 2023)	((\$39,035,000))
32		<u>\$47,110,000</u>
33	General Fund—Federal Appropriation	((\$51,371,000))
34		<u>\$54,008,000</u>
35	TOTAL APPROPRIATION	((\$129,787,000))
36		<u>\$142,339,000</u>

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

3 (1) Within amounts appropriated in this section, the department
4 shall provide to the department of health, where available, the
5 following data for all nutrition assistance programs funded by the
6 United States department of agriculture and administered by the
7 department. The department must provide the report for the preceding
8 federal fiscal year by February 1, 2022, and February 1, 2023. The
9 report must provide:

10 (a) The number of people in Washington who are eligible for the
11 program;

12 (b) The number of people in Washington who participated in the
13 program;

14 (c) The average annual participation rate in the program;

15 (d) Participation rates by geographic distribution; and

16 (e) The annual federal funding of the program in Washington.

17 (2) (a) \$3,000 of the general fund—state appropriation for fiscal
18 year 2022, \$5,000 of the general fund—state appropriation for fiscal
19 year 2023, and \$8,000 of the general fund—federal appropriation are
20 provided solely for the implementation of an agreement reached
21 between the governor and the Washington federation of state employees
22 for the language access providers under the provisions of chapter
23 41.56 RCW for the 2021-2023 fiscal biennium.

24 (b) \$20,000 of the general fund—state appropriation for fiscal
25 year 2023 and \$11,000 of the general fund—federal appropriation are
26 provided solely for the implementation of an agreement reached
27 between the governor and the Washington federation of state employees
28 for the language access providers under the provisions of chapter
29 41.56 RCW for fiscal year 2023 as provided in section 937 of this
30 act.

31 (3) By October 1, 2021, the department must submit a report to
32 the fiscal committees of the legislature detailing shortcomings of
33 the previously funded electronic health records system and contract,
34 the clinical validity of existing software, approaches to mitigate
35 the shortcomings of previously funded system, and a recommended
36 approach to establishing a comprehensive electronic health records
37 system at state facilities in the future.

38 (4) \$39,000 of the general fund—state appropriation for fiscal
39 year 2022 is provided solely to implement Substitute House Bill No.

1 1411 (health care workforce). ((If the bill is not enacted by June
2 30, 2021, the amount provided in this subsection shall lapse.))

3 (5) \$3,640,000 of the general fund—state appropriation for fiscal
4 year 2023 and \$910,000 of the general fund—federal appropriation are
5 provided solely to address encampment sites on public rights-of-way.

6 (6) \$364,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for the creation of a program director
8 position and a project manager position tasked with ensuring an
9 enterprise-wide approach to poverty reduction across Washington.
10 These positions will convene and facilitate the poverty reduction
11 subcabinet, track agency progress on poverty reduction efforts to
12 build a stronger continuum of care, coordinate budget and policy
13 proposals, and ensure that recommendations incorporate data prepared
14 by the poverty reduction technical advisory group.

15 (7) \$461,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely to create a poverty reduction technical
17 advisory group that is tasked with developing a statewide measurement
18 and data framework that can help inform future budget and policy
19 decisions. This group must also track the state's progress towards
20 creating a just and equitable future. This group must collaborate
21 with communities experiencing poverty and the state office of equity
22 to ensure their input is factored into the analysis of data.

23 **Sec. 209.** 2021 c 334 s 209 (uncodified) is amended to read as
24 follows:

25 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PAYMENTS TO OTHER**
26 **AGENCIES PROGRAM**

27	General Fund—State Appropriation (FY 2022).	((\$65,743,000))
28		<u>\$66,890,000</u>
29	General Fund—State Appropriation (FY 2023).	((\$56,529,000))
30		<u>\$57,639,000</u>
31	General Fund—Federal Appropriation.	((\$53,229,000))
32		<u>\$53,270,000</u>
33	TOTAL APPROPRIATION.	((\$175,501,000))
34		<u>\$177,799,000</u>

35 The appropriations in this section are subject to the following
36 conditions and limitations: Within the amounts appropriated in this
37 section, the department must extend master property insurance to all
38 buildings owned by the department valued over \$250,000 and to all

1 locations leased by the department with contents valued over
2 \$250,000.

3 **Sec. 210.** 2021 c 334 s 210 (uncodified) is amended to read as
4 follows:

5 **FOR THE STATE HEALTH CARE AUTHORITY**

6 (1)(a) During the 2021-2023 fiscal biennium, the health care
7 authority shall provide support and data as required by the office of
8 the state actuary in providing the legislature with health care
9 actuarial analysis, including providing any information in the
10 possession of the health care authority or available to the health
11 care authority through contracts with providers, plans, insurers,
12 consultants, or any other entities contracting with the health care
13 authority.

14 (b) Information technology projects or investments and proposed
15 projects or investments impacting time capture, payroll and payment
16 processes and systems, eligibility, case management, and
17 authorization systems within the health care authority are subject to
18 technical oversight by the office of the chief information officer.

19 (2) The health care authority shall not initiate any services
20 that require expenditure of state general fund moneys unless
21 expressly authorized in this act or other law. The health care
22 authority may seek, receive, and spend, under RCW 43.79.260 through
23 43.79.282, federal moneys not anticipated in this act as long as the
24 federal funding does not require expenditure of state moneys for the
25 program in excess of amounts anticipated in this act. If the health
26 care authority receives unanticipated unrestricted federal moneys,
27 those moneys shall be spent for services authorized in this act or in
28 any other legislation providing appropriation authority, and an equal
29 amount of appropriated state general fund moneys shall lapse. Upon
30 the lapsing of any moneys under this subsection, the office of
31 financial management shall notify the legislative fiscal committees.
32 As used in this subsection, "unrestricted federal moneys" includes
33 block grants and other funds that federal law does not require to be
34 spent on specifically defined projects or matched on a formula basis
35 by state funds.

36 (3)(a) The health care authority, the health benefit exchange,
37 the department of social and health services, the department of
38 health, and the department of children, youth, and families shall
39 work together within existing resources to establish the health and

1 human services enterprise coalition (the coalition). The coalition,
2 led by the health care authority, must be a multi-organization
3 collaborative that provides strategic direction and federal funding
4 guidance for projects that have cross-organizational or enterprise
5 impact, including information technology projects that affect
6 organizations within the coalition. The office of the chief
7 information officer shall maintain a statewide perspective when
8 collaborating with the coalition to ensure that projects are planned
9 for in a manner that ensures the efficient use of state resources,
10 supports the adoption of a cohesive technology and data architecture,
11 and maximizes federal financial participation. The work of the
12 coalition and any project identified as a coalition project is
13 subject to the conditions, limitations, and review provided in
14 section 701 of this act.

15 (b) The health care authority must submit a report on November 1,
16 2021, and annually thereafter, to the fiscal committees of the
17 legislature. The report must include, at a minimum:

18 (i) A list of active coalition projects as of July 1st of the
19 fiscal year. This must include all current and ongoing coalition
20 projects, which coalition agencies are involved in these projects,
21 and the funding being expended on each project, including in-kind
22 funding. For each project, the report must include which federal
23 requirements each coalition project is working to satisfy, and when
24 each project is anticipated to satisfy those requirements; and

25 (ii) A list of coalition projects that are planned in the current
26 and following fiscal year. This must include which coalition agencies
27 are involved in these projects, including the anticipated in-kind
28 funding by agency, and if a budget request will be submitted for
29 funding. This must reflect all funding required by fiscal year and by
30 fund source and include the budget outlook period.

31 (4) The appropriations to the health care authority in this act
32 shall be expended for the programs and in the amounts specified in
33 this act. However, after May 1, 2022, unless prohibited by this act,
34 the authority may transfer general fund—state appropriations for
35 fiscal year 2022 among programs after approval by the director of the
36 office of financial management. To the extent that appropriations in
37 sections 211 through 215 of this act are insufficient to fund actual
38 expenditures in excess of caseload forecast and utilization
39 assumptions or for expenses in response to the COVID-19 pandemic, the
40 authority may transfer general fund—state appropriations for fiscal

1 year 2022 that are provided solely for a specified purpose. The
 2 authority may not transfer funds, and the director of the office of
 3 financial management shall not approve the transfer, unless the
 4 transfer is consistent with the objective of conserving, to the
 5 maximum extent possible, the expenditure of state funds. The director
 6 of the office of financial management shall notify the appropriate
 7 fiscal committees of the legislature in writing seven days prior to
 8 approving any allotment modifications or transfers under this
 9 section. The written notification must include a narrative
 10 explanation and justification of changes, along with expenditures and
 11 allotments by budget unit and appropriation, both before and after
 12 any allotment modifications and transfers.

13 **Sec. 211.** 2021 c 334 s 211 (uncodified) is amended to read as
 14 follows:

15 **FOR THE STATE HEALTH CARE AUTHORITY—MEDICAL ASSISTANCE**

16	General Fund—State Appropriation (FY 2022).	((\$2,516,277,000))
17		<u>\$2,391,714,000</u>
18	General Fund—State Appropriation (FY 2023).	((\$2,439,933,000))
19		<u>\$2,599,132,000</u>
20	General Fund—Federal Appropriation.	((\$13,199,214,000))
21		<u>\$13,758,844,000</u>
22	General Fund—Private/Local Appropriation.	((\$355,726,000))
23		<u>\$405,121,000</u>
24	Emergency Medical Services and Trauma Care Systems	
25	Trust Account—State Appropriation.	\$15,086,000
26	Hospital Safety Net Assessment Account—State	
27	Appropriation.	((\$723,238,000))
28		<u>\$685,383,000</u>
29	Dedicated Marijuana Account—State Appropriation	
30	(FY 2022).	((\$24,511,000))
31		<u>\$26,063,000</u>
32	Dedicated Marijuana Account—State Appropriation	
33	(FY 2023).	((\$25,182,000))
34		<u>\$25,721,000</u>
35	Medical Aid Account—State Appropriation.	\$540,000
36	Telebehavioral Health Access Account—State	
37	Appropriation.	\$7,714,000
38	Coronavirus State Fiscal Recovery Fund—Federal	

1	Appropriation.	\$35,000,000
2	<u>Ambulance Transport Fund—State Appropriation.</u>	<u>\$14,317,000</u>
3	TOTAL APPROPRIATION.	((\$19,342,421,000))
4		<u>\$19,964,635,000</u>

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

7 (1) The authority shall not accept or expend any federal funds
8 received under a medicaid transformation waiver under healthier
9 Washington except as described in subsections (2), (3), and (4) of
10 this section until specifically approved and appropriated by the
11 legislature. To ensure compliance with legislative directive budget
12 requirements and terms and conditions of the waiver, the authority
13 shall implement the waiver and reporting requirements with oversight
14 from the office of financial management. The legislature finds that
15 appropriate management of the innovation waiver requires better
16 analytic capability, transparency, consistency, timeliness, accuracy,
17 and lack of redundancy with other established measures and that the
18 patient must be considered first and foremost in the implementation
19 and execution of the demonstration waiver. In order to effectuate
20 these goals, the authority shall: (a) Require the Dr. Robert Bree
21 collaborative and the health technology assessment program to reduce
22 the administrative burden upon providers by only requiring
23 performance measures that are nonduplicative of other nationally
24 established measures. The joint select committee on health care
25 oversight will evaluate the measures chosen by the collaborative and
26 the health technology assessment program for effectiveness and
27 appropriateness; (b) develop a patient satisfaction survey with the
28 goal to gather information about whether it was beneficial for the
29 patient to use the center of excellence location in exchange for
30 additional out-of-pocket savings; (c) ensure patients and health care
31 providers have significant input into the implementation of the
32 demonstration waiver, in order to ensure improved patient health
33 outcomes; and (d) in cooperation with the department of social and
34 health services, consult with and provide notification of work on
35 applications for federal waivers, including details on waiver
36 duration, financial implications, and potential future impacts on the
37 state budget, to the joint select committee on health care oversight
38 prior to submitting waivers for federal approval. The authority shall
39 submit an application to the centers for medicaid and medicare

1 services to extend the duration of the medicaid transformation waiver
2 under healthier Washington as described in subsections (2), (3), and
3 (4) of this section by one year. If not extended, by federal
4 standard, the medicaid transformation demonstration waiver shall not
5 exceed the duration originally granted by the centers for medicare
6 and medicaid services and any programs created or funded by this
7 waiver do not create an entitlement.

8 (2) (a) No more than (~~(\$63,052,000)~~) \$78,409,000 of the general
9 fund—federal appropriation and no more than (~~(\$50,840,000)~~)
10 \$66,264,000 of the general fund—local appropriation may be expended
11 for transformation through accountable communities of health
12 described in initiative 1 of the medicaid transformation
13 demonstration wavier under healthier Washington, including preventing
14 youth drug use, opioid prevention and treatment, and physical and
15 behavioral health integration. Under this initiative, the authority
16 shall take into account local input regarding community needs. In
17 order to ensure transparency to the appropriate fiscal committees of
18 the legislature, the authority shall provide fiscal staff of the
19 legislature query ability into any database of the fiscal
20 intermediary that authority staff would be authorized to access. The
21 authority shall not increase general fund—state expenditures under
22 this initiative. The director shall also report to the fiscal
23 committees of the legislature all of the expenditures under this
24 subsection and shall provide such fiscal data in the time, manner,
25 and form requested by the legislative fiscal committees.

26 (b) No more than (~~(\$243,047,000)~~) \$198,909,000 of the general
27 fund—federal appropriation and no more than (~~(\$99,274,000)~~)
28 \$81,245,000 of the general fund—private/local appropriation may be
29 expended for the medicaid quality improvement program. Under federal
30 regulations, the medicaid quality improvement program is authorized
31 and allows states to design quality improvement programs for the
32 medicaid population in ways that support the state's quality goals.
33 Medicaid quality improvement program payments will not count against
34 the medicaid transformation demonstration waiver spending limits and
35 are excluded from the waiver's budget neutrality calculation. Apple
36 health managed care organizations and their partnering providers will
37 receive medicaid quality improvement program payments as they meet
38 designated milestones. Partnering providers and apple health managed
39 care organizations will work together to achieve medicaid quality

1 improvement program goals according to the performance period
2 timelines and reporting deadlines as set forth by the authority. The
3 authority shall only utilize the medicaid quality improvement program
4 to support the transformation waiver and shall not pursue its use for
5 other purposes. Any programs created or funded by the medicaid
6 quality improvement program does not create an entitlement. The
7 authority shall not increase general fund—state, federal, or private/
8 local expenditures under this program. The director shall report to
9 the joint select committee on health care oversight not less than
10 quarterly on financial and health outcomes. The director shall report
11 to the fiscal committees of the legislature all of the expenditures
12 under this subsection and shall provide such fiscal data in the time,
13 manner, and form requested by the legislative fiscal committees.

14 (3) No more than \$26,837,000 of the general fund—federal
15 appropriation and \$26,839,000 of the general fund—local appropriation
16 may be expended for tailored support for older adults and medicaid
17 alternative care described in initiative 2 of the medicaid
18 transformation demonstration waiver under healthier Washington as
19 well as administrative expenses for initiative 3. The authority shall
20 contract and provide funding to the department of social and health
21 services to administer initiative 2. The director in cooperation with
22 the secretary of the department of social and health services shall
23 report to the office of financial management all of the expenditures
24 of this section and shall provide such fiscal data in the time,
25 manner, and form requested. The authority shall not increase general
26 fund—state expenditures on this initiative.

27 (4) No more than (~~(\$50,389,000)~~) \$28,680,000 of the general fund—
28 federal appropriation and no more than (~~(\$22,862,000)~~) \$12,992,000 of
29 the general fund—local appropriation may be expended for supported
30 housing and employment services described in initiative 3a and 3b of
31 the medicaid transformation demonstration waiver under healthier
32 Washington. Under this initiative, the authority and the department
33 of social and health services shall ensure that allowable and
34 necessary services are provided to eligible clients as identified by
35 the department or its third party administrator. The authority shall
36 not increase general fund—state expenditures under this initiative.
37 The director shall report to the joint select committee on health
38 care oversight no less than quarterly on financial and health
39 outcomes. The director shall also report to the fiscal committees of

1 the legislature all of the expenditures of this subsection and shall
2 provide such fiscal data in the time, manner, and form requested by
3 the legislative fiscal committees.

4 (5) The authority shall submit an application to the centers for
5 medicare and medicaid services to renew the 1115 demonstration waiver
6 for an additional five years as described in subsections (2), (3),
7 and (4) of this section. The authority may not accept or expend any
8 federal funds received under an 1115 demonstration waiver except as
9 described in this section unless the legislature has appropriated the
10 federal funding. To ensure compliance with legislative requirements
11 and terms and conditions of the waiver, the authority shall implement
12 the renewal of the 1115 demonstration waiver and reporting
13 requirements with oversight from the office of financial management.
14 The legislature finds that appropriate management of the renewal of
15 the 1115 demonstration waiver as set forth in subsections (6), (7),
16 and (8) of this section requires sound, consistent, timely, and
17 transparent oversight and analytic review in addition to lack of
18 redundancy with other established measures. The patient must be
19 considered first and foremost in the implementation and execution of
20 the demonstration waiver. To accomplish these goals, the authority
21 shall develop consistent performance measures that focus on
22 population health and health outcomes. The authority shall limit the
23 number of projects that accountable communities of health may
24 participate in both under MQIP and initiative 1 to a maximum of six
25 and shall seek to develop common performance measures when possible.
26 The joint select committee on health care oversight will evaluate the
27 measures chosen: (a) For effectiveness and appropriateness; and (b)
28 to provide patients and health care providers with significant input
29 into the implementation of the demonstration waiver to promote
30 improved population health and patient health outcomes. In
31 cooperation with the department of social and health services, the
32 authority shall consult with and provide notification of work on
33 applications for federal waivers, including details on waiver
34 duration, financial implications, and potential future impacts on the
35 state budget to the joint select committee on health care oversight
36 prior to submitting these waivers for federal approval. Prior to
37 final approval or acceptance of funds by the authority, the authority
38 shall submit the special terms and conditions as submitted to the
39 centers for medicare and medicaid services and the anticipated budget
40 for the duration of the renewed waiver to the governor, the joint

1 select committee on health care, and the fiscal committees of the
2 legislature. By federal standard any programs created or funded by
3 this waiver do not create an entitlement.

4 (6) (a) \$32,432,000 of the general fund—federal appropriation and
5 \$40,296,000 of the general fund—private/local appropriation are
6 provided solely for accountable communities of health described in
7 initiative 1 of the 1115 demonstration waiver and this is the maximum
8 amount that may be expended for this purpose. In renewing this
9 initiative, the authority shall consider local input regarding
10 community needs and shall limit total local projects to no more than
11 six. To provide transparency to the appropriate fiscal committees of
12 the legislature, the authority shall provide fiscal staff of the
13 legislature query ability into any database of the fiscal
14 intermediary that authority staff would be authorized to access. The
15 authority shall not supplement the amounts provided in this
16 subsection with any general fund—state moneys appropriated in this
17 section or any moneys that may be transferred pursuant to subsection
18 (1) of this section. The director shall report to the fiscal
19 committees of the legislature all expenditures under this subsection
20 and provide such fiscal data in the time, manner, and form requested
21 by the legislative fiscal committees.

22 (b) \$110,778,000 of the general fund—federal appropriation and
23 \$45,248,000 of the general fund—private/local appropriation are
24 provided solely for the medicaid quality improvement program, and
25 this is the maximum amount that may be expended for this purpose.
26 Medicaid quality improvement program payments do not count against
27 the 1115 demonstration waiver spending limits and are excluded from
28 the waiver's budget neutrality calculation. The authority may provide
29 medicaid quality improvement program payments to apple health managed
30 care organizations and their partnering providers as they meet
31 designated milestones. Partnering providers and apple health managed
32 care organizations must work together to achieve medicaid quality
33 improvement program goals according to the performance period
34 timelines and reporting deadlines as set forth by the authority. The
35 authority may only use the medicaid quality improvement program to
36 support accountable communities of health, tailored support for older
37 adults and medicaid alternative care, and foundational community
38 supports, also referred to as initiatives 1, 2, and 3, as described
39 in the 1115 demonstration waiver and may not pursue its use for other

1 purposes. Any programs created or funded by the medicaid quality
2 improvement program do not constitute an entitlement for clients or
3 providers. The authority shall not supplement the amounts provided in
4 this subsection with any general fund—state moneys appropriated in
5 this section or any moneys that may be transferred pursuant to
6 subsection (1) of this section. The director shall report to the
7 joint select committee on health care oversight not less than
8 quarterly on financial and health outcomes. The director shall report
9 to the fiscal committees of the legislature all expenditures under
10 this subsection and shall provide such fiscal data in the time,
11 manner, and form requested by the legislative fiscal committees.

12 (c) In collaboration with the accountable communities of health,
13 the authority will submit a report to the governor and the joint
14 select committee on health care oversight describing how each of the
15 accountable community of health's work aligns with the community
16 needs assessment no later than December 1, 2022.

17 (d) Performance measures and payments for accountable communities
18 of health shall reflect accountability measures that demonstrate
19 progress toward transparent, measurable, and meaningful goals that
20 have an impact on improved population health and improved health
21 outcomes, including a path to financial sustainability. While these
22 goals may have variation to account for unique community
23 demographics, measures should be standardized when possible.

24 (7) \$19,902,000 of the general fund—federal appropriation and
25 \$19,903,000 of the general fund—local appropriation are provided
26 solely for tailored support for older adults and medicaid alternative
27 care described in initiative 2 of the 1115 demonstration waiver as
28 well as administrative expenses for initiative 3 and this is the
29 maximum amount that may be expended for this purpose. The authority
30 shall contract with and provide funding to the department of social
31 and health services to administer initiative 2. The director in
32 cooperation with the secretary of the department of social and health
33 services shall report to the office of financial management all of
34 the expenditures of this section and shall provide such fiscal data
35 in the time, manner, and form requested. The authority shall not
36 supplement the amounts provided in this subsection with any general
37 fund—state moneys appropriated in this section or any moneys that may
38 be transferred pursuant to subsection (1) of this section.

1 (8) (a) \$13,235,000 of the general fund—federal appropriation and
2 \$7,318,000 of the general fund—private/local appropriation are
3 provided solely for supported housing and employment services
4 described in initiative 3a and 3b of the 1115 demonstration waiver
5 and this is the maximum amount that may be expended for this purpose.
6 Under this initiative, the authority and the department of social and
7 health services shall ensure that allowable and necessary services
8 are provided to eligible clients as identified by the department or
9 its third-party administrator. The authority and the department in
10 consultation with the medicaid forecast work group, shall ensure that
11 reasonable reimbursements are established for services deemed
12 necessary within an identified limit per individual. The authority
13 shall not supplement the amounts provided in this subsection with any
14 general fund—state moneys appropriated in this section or any moneys
15 that may be transferred pursuant to subsection (1) of this section.
16 The director shall report to the joint select committee on health
17 care oversight no less than quarterly on financial and health
18 outcomes. The director shall also report to the fiscal committees of
19 the legislature all of the expenditures of this subsection and shall
20 provide such fiscal data in the time, manner, and form requested by
21 the legislative fiscal committees.

22 (b) The authority and the department shall seek additional
23 flexibilities for housing supports through the centers for medicare
24 and medicaid services and shall coordinate with the office of
25 financial management and the department of commerce to ensure that
26 services are not duplicated.

27 (c) The director shall report to the joint select committee on
28 health care oversight no less than quarterly on utilization and
29 caseload statistics for both supportive housing and employment
30 services and its progress toward increasing uptake and availability
31 for these services.

32 (9) The authority shall submit a plan to preserve the waiver that
33 allows for the full cost of stays in institutions for mental diseases
34 to be included in managed care rates by November 1, 2021, to the
35 appropriate committees of the legislature.

36 ~~((+6))~~ (10) The authority shall submit a plan to preserve the
37 waiver allowing for full federal financial participation for medical
38 clients in mental health facilities classified as institutions for

1 mental diseases by November 1, 2021, to the appropriate committees of
2 the legislature.

3 ~~((7))~~ (11) Sufficient amounts are appropriated in this
4 subsection to implement the medicaid expansion as defined in the
5 social security act, section 1902(a)(10)(A)(i)(VIII).

6 ~~((8))~~ (12) The legislature finds that medicaid payment rates,
7 as calculated by the health care authority pursuant to the
8 appropriations in this act, bear a reasonable relationship to the
9 costs incurred by efficiently and economically operated facilities
10 for providing quality services and will be sufficient to enlist
11 enough providers so that care and services are available to the
12 extent that such care and services are available to the general
13 population in the geographic area. The legislature finds that the
14 cost reports, payment data from the federal government, historical
15 utilization, economic data, and clinical input constitute reliable
16 data upon which to determine the payment rates.

17 ~~((9))~~ (13) Based on quarterly expenditure reports and caseload
18 forecasts, if the health care authority estimates that expenditures
19 for the medical assistance program will exceed the appropriations,
20 the health care authority shall take steps including but not limited
21 to reduction of rates or elimination of optional services to reduce
22 expenditures so that total program costs do not exceed the annual
23 appropriation authority.

24 ~~((10))~~ (14) In determining financial eligibility for medicaid-
25 funded services, the health care authority is authorized to disregard
26 recoveries by Holocaust survivors of insurance proceeds or other
27 assets, as defined in RCW 48.104.030.

28 (15) The legislature affirms that it is in the state's interest
29 for Harborview medical center to remain an economically viable
30 component of the state's health care system.

31 ~~((11))~~ (16) When a person is ineligible for medicaid solely by
32 reason of residence in an institution for mental diseases, the health
33 care authority shall provide the person with the same benefits as he
34 or she would receive if eligible for medicaid, using state-only funds
35 to the extent necessary.

36 ~~((12))~~ (17) \$3,997,000 of the general fund—state appropriation
37 for fiscal year 2022, \$4,261,000 of the general fund—state
38 appropriation for fiscal year 2023, and \$8,786,000 of the general

1 fund—federal appropriation are provided solely for low-income
2 disproportionate share hospital payments.

3 ~~((13))~~ (18) Within the amounts appropriated in this section,
4 the health care authority shall provide disproportionate share
5 hospital payments to hospitals that provide services to children in
6 the children's health program who are not eligible for services under
7 Title XIX or XXI of the federal social security act due to their
8 citizenship status.

9 ~~((14))~~ (19) \$7,000,000 of the general fund—federal
10 appropriation is provided solely for supplemental payments to nursing
11 homes operated by public hospital districts. The public hospital
12 district shall be responsible for providing the required nonfederal
13 match for the supplemental payment, and the payments shall not exceed
14 the maximum allowable under federal rules. It is the legislature's
15 intent that the payments shall be supplemental to and shall not in
16 any way offset or reduce the payments calculated and provided in
17 accordance with part E of chapter 74.46 RCW. It is the legislature's
18 further intent that costs otherwise allowable for rate-setting and
19 settlement against payments under chapter 74.46 RCW shall not be
20 disallowed solely because such costs have been paid by revenues
21 retained by the nursing home from these supplemental payments. The
22 supplemental payments are subject to retrospective interim and final
23 cost settlements based on the nursing homes' as-filed and final
24 medicare cost reports. The timing of the interim and final cost
25 settlements shall be at the health care authority's discretion.
26 During either the interim cost settlement or the final cost
27 settlement, the health care authority shall recoup from the public
28 hospital districts the supplemental payments that exceed the medicaid
29 cost limit and/or the medicare upper payment limit. The health care
30 authority shall apply federal rules for identifying the eligible
31 incurred medicaid costs and the medicare upper payment limit.

32 ~~((15))~~ (20) The health care authority shall continue the
33 inpatient hospital certified public expenditures program for the
34 2021-2023 fiscal biennium. The program shall apply to all public
35 hospitals, including those owned or operated by the state, except
36 those classified as critical access hospitals or state psychiatric
37 institutions. The health care authority shall submit reports to the
38 governor and legislature by November 1, 2021, and by November 1,
39 2022, that evaluate whether savings continue to exceed costs for this
40 program. If the certified public expenditures (CPE) program in its

1 current form is no longer cost-effective to maintain, the health care
2 authority shall submit a report to the governor and legislature
3 detailing cost-effective alternative uses of local, state, and
4 federal resources as a replacement for this program. During fiscal
5 year 2022 and fiscal year 2023, hospitals in the program shall be
6 paid and shall retain one hundred percent of the federal portion of
7 the allowable hospital cost for each medicaid inpatient fee-for-
8 service claim payable by medical assistance and one hundred percent
9 of the federal portion of the maximum disproportionate share hospital
10 payment allowable under federal regulations. Inpatient medicaid
11 payments shall be established using an allowable methodology that
12 approximates the cost of claims submitted by the hospitals. Payments
13 made to each hospital in the program in each fiscal year of the
14 biennium shall be compared to a baseline amount. The baseline amount
15 will be determined by the total of (a) the inpatient claim payment
16 amounts that would have been paid during the fiscal year had the
17 hospital not been in the CPE program based on the reimbursement rates
18 developed, implemented, and consistent with policies approved in the
19 2021-2023 biennial operating appropriations act and in effect on July
20 1, 2015, (b) one-half of the indigent assistance disproportionate
21 share hospital payment amounts paid to and retained by each hospital
22 during fiscal year 2005, and (c) all of the other disproportionate
23 share hospital payment amounts paid to and retained by each hospital
24 during fiscal year 2005 to the extent the same disproportionate share
25 hospital programs exist in the 2019-2021 fiscal biennium. If payments
26 during the fiscal year exceed the hospital's baseline amount, no
27 additional payments will be made to the hospital except the federal
28 portion of allowable disproportionate share hospital payments for
29 which the hospital can certify allowable match. If payments during
30 the fiscal year are less than the baseline amount, the hospital will
31 be paid a state grant equal to the difference between payments during
32 the fiscal year and the applicable baseline amount. Payment of the
33 state grant shall be made in the applicable fiscal year and
34 distributed in monthly payments. The grants will be recalculated and
35 redistributed as the baseline is updated during the fiscal year. The
36 grant payments are subject to an interim settlement within eleven
37 months after the end of the fiscal year. A final settlement shall be
38 performed. To the extent that either settlement determines that a
39 hospital has received funds in excess of what it would have received
40 as described in this subsection, the hospital must repay the excess

1 amounts to the state when requested. (~~(\$702,000)~~) \$425,000 of the
2 general fund—state appropriation for fiscal year 2022 and
3 (~~(\$649,000)~~) \$391,000 of the general fund—state appropriation for
4 fiscal year 2023 are provided solely for state grants for the
5 participating hospitals.

6 (~~(16)~~) (21) The health care authority shall seek public-private
7 partnerships and federal funds that are or may become available to
8 provide on-going support for outreach and education efforts under the
9 federal children's health insurance program reauthorization act of
10 2009.

11 (~~(17)~~) (22) The health care authority shall target funding for
12 maternity support services towards pregnant women with factors that
13 lead to higher rates of poor birth outcomes, including hypertension,
14 a preterm or low birth weight birth in the most recent previous
15 birth, a cognitive deficit or developmental disability, substance
16 abuse, severe mental illness, unhealthy weight or failure to gain
17 weight, tobacco use, or African American or Native American race. The
18 health care authority shall prioritize evidence-based practices for
19 delivery of maternity support services. To the extent practicable,
20 the health care authority shall develop a mechanism to increase
21 federal funding for maternity support services by leveraging local
22 public funding for those services.

23 (~~(18)~~) (23) The authority shall submit reports to the governor
24 and the legislature by September 15, 2021, and no later than
25 September 15, 2022, that delineate the number of individuals in
26 medicaid managed care, by carrier, age, gender, and eligibility
27 category, receiving preventative services and vaccinations. The
28 reports should include baseline and benchmark information from the
29 previous two fiscal years and should be inclusive of, but not limited
30 to, services recommended under the United States preventative
31 services task force, advisory committee on immunization practices,
32 early and periodic screening, diagnostic, and treatment (EPSDT)
33 guidelines, and other relevant preventative and vaccination medicaid
34 guidelines and requirements.

35 (~~(19)~~) (24) Managed care contracts must incorporate
36 accountability measures that monitor patient health and improved
37 health outcomes, and shall include an expectation that each patient
38 receive a wellness examination that documents the baseline health
39 status and allows for monitoring of health improvements and outcome
40 measures.

1 ~~((20))~~ (25) Sufficient amounts are appropriated in this section
2 for the authority to provide an adult dental benefit.

3 ~~((21))~~ (26) The health care authority shall coordinate with the
4 department of social and health services to provide referrals to the
5 Washington health benefit exchange for clients that will be
6 ineligible for medicaid.

7 ~~((22))~~ (27) To facilitate a single point of entry across public
8 and medical assistance programs, and to maximize the use of federal
9 funding, the health care authority, the department of social and
10 health services, and the health benefit exchange will coordinate
11 efforts to expand HealthPlanfinder access to public assistance and
12 medical eligibility staff. The health care authority shall complete
13 medicaid applications in the HealthPlanfinder for households
14 receiving or applying for medical assistance benefits.

15 ~~((23))~~ (28) \$90,000 of the general fund—state appropriation for
16 fiscal year 2022, \$90,000 of the general fund—state appropriation for
17 fiscal year 2023, and \$180,000 of the general fund—federal
18 appropriation are provided solely to continue operation by a
19 nonprofit organization of a toll-free hotline that assists families
20 to learn about and enroll in the apple health for kids program. By
21 November 15, 2022, the authority shall submit a report to the
22 appropriate committees to the legislature that provides, at a
23 minimum, information about the number of calls received by the
24 nonprofit organization in the previous year, the amount of time spent
25 on each call, comparisons to previous years, where available, and
26 information about what data is collected related to this service.

27 ~~((24))~~ (29) Within the amounts appropriated in this section,
28 the authority shall reimburse for primary care services provided by
29 naturopathic physicians.

30 ~~((25))~~ (30) Within the amounts appropriated in this section,
31 the authority shall continue to provide coverage for pregnant teens
32 that qualify under existing pregnancy medical programs, but whose
33 eligibility for pregnancy related services would otherwise end due to
34 the application of the new modified adjusted gross income eligibility
35 standard.

36 ~~((26))~~ (31) Sufficient amounts are appropriated in this section
37 to remove the mental health visit limit and to provide the shingles
38 vaccine and screening, brief intervention, and referral to treatment

1 benefits that are available in the medicaid alternative benefit plan
2 in the classic medicaid benefit plan.

3 ~~((27))~~ (32) The authority shall use revenue appropriated from
4 the dedicated marijuana fund for contracts with community health
5 centers under RCW 69.50.540 in lieu of general fund—state payments to
6 community health centers for services provided to medical assistance
7 clients, and it is the intent of the legislature that this policy
8 will be continued in subsequent fiscal biennia.

9 ~~((28))~~ (33) Beginning no later than January 1, 2018, for any
10 service eligible under the medicaid state plan for encounter
11 payments, managed care organizations at the request of a rural health
12 clinic shall pay the full published encounter rate directly to the
13 clinic. At no time will a managed care organization be at risk for or
14 have any right to the supplemental portion of the claim. Payments
15 will be reconciled on at least an annual basis between the managed
16 care organization and the authority, with final review and approval
17 by the authority.

18 ~~((29))~~ (34) Sufficient amounts are appropriated in this section
19 for the authority to provide a medicaid equivalent adult dental
20 benefit to clients enrolled in the medical care service program.

21 ~~((30))~~ (35) During the 2021-2023 fiscal biennium, sufficient
22 amounts are provided in this section for the authority to provide
23 services identical to those services covered by the Washington state
24 family planning waiver program as of August 2018 to individuals who:

- 25 (a) Are over nineteen years of age;
26 (b) Are at or below two hundred and sixty percent of the federal
27 poverty level as established in WAC 182-505-0100;
28 (c) Are not covered by other public or private insurance; and
29 (d) Need family planning services and are not currently covered
30 by or eligible for another medical assistance program for family
31 planning.

32 ~~((31))~~ (36) Sufficient amounts are appropriated within this
33 section for the authority to incorporate the expected outcomes and
34 criteria to measure the performance of service coordination
35 organizations as provided in chapter 70.320 RCW into contracts with
36 managed care organizations that provide services to clients. The
37 authority is directed to:

- 38 (a) Contract with an external quality improvement organization to
39 annually analyze the performance of managed care organizations
40 providing services to clients under this chapter based on seven

1 performance measures. The analysis required under this subsection
2 must:

3 (i) Measure managed care performance in four common measures
4 across each managed care organization, including:

5 (A) At least one common measure must be weighted towards having
6 the potential to impact managed care costs; and

7 (B) At least one common measure must be weighted towards
8 population health management, as defined by the measure; and

9 (ii) Measure managed care performance in an additional three
10 quality focus performance measures specific to a managed care
11 organization. Quality focus performance measures chosen by the
12 authority must:

13 (A) Be chosen from the statewide common measure set;

14 (B) Reflect specific measures where a managed care organization
15 has poor performance; and

16 (C) Be substantive and clinically meaningful in promoting health
17 status.

18 (b) The authority shall set the four common measures to be
19 analyzed across all managed care organizations.

20 (c) The authority shall set three quality focus performance
21 measures specific to each managed care organization. The authority
22 must determine performance measures for each managed care
23 organization based on the criteria established in (a)(ii) of this
24 subsection.

25 (d) By September 15, 2021, and annually thereafter, the authority
26 shall notify each managed care organization of the performance
27 measures for the organization for the subsequent plan year.

28 (e) Two percent of the total plan year funding appropriated to
29 each managed care organization that provides services to clients
30 under chapter 70.320 RCW shall be withheld. At least seventy-five
31 percent of the withhold shall be held contingent on each managed care
32 organization's performance on the seven performance measures
33 identified in this section. Each managed care organization may earn
34 back the annual withhold if the external quality improvement
35 organization finds that the managed care organization:

36 (i) Made statistically significant improvement in the seven
37 performance measures as compared to the preceding plan year; or

38 (ii) Scored in the top national medicaid quartile of the
39 performance measures.

1 (f) The amount of withhold annually paid to each managed care
2 organization shall be proportional to findings of statistically
3 significant improvement or top national medicaid quartile scoring by
4 a managed care organization.

5 (g) For no more than two of the four quality focus performance
6 measures, the authority may use an alternate methodology to
7 approximate top national medicaid quartile performance where top
8 quartile performance data is unavailable.

9 (h) For the purposes of this subsection, "external quality
10 improvement organization" means an organization that meets the
11 competence and independence requirements under 42 C.F.R. Sec.
12 438.354, as it existed on the effective date of this section.

13 (~~(32)~~) (37)(a) The authority shall ensure that appropriate
14 resources are dedicated to implementing the recommendations of the
15 centers for medicare and medicaid services center for program
16 integrity as provided to the authority in the January 2019 Washington
17 focused program integrity review final report. Additionally, the
18 authority shall:

19 (i) Work to ensure the efficient operations of the managed care
20 plans, including but not limited to, a deconflicting process for
21 audits with and among the managed care plans and the medicaid fraud
22 division at the attorney general's office, to ensure the authority
23 staff perform central audits of cases that appear across multiple
24 managed care plans, versus the audits performed by the individual
25 managed care plans or the fraud division; and

26 (ii) Remain accountable for operating in an effective and
27 efficient manner, including performing program integrity activities
28 that ensure high value in the medical assistance program in general
29 and in medicaid managed care specifically;

30 (A) Work with its contracted actuary and the medicaid forecast
31 work group to develop methods and metrics related to managed care
32 program integrity activity that shall be incorporated into annual
33 rate setting; and

34 (B) Work with the medicaid forecast work group to ensure the
35 results of program integrity activity are incorporated into the rate
36 setting process in a transparent, timely, measurable, quantifiable
37 manner.

38 (b) The authority shall submit a report to the governor and
39 appropriate committees of the legislature by October 1, 2021, that
40 includes, but is not limited to:

1 (i) Specific, quantified actions that have been taken, to date,
2 related to the recommendations of the centers for medicare and
3 medicaid services center for program integrity as provided to the
4 authority in the January 2019 Washington focused program integrity
5 review final report; and

6 (ii) Specific, quantified information regarding the steps taken
7 toward (a) (i), (iii), and (iv) of this subsection.

8 ~~((+33))~~ (38) No later than December 31, 2021, the health care
9 authority, in partnership with the department of social and health
10 services as described in section 204(16) of this act, shall submit a
11 waiver request to the federal department of health and human services
12 to authorize presumptive medicaid eligibility determinations for
13 clients preparing for acute care hospital discharge who may need
14 long-term services and supports. The department and the authority
15 shall hold stakeholder discussions, including opportunities for
16 public review and comment, during development of the waiver request.
17 Upon submission of the waiver request, the department and the
18 authority shall submit a report to the governor and the appropriate
19 legislative committees that describes the request and identifies any
20 statutory changes that may be necessary if the federal government
21 approves the request.

22 ~~((+34))~~ (39) \$2,786,000 of the general fund—state appropriation
23 for fiscal year 2022, \$3,714,000 of the general fund—state
24 appropriation for fiscal year 2023, and \$11,009,000 of the general
25 fund—federal appropriation are provided solely to maintain and
26 increase access for behavioral health services through increased
27 provider rates. The rate increases are effective October 1, 2021, and
28 must be applied to the following codes for children and adults
29 enrolled in the medicaid program: 90832, 90833, 90834, 90837, H0004,
30 H0036, H2015, H2021, H0023, 90836, 90838, 96156, 96158, 96159, 96164,
31 96165, 96167, 96168, 96170, 96171, 90845, 90846, 90847, 90849, 90853,
32 90785, and 90791. The authority may use a substitute code in the
33 event that any of the codes identified in this subsection are
34 discontinued and replaced with an updated code covering the same
35 service. Within the amounts provided in this subsection the authority
36 must:

37 (a) Implement this rate increase in accordance with the process
38 established in chapter 285, Laws of 2020 (EHB 2584) (behavioral
39 health rates);

1 (b) Raise the state fee-for-service rates for these codes by up
2 to 15 percent, except that the state medicaid rate may not exceed the
3 published medicare rate or an equivalent relative value unit rate if
4 a published medicare rate is not available;

5 (c) Require in contracts with managed care organizations that,
6 beginning October 2021, managed care organizations pay no lower than
7 the fee-for-service rate for these codes, and adjust managed care
8 capitation rates accordingly; and

9 (d) Not duplicate rate increases provided in subsections (~~((35)~~
10 ~~and (36))~~) (41) and (42) of this section.

11 (~~((35))~~) (40) \$19,664,000 of the general fund—state appropriation
12 for fiscal year 2022, \$26,218,000 of the general fund—state
13 appropriation for fiscal year 2023, and \$77,996,000 of the general
14 fund—federal appropriation are provided solely to maintain and
15 increase access for primary care services for medicaid-enrolled
16 patients through increased provider rates beginning October 1, 2021.
17 Within the amounts provided in this subsection the authority must:

18 (a) Increase the medical assistance rates for adult primary care
19 services that are reimbursed solely at the existing medical
20 assistance rates on a fee-for-service basis, as well as through
21 managed care plans, by at least 15 percent above medical assistance
22 rates in effect on January 1, 2019;

23 (b) Increase the medical assistance rates for pediatric primary
24 care services that are reimbursed solely at the existing medical
25 assistance rates on a fee-for-service basis, as well as through
26 managed care plans, by at least 21 percent above medical assistance
27 rates in effect on January 1, 2019;

28 (c) Increase the medical assistance rates for pediatric critical
29 care, neonatal critical care, and neonatal intensive care services
30 that are reimbursed solely at the existing medical assistance rates
31 on a fee-for-service basis, as well as through managed care plans, by
32 at least 21 percent above medical assistance rates in effect on
33 January 1, 2019;

34 (d) Apply reimbursement rates required under this subsection to
35 payment codes in a manner consistent with the temporary increase in
36 medicaid reimbursement rates under federal rules and guidance in
37 effect on January 1, 2014, implementing the patient protection and
38 affordable care act, except that the authority may not require
39 provider attestations;

1 (e) Pursue state plan amendments to require medicaid managed care
2 organizations to increase rates under this subsection through
3 adoption of a uniform percentage increase for network providers
4 pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on
5 January 1, 2019; and

6 (f) Not duplicate rate increases provided in subsections (~~((34)~~
7 ~~and (36))~~) (40) and (42) of this section.

8 (~~((36))~~) (41) \$2,233,000 of the general fund—state appropriation
9 for fiscal year 2022, \$2,977,000 of the general fund—state
10 appropriation for fiscal year 2023, and \$10,871,000 of the general
11 fund—federal appropriation are provided solely to increase provider
12 rates to maintain and increase access for family planning services
13 for patients seeking services through department of health sexual and
14 reproductive health program family planning providers. The rate
15 increases are effective October 1, 2021, and must be applied to the
16 following codes for eligible apple health and family planning only
17 clients seeking services through department of health sexual and
18 reproductive health program providers: 36415, 36416, 55250, 57170,
19 58340, 58600, 58605, 58611, 58615, 58670, 58671, 59840, 59841, 59850,
20 59851, 59852, 59855, 59856, 59857, 76817, 81025, 84702, 84703, 86631,
21 86632, 86901, 87110, 87270, 87320, 87490, 87491, 87590, 87591, 87624,
22 87625, 87800, 87810, 88141, 88142, 88143, 88147, 88148, 88150, 88152,
23 88153, 88164, 88165, 88166, 88167, 88174, 88175, 96372, 99071, 99201,
24 99202, 99203, 99204, 99211, 99212, 99213, 99214, 99384, 99385, 99386,
25 99394, 99395, 99396, 99401, and S0199. The authority may use a
26 substitute code if any of the codes identified in this subsection are
27 discontinued and replaced with an updated code covering the same
28 service. Within the amounts provided in this subsection the authority
29 must:

30 (a) Increase the family planning rates for services that are
31 included on and reimbursed solely at the existing family planning fee
32 schedule on a fee-for-service basis, as well as through managed care
33 plans, by at least 162 percent above family planning fee schedule
34 rates in effect on January 1, 2021;

35 (b) Pursue state plan amendments to require medicaid managed care
36 organizations to increase rates under this subsection through
37 adoption of a uniform percentage increase for network providers
38 pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on
39 January 1, 2021; and

1 (c) Not duplicate rate increases provided in subsections (~~(34)~~
2 ~~and (35)~~) (40) and (41) of this section.

3 (~~(37)~~) (42)(a) Beginning with fiscal year 2020, and for each
4 subsequent year thereafter, the authority shall reconcile on an
5 annual basis with rural health clinics.

6 (b) Beginning with fiscal year 2020, and for each subsequent year
7 thereafter, the authority shall properly accrue for any anticipated
8 reconciliations with rural health clinics during the fiscal year
9 close process following generally accepted accounting practices.

10 (~~(38)~~) (43)(a) The authority in collaboration with the office
11 of financial management and representatives from fiscal committees of
12 the legislature shall conduct an evaluation of the APM4 model to
13 determine its cost effectiveness and impact on patient outcomes and
14 report its findings and recommendations to the appropriate committees
15 of the legislature by November 15, 2022.

16 (b) The authority shall not enter into any future value-based
17 arrangements with federally qualified health centers or rural health
18 clinics prior to receiving approval from the office of financial
19 management and the appropriate committees of the legislature.

20 (c) The authority shall not modify the reconciliation process or
21 the APM4 program with federally qualified health centers or rural
22 health clinics without notification to and the opportunity to comment
23 from the office of financial management.

24 (d) The authority shall require all managed care organizations to
25 provide information to the authority to account for all payments to
26 federally qualified health centers to include how payments are made,
27 including any additional payments and whether there is a sub-
28 capitation arrangement or value-based purchasing arrangement.

29 (e) Beginning with fiscal year 2021 and for each subsequent year
30 thereafter, the authority shall reconcile on an annual basis with
31 federally qualified health centers contracting under APM4.

32 (f) Beginning with fiscal year 2021 and for each subsequent year
33 thereafter, the authority shall properly accrue for any anticipated
34 reconciliations with federally qualified health centers contracting
35 under APM4 during the fiscal year close process following generally
36 accepted accounting practices.

37 (~~(39)~~) (44) Within the amounts appropriated in this section,
38 the authority is to include allergen control bed and pillow covers as
39 part of the durable medical equipment benefit for children with an
40 asthma diagnosis enrolled in medical assistance programs.

1 ~~((40))~~ (45) Within the amounts appropriated in this section,
2 the authority shall reimburse for maternity services provided by
3 doulas.

4 ~~((41))~~ (46) \$60,000 of the general fund—state appropriation for
5 fiscal year 2022 and \$60,000 of the general fund—federal
6 appropriation are provided solely for evaluation of the Washington
7 rural health access preservation pilot program.

8 ~~((42))~~ (47) \$160,000 of the general fund—state appropriation
9 for fiscal year 2022 and \$1,440,000 of the general fund—federal
10 appropriation are provided solely for health care interoperability
11 costs and are subject to the conditions, limitations, and review
12 provided in section 701 of this act.

13 ~~((43))~~ (48) \$275,000 of the general fund—state appropriation
14 for fiscal year 2022, \$160,000 of the general fund—state
15 appropriation for fiscal year 2023, and \$3,913,000 of the general
16 fund—federal appropriation are provided solely for modular
17 replacement costs of the ProviderOne pharmacy point of sale system
18 and are subject to the conditions, limitations, and review provided
19 in section 701 of this act.

20 ~~((44))~~ (49) \$484,000 of the general fund—state appropriation
21 for fiscal year 2022 and \$466,000 of the general fund—state
22 appropriation for fiscal year 2023 are provided solely to implement
23 Engrossed Second Substitute Senate Bill No. 5399 (universal health
24 care commission). ~~((If the bill is not enacted by June 30, 2021, the
25 amounts provided in this subsection shall lapse.~~

26 ~~(45))~~ (50) \$654,000 of the general fund—state appropriation for
27 fiscal year 2022, \$655,000 of the general fund—state appropriation
28 for fiscal year 2023, and \$2,154,000 of the general fund—federal
29 appropriation are provided solely for the authority to increase the
30 nonemergency medical transportation broker administrative rate to
31 ensure access to health care services for medicaid patients.

32 ~~((46))~~ (51) \$1,715,000 of the general fund—state appropriation
33 for fiscal year 2022, \$1,804,000 of the general fund—state
34 appropriation for fiscal year 2023, and \$6,647,000 of the general
35 fund—federal appropriation are provided solely to increase the rates
36 paid to rural hospitals that meet the criteria in (a) through ~~((d))~~
37 (e) of this subsection. Payments for state and federal medical
38 assistance programs for services provided by such a hospital,
39 regardless of the beneficiary's managed care enrollment status, must

1 be increased to 150 percent of the hospital's fee-for-service rates.
2 The authority must discontinue this rate increase after June 30,
3 2023, and return to the payment levels and methodology for these
4 hospitals that were in place as of January 1, 2018. Hospitals
5 participating in the certified public expenditures program may not
6 receive increased reimbursement for inpatient services. Hospitals
7 qualifying for this rate increase must:

8 (a) Be certified by the centers for medicare and medicaid
9 services as sole community hospitals as of January 1, 2013;

10 (b) Have had less than 150 acute care licensed beds in fiscal
11 year 2011;

12 (c) Have a level III adult trauma service designation from the
13 department of health as of January 1, 2014;

14 (d) Be owned and operated by the state or a political
15 subdivision; and

16 (e) Accept single bed certification patients pursuant to RCW
17 71.05.745 by July 1, 2022. If the hospitals qualifying for this rate
18 increase do not accept single bed certification patients by July 1,
19 2022, the authority must discontinue this rate increase after October
20 1, 2022, and must return to the payment levels and methodology for
21 these hospitals that were in place as of January 1, 2018.

22 ~~((47))~~ (52) \$100,000 of the general fund—state appropriation
23 for fiscal year 2022, \$100,000 of the general fund—state
24 appropriation for fiscal year 2023, and \$200,000 of the general fund—
25 federal appropriation are provided solely for pass through funding
26 for a citizens of the compact of free association (COFA) community
27 member led organization through a Washington state based organization
28 contract as outlined in RCW 43.71A.030 to provide additional supports
29 to COFA community members statewide who are seeking access to health
30 coverage and health care services. The amounts provided in this
31 subsection for fiscal year 2022 must be distributed no later than
32 October 1, 2021. The amounts provided in this subsection for fiscal
33 year 2023 must be distributed no later than October 1, 2022.

34 ~~((48))~~ (53) The authority shall collaborate with the Washington
35 state LGBTQ commission, the department of health, advocates for
36 people living with HIV in Washington, consumers, and medical
37 professionals with expertise in serving the medicaid population
38 living with HIV, to consider and develop recommendations regarding:

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

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

6 (c) Maximizing pharmaceutical drug rebates for HIV antiretroviral
7 drugs.

8 ~~((49))~~ (54) \$22,000 of the general fund—state appropriation for
9 fiscal year 2022, \$22,000 of the general fund—state appropriation for
10 fiscal year 2023, and \$134,000 of the general fund—federal
11 appropriation are provided solely to implement Substitute Senate Bill
12 No. 5157 (behavioral disorders/justice). ~~((If the bill is not enacted
13 by June 30, 2021, the amounts provided in this subsection shall
14 lapse.~~

15 ~~(50))~~ (55) Within the amounts appropriated in this section, the
16 authority shall extend the oral health connections pilot project in
17 Spokane, Thurston, and Cowlitz counties. The authority shall continue
18 to work in collaboration with a state-based oral health foundation to
19 jointly develop and implement the program. The purpose of the pilot
20 is to test the effect that enhanced dental benefits for medicaid
21 clients with diabetes and pregnant clients have on access to dental
22 care, health outcomes, and medical care costs. The pilot program must
23 continue to include enhanced reimbursement rates for participating
24 dental providers, including denturists licensed under chapter 18.30
25 RCW, and an increase in the allowable number of periodontal
26 treatments to up to four per calendar year. The authority has the
27 option of extending pilot program eligibility to dually eligible
28 medicaid clients who are diabetic or pregnant and to pregnant
29 medicaid clients under the age of 20. The authority has the option of
30 adjusting the pilot program benefit design and fee schedule based on
31 previous findings, within amounts appropriated in this section.
32 Diabetic or pregnant medicaid clients who are receiving dental care
33 within the pilot regions, regardless of location of the service
34 within the pilot regions, are eligible for the increased number of
35 periodontal treatments. The state-based oral health foundation shall
36 continue to partner with the authority and provide wraparound
37 services to link patients to care. The authority and foundation shall
38 provide a joint report to the appropriate committees of the
39 legislature on October 1, 2021, outlining the findings of the

1 original three-year pilot program, and on December 1, 2022, outlining
2 the progress of the extended pilot program.

3 ~~((51) \$200,000))~~ (56) (a) \$215,000 of the general fund—state
4 appropriation for fiscal year 2022, \$15,000 of the general fund—state
5 appropriation for fiscal year 2023, and ~~((200,000))~~ \$230,000 of the
6 general fund—federal appropriation are provided solely for
7 contracting with the office of equity to implement chapter 293, Laws
8 of 2020 (baby, child dentistry access).

9 (b) By November 15, 2021, the authority shall submit a report to
10 the appropriate committees to the legislature describing its progress
11 implementing chapter 293, Laws of 2020 (baby, child dentistry access)
12 and chapter 242, Laws of 2020 (access to baby and child dentistry for
13 children with disabilities).

14 (57) (a) \$200,000 of the general fund—state appropriation for
15 fiscal year 2023 and \$200,000 of the general fund—federal
16 appropriation are provided solely for the authority to contract with
17 access to baby and child dentistry (ABCD) programs to maintain and
18 expand capacity for local program coordinators with goals that
19 include but are not limited to:

20 (i) Reducing racial and ethnic disparities in access to care and
21 oral health outcomes;

22 (ii) Increasing the percent of medicaid-enrolled children under
23 the age of two accessing dental care; and

24 (iii) Continuing provider engagement and outreach.

25 (b) The authority may consult with the office of equity and other
26 statewide and local equity partners to identify activities and
27 deliverables to meet these goals.

28 ~~((52))~~ (58) \$75,000 of the general fund—state appropriation for
29 fiscal year 2022 and \$75,000 of the general fund—federal
30 appropriation are provided solely for contracting by the health care
31 authority to further the development and implementation of its
32 Washington primary care transformation initiative, intended
33 to increase team-based primary care and the percentage of overall
34 health care spending in the state devoted to primary care. By October
35 1, 2021, the authority must update the legislature on the status of
36 the initiative, including any fiscal impacts of this initiative,
37 potential implementation barriers, and needed legislation.

38 ~~((53))~~ (59) Sufficient funds are provided to continue
39 reimbursing dental health aid therapists for services performed in

1 tribal facilities for medicaid clients. The authority must leverage
2 any federal funding that may become available as a result of appeal
3 decisions from the centers for medicare and medicaid services or the
4 United States court of appeals for the ninth circuit.

5 ~~((54))~~ (60) \$149,000 of the general fund—state appropriation
6 for fiscal year 2022 and \$140,000 of the general fund—state
7 appropriation for fiscal year 2023 are provided solely to implement
8 Engrossed Second Substitute Senate Bill No. 5377 (standardized health
9 plans). ~~((If the bill is not enacted by June 30, 2021, the amounts
10 provided in this subsection shall lapse.~~

11 ~~(55))~~ (61) Within the amount appropriated within this section,
12 the authority shall implement the requirements of Substitute Senate
13 Bill No. 5068 (postpartum period/medicaid) and the American rescue
14 plan act of 2021, P.L. 117-2, in extending health care coverage
15 during the postpartum period. The authority shall make every effort
16 to expedite and complete eligibility determinations for individuals
17 who are likely eligible to receive health care coverage under Title
18 XIX or Title XXI of the federal social security act to ensure the
19 state is receiving maximum federal match. This includes, but is not
20 limited to, working with managed care organizations to provide
21 continuous outreach in various modalities until the individual's
22 eligibility determination is completed. Beginning June 1, 2022, the
23 authority must submit quarterly reports to the caseload forecast work
24 group on the number of individuals who are likely eligible to receive
25 health care coverage under Title XIX or Title XXI of the federal
26 social security act but are waiting for the authority to complete
27 eligibility determination, the number of individuals who were likely
28 eligible but are now receiving health care coverage with the maximum
29 federal match under Title XIX or Title XXI of the federal social
30 security act, and outreach activities including the work with managed
31 care organizations.

32 ~~((56))~~ (62) \$10,695,000 of the general fund—state appropriation
33 for fiscal year 2022, \$10,695,000 of the general fund—state
34 appropriation for fiscal year 2023, and \$54,656,000 of the general
35 fund—federal appropriation are provided solely to maintain and
36 increase access for adult dental services for medicaid enrolled
37 patients through increased provider rates beginning July 1, 2021.
38 Within the amounts provided in this subsection, the authority must
39 increase the medical assistance rates for adult dental services that

1 are reimbursed solely at the existing medical assistance rates on a
2 fee-for-service basis up to 100 percent above medical assistance
3 rates in effect on January 1, 2019.

4 (63) \$10,018,000 of the general fund—state appropriation for
5 fiscal year 2023 and \$10,351,000 of the general fund—federal
6 appropriation are provided solely to maintain and increase access for
7 children's dental services for medicaid enrolled patients through
8 increased provider rates beginning January 1, 2023. Within the
9 amounts provided in this subsection, the authority must increase the
10 medical assistance rates for children's dental services that are
11 reimbursed solely at the existing medical assistance rates on a fee-
12 for-service basis as follows:

13 (a) Increase the rates for codes for the access to baby and child
14 dentistry (ABCD) program by 30 percent.

15 (b) Increase the rates for codes for children's dental program
16 rates for persons aged zero to 20 years old that have a corresponding
17 ABCD code to the current ABCD code rate, plus an additional 10
18 percent rate increase.

19 (c) Increase the rates for codes for children's dental program
20 rates for persons aged zero to 20 years old without a corresponding
21 ABCD code to 70 percent of the medical assistance rates on a fee-for-
22 service basis for adult dental services in effect on January 1, 2022.
23 This increase does not apply to codes with rates already greater than
24 70 percent of the adult dental services rate.

25 (d) Increase the rates for codes for children's dental program
26 rates for persons aged zero to 20 years old without a corresponding
27 ABCD code or adult dental service rate by five percent.

28 ~~((+57))~~ (64) \$551,000 of the general fund—state appropriation
29 for fiscal year 2022, \$770,000 of the general fund—state
30 appropriation for fiscal year 2023, and \$3,288,000 of the general
31 fund—federal appropriation are provided solely for the implementation
32 of Second Substitute Senate Bill No. 5195 (opioid overdose
33 medication). ~~((If the bill is not enacted by June 30, 2021, the~~
34 amounts provided in this subsection shall lapse.

35 ~~+58))~~ (65) The authority must claim the enhanced federal medical
36 assistance participation rate for home and community-based services
37 offered under section 9817 of the American rescue plan act of 2021
38 (ARPA). Appropriations made that constitute supplementation of home

1 and community-based services as defined in section 9817 of ARPA are
2 listed in the LEAP omnibus document HCBS-2021.

3 ~~((59))~~ (66) \$250,000 of the general fund—state appropriation
4 for fiscal year 2022 and \$250,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for the
6 authority to continue a public-private partnership with a state-based
7 oral health foundation to connect medicaid patients to dental
8 services and reduce barriers to accessing care. The authority shall
9 submit a progress report to the appropriate committees of the
10 legislature by June 30, 2022.

11 ~~((60))~~ (67)(a) \$35,000,000 of the coronavirus state fiscal
12 recovery ~~((account))~~ fund—federal appropriation is provided solely
13 for the authority to distribute grants for the provision of health
14 care services for uninsured and underinsured individuals, regardless
15 of immigration status. Grants provided under this subsection must be
16 used for the direct care of uninsured and underinsured individuals
17 under 200 percent of the federal poverty level, including on-site
18 care as well as referrals to and payment for services provided off-
19 site, for:

20 (i) The testing, assessment, or treatment of the severe acute
21 respiratory syndrome coronavirus 2 (COVID-19), including facility and
22 provider fees;

23 (ii) Primary and preventive care;

24 (iii) Behavioral health services;

25 (iv) Oral health care;

26 (v) Assessment, treatment, and management of acute or chronic
27 conditions, including but not limited to the cost of laboratory,
28 prescription medications, specialty care, therapies, radiology, and
29 other diagnostics; and

30 (vi) Outreach and education needed to inform patients and
31 prospective patients that care is available free of charge.

32 (b) To be eligible for a grant under this subsection, a federally
33 qualified health center, rural health clinic, free clinic, public
34 hospital district, behavioral health provider or facility, behavioral
35 health administrative service organization, or community-based
36 organization must apply for a grant and agree to not:

37 (i) Bill individuals for any portion of the services provided
38 that involve the use of amounts appropriated in this section; or

1 (ii) Use the amounts provided in this subsection for services for
2 which other funds are available, such as federal funds from the
3 families first coronavirus response act and the American rescue plan
4 act.

5 (c) Grants provided under this subsection may be used to provide
6 on-site care, care delivered via telehealth, and referrals to and
7 payments for services provided off-site. Recipients may use funds
8 distributed in this subsection to reimburse other providers or
9 facilities for the cost of care. Only free clinics may use grants
10 provided under this subsection to cover general operating costs,
11 including staffing, supplies, and equipment purchases.

12 (d) The agency shall employ fund allocation approaches that
13 engage community residents, organizations, and leaders in identifying
14 priorities and implementing projects and initiatives that reflect
15 community values and priorities. At a minimum, this must include
16 consultation with community health boards and organizations that
17 advocate for access to health care for uninsured state residents.

18 (e) Recipients of the amounts provided in this subsection must
19 submit reports to the authority on the use of grant funds, including
20 data about utilization of services. The authority shall prepare and
21 post on its website an annual report detailing the amount of funds
22 disbursed and aggregating information submitted by recipients.

23 (f) The authority may retain no more than three percent of the
24 amounts provided in this subsection for administrative costs.

25 (g) As used in this subsection, "free clinics" mean private,
26 nonprofit, community, or faith-based organizations that provide
27 medical, dental, and mental health services at little or no cost to
28 uninsured and underinsured people through the use of volunteer health
29 professionals, community volunteers, and partnerships with other
30 health providers.

31 ~~((+61+))~~ (68) \$123,000 of the general fund—state appropriation
32 for fiscal year 2022, \$46,000 of the general fund—state appropriation
33 for fiscal year 2023, and \$743,000 of the general fund—federal
34 appropriation are provided solely for the implementation of
35 Substitute House Bill No. 1348 (incarcerated persons/medical). ~~((If~~
36 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
37 ~~this subsection shall lapse.~~

38 ~~(+62+))~~ (69) \$1,350,000 of the general fund—state appropriation
39 for fiscal year 2023 and \$2,570,000 of the general fund—federal

1 appropriation are provided solely for the implementation of House
2 Bill No. 1096 (nonmedicare plans). (~~If the bill is not enacted by~~
3 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~

4 ~~(63))~~ (70) Within the amounts provided in this section,
5 sufficient funding is provided for the authority to implement Second
6 Substitute House Bill No. 1325 (behavioral health/youth).

7 ~~((64))~~ (71) \$184,000 of the general fund—state appropriation
8 for fiscal year 2022 and \$175,000 of the general fund—state
9 appropriation for fiscal year 2023 are provided solely for the
10 implementation of Engrossed Substitute House Bill No. 1196 (audio-
11 only telemedicine). (~~If the bill is not enacted by June 30, 2021,~~
12 ~~the amounts provided in this subsection shall lapse.~~

13 ~~(65))~~ (72) \$232,000 of the general fund—state appropriation for
14 fiscal year 2022, \$300,000 of the general fund—state appropriation
15 for fiscal year 2023, and \$599,000 of the general fund—federal
16 appropriation are provided solely for reimbursement for a social
17 worker as part of the medical assistance home health benefit.

18 ~~((66))~~ (73) \$1,303,000 of the general fund—state appropriation
19 for fiscal year 2022 and \$285,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely for the
21 implementation of Engrossed Substitute Senate Bill No. 5203 (generic
22 prescription drugs). (~~If the bill is not enacted by June 30, 2021,~~
23 ~~the amounts provided in this subsection shall lapse.~~

24 ~~(67))~~ (74) \$18,669,000 from the Indian health improvement
25 reinvestment account is provided solely for Indian health improvement
26 advisory plan projects, programs, and activities authorized by RCW
27 43.71B.030.

28 ~~((68))~~ (75) \$434,000 of the general fund—state appropriation
29 for fiscal year 2022 and \$489,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely for the
31 authority to partner with the department of social and health
32 services to create surge capacity in acute care hospitals by
33 supporting non-citizens who are both in acute care hospitals awaiting
34 discharge and on the department of social and health services
35 waitlist for services. The amounts provided in this subsection are
36 for the authority to cover the cost of medical assistance for 20 new
37 non-citizen clients.

38 ~~((69))~~ (76) \$25,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$25,000 of the general fund—federal

1 appropriation are provided solely for the authority to develop an
2 implementation plan to incorporate medical and psychiatric respite
3 care as statewide medicaid benefits. The plan must include an
4 analysis of the cost effectiveness of providing medical and
5 psychiatric respite care benefits for medicaid enrollees. In
6 developing the plan, the authority shall consult with interested
7 stakeholders, including medicaid managed care organizations,
8 community health centers, organizations providing respite care, and
9 hospitals. Amounts provided in this subsection may be used for staff
10 support and one-time contracting. No later than January 15, 2022, the
11 authority shall report its findings to the relevant committees of the
12 legislature, the office of the governor, and the office of financial
13 management.

14 ~~((70))~~ (77) \$281,000 of the general fund—state appropriation
15 for fiscal year 2022, \$192,000 of the general fund—state
16 appropriation for fiscal year 2023, and \$803,000 of the general fund—
17 federal appropriation are provided solely for the implementation of
18 Engrossed Second Substitute Senate Bill No. 5304 (reentry services).
19 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
20 in this subsection shall lapse.~~

21 ~~(71))~~ (78)(a) The authority shall assess the feasibility and
22 fiscal impacts of an 1115 medicaid waiver to extend continuous
23 eligibility for apple health covered children ages zero through five
24 as a component of school readiness. The authority may seek support
25 for the analysis. Prior to submitting the waiver application, the
26 authority shall provide a status update no later than September 30,
27 2021, to the governor and fiscal committees of the legislature.

28 (b) \$6,090,000 of the general fund—state appropriation for fiscal
29 year 2023 and \$6,125,000 of the general fund—federal appropriation
30 are provided solely for the authority to extend continuous
31 eligibility for apple health to children ages zero to six with income
32 at or below 215 percent of the federal poverty level. The centers for
33 medicare and medicaid services must approve the 1115 medicaid waiver
34 prior to the implementation of this policy.

35 (79) \$500,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for the perinatal support warm line to
37 provide peer support, resources, and referrals to new and expectant
38 parents and people in the emotional transition to parenthood

1 experiencing, or at risk of, postpartum depression or other mental
2 health issues.

3 (80) Sufficient funding is provided to remove the asset test from
4 the medicare savings program review process.

5 (81) \$77,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$286,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for implementation of Substitute
8 House Bill No. 1728 (insulin work group reauth.). If the bill is not
9 enacted by June 30, 2022, the amounts provided in this subsection
10 shall lapse.

11 (82)(a) \$200,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely for the authority, in
13 consultation with the office of the insurance commissioner, to
14 complete an analysis of the cost to implement a fertility treatment
15 benefit as described in the department of health's December 2021
16 mandated benefit sunrise review.

17 (b) The authority must contract with one or more consultants to:

18 (i) Obtain utilization and cost data from the state to provide an
19 estimate of aggregate utilization and cost impacts of fertility
20 treatment coverage for medicaid recipients, expressed as total annual
21 cost and as a per member per month cost for plan years 2024 through
22 2027; and

23 (ii) Obtain utilization and cost data from the public employees
24 benefits board and school employees benefits board programs to
25 provide an estimate of aggregate utilization and cost impacts of
26 fertility treatment coverage, expressed as total annual cost and as a
27 per member per month cost for plan years 2024 through 2027.

28 (c) The analysis must include, but is not limited to, a
29 utilization and cost analysis of each of the following services:

30 (i) Infertility diagnosis;

31 (ii) Fertility medications;

32 (iii) Intrauterine insemination;

33 (iv) In vitro fertilization; and

34 (v) Egg freezing.

35 (d) The authority must report the findings of the analysis to the
36 governor and appropriate committees of the legislature by June 30,
37 2023.

1 (83) Sufficient funding is provided to eliminate the mid-
2 certification review process for the aged, blind, or disabled and
3 housing and essential needs referral programs.

4 (84) \$3,250,000 of the general fund—state appropriation for
5 fiscal year 2023 is provided solely for the health care authority to
6 make information technology system and provider network upgrades
7 necessary for the anticipated expansion of medicaid equivalent health
8 care coverage for uninsured adults with income up to 138 percent of
9 the federal poverty level regardless of immigration status in
10 collaboration with the department of social and health services.

11 (85) \$250,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for the authority to design a
13 standardized payment methodology for a palliative care benefit for
14 the state medicaid program and the employee and retiree benefits
15 programs. The authority may contract with a third party to design the
16 palliative care model and complete the work required in this
17 subsection.

18 (86) \$640,000 of the general fund—state appropriation for fiscal
19 year 2023 and \$655,000 of the general fund—federal appropriation are
20 provided solely for a 20 percent rate increase, effective January 1,
21 2023, for in-home skilled nursing services, nurse delegation, in-home
22 private duty nursing, and adult family home private duty nursing.

23 (87) \$180,000 of the general fund—state appropriation for fiscal
24 year 2023 and \$187,000 of the general fund—federal appropriation are
25 provided solely for a 10 percent rate increase, effective January 1,
26 2023, for registered nurses and licensed practical nurses providing
27 skilled nursing services for children who require medically intensive
28 care in a home setting.

29 (88) \$140,000 of the general fund—state appropriation for fiscal
30 year 2023 and \$266,000 of the general fund—federal appropriation are
31 provided solely for a 10 percent rate increase, effective January 1,
32 2023, for home health services.

33 (89) \$240,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$240,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for additional staff support for
36 the mental health referral service for children and teens.

37 (90)(a) \$2,000,000 of the general fund—state appropriation for
38 fiscal year 2023 is provided solely for one-time grants for eligible
39 clinics to establish behavioral health integration in primary care

1 clinics for children and adolescents. The authority may award grants
2 of up to \$200,000 per clinic.

3 (b) Recipients may use grants under this subsection for:

4 (i) Training to create operational workflows that promote team-
5 based care and evidence-based practices;

6 (ii) System development to implement universal screening of
7 patients using standardized assessment tools;

8 (iii) Development of a registry to track patient outcomes;

9 (iv) Behavioral health professional recruitment and retainment;

10 (v) Psychiatric supervision recruitment and retainment for
11 consultation services for the behavioral health integration program;

12 (vi) Partnership development with community mental health centers
13 for referral of patients with higher level needs;

14 (vii) Information technology infrastructure, including electronic
15 health record adjustments and registry creation; and

16 (viii) Physical space modifications to accommodate additional
17 staff.

18 (c) To be eligible for grants under this subsection, clinics must
19 have:

20 (i) At least 35 percent of their total patients enrolled in
21 medicaid. Priority for funding must be given to clinics with the
22 highest proportion of patients enrolled in medicaid;

23 (ii) A primary care advocate or proponent of the behavioral
24 health integration program;

25 (iii) Support for the behavioral health integration program at
26 the highest level of clinic leadership;

27 (iv) An arrangement for psychiatric consultation and supervision;

28 (v) A team-based approach to care, including the primary care
29 provider, behavioral health professional, psychiatric consultant,
30 patient, and patient's family; and

31 (vi) A plan to:

32 (A) Hire a behavioral health professional to be located within
33 the clinic;

34 (B) Create a registry that monitors patient engagement and
35 symptom improvement;

36 (C) Implement universal screening for behavioral health needs;

37 (D) Provide care coordination with schools, emergency
38 departments, hospitals, and other points of care; and

1 (E) Ensure closed-loop referrals to specialty behavioral health
2 care when indicated, as well as engagement in specialty treatment as
3 clinically indicated.

4 (91) \$16,000 of the general fund—state appropriation for fiscal
5 year 2022, \$31,000 of the general fund—state appropriation for fiscal
6 year 2023, and \$420,000 of the general fund—federal appropriation are
7 provided solely for a technology solution for an authoritative client
8 identifier, or master person index, for state programs within the
9 health and human services coalition to uniformly identify clients
10 across multiple service delivery systems. The coalition will clearly
11 identify all state programs impacted by and all fund sources used in
12 development and implementation of this project. This subsection is
13 subject to the conditions, limitations, and review requirements of
14 section 701 of this act.

15 (92) \$55,000 of the general fund—state appropriation for fiscal
16 year 2023 and \$122,000 of the general fund—federal appropriation are
17 provided solely to implement Second Substitute House Bill No. 1860
18 (behavioral health discharge). If the bill is not enacted by June 30,
19 2022, the amounts provided in this subsection shall lapse.

20 (93) \$729,000 of the general fund—state appropriation for fiscal
21 year 2023, \$1,245,000 of the general fund—private/local
22 appropriation, and \$2,574,000 of the general fund—federal
23 appropriation are provided solely to implement Engrossed Substitute
24 House Bill No. 1866 (supportive housing). If the bill is not enacted
25 by June 30, 2022, the amounts provided in this subsection shall
26 lapse.

27 (94)(a) \$1,910,000 of the general fund—state appropriation for
28 fiscal year 2022, \$11,145,000 of the general fund—state appropriation
29 for fiscal year 2023, and \$1,793,000 of the general fund—federal
30 appropriation are provided solely for the authority to procure
31 technology and related services for a community information exchange
32 (CIE). A CIE platform must serve as a tool for addressing the social
33 determinants of health, defined as nonclinical community and social
34 factors such as housing, food security, transportation, financial
35 strain, and interpersonal safety, that affect health, functioning,
36 and quality-of-life outcomes.

37 (b) The platform shall:

1 (i) Share information securely and consistent with all applicable
2 federal and state laws regarding individual consent, personal health
3 information, privacy, public records, and data security;

4 (ii) Provide support and be made available statewide, at a
5 minimum, to community-based organizations, medicaid managed care
6 organizations, accountable communities of health, county programs,
7 and safety net health care providers;

8 (iii) Identify social care needs through embedded screening and
9 other data analytics tools;

10 (iv) Coordinate social care referrals and interventions through
11 closed-loop referrals;

12 (v) Track and measure the outcomes of referrals and the impact of
13 interventions;

14 (vi) Support client-level community health records where this
15 information is longitudinally stored; and

16 (vii) Create a longitudinal view of a client's social care
17 opportunities, the social care needs identified for this client, the
18 social care services that this client has been connected to, and the
19 outcomes of these social care interventions over time.

20 (c) The platform shall support:

21 (i) Standardized definitions and measures pertaining to the
22 social determinants of health, such as those for housing, food
23 security, transportation, financial strain, and interpersonal safety;

24 (ii) In line with needs identified through authority-led medicaid
25 transformation efforts, or other state agency-led efforts, payment
26 methods for services performed through community-based organizations;

27 (iii) The collection and reporting on longitudinal social care
28 outcomes data to inform state population health initiatives, program
29 evaluations, and policy development;

30 (iv) Data reporting regarding demand for social care to inform
31 local community-based organizations, county, and accountable
32 community of health programs and initiatives; and

33 (v) Data reporting to inform state public health policy and
34 programs through data visualizations and data delivery in machine-
35 readable formats.

36 (d) The services procured with the platform shall include a
37 community engagement team to support the development of a multisector
38 network, and to provide the identification of, training, onboarding,
39 and ongoing support for community-based organizations.

1 (e) The platform shall leverage industry-recognized
2 interoperability and data integrity standards, enabling integrations
3 with other state-sponsored systems where appropriate.

4 (f) This subsection is subject to the conditions, limitations,
5 and review requirements of section 701 of this act.

6 (95) \$300,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$300,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the Bree collaborative to
9 support collaborative learning and targeted technical assistance for
10 quality improvement initiatives.

11 (96) Sufficient funding is provided to ensure the periodicity
12 schedules for the early and periodic screening, diagnosis, and
13 treatment benefit provided for medicaid-eligible children align with
14 the bright futures guidelines of the American academy of pediatrics
15 or a comparable standard.

16 (97) \$703,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for a supported employment program for
18 individuals who are not eligible for medicaid or who need additional
19 time to apply for and obtain medicaid. Program services shall be
20 comparable to the foundational community supports initiative of the
21 medicaid transformation demonstration waiver as described in
22 subsections (4) and (8) of this section.

23 (98) The authority shall incorporate into their coverage
24 decisions the Oregon health evidence review commission evidence-based
25 recommendations for the treatment of pediatric autoimmune
26 neuropsychiatric disorders associated with streptococcal infections
27 and pediatric acute-onset neuropsychiatric syndrome.

28 (99) \$403,000 of the general fund—state appropriation for fiscal
29 year 2023 and \$1,185,000 of the general fund—federal appropriation
30 are provided solely for the authority to provide an adult acupuncture
31 benefit beginning January 1, 2023.

32 (100) \$581,000 of the general fund—state appropriation for fiscal
33 year 2023 and \$1,706,000 of the general fund—federal appropriation
34 are provided solely for the authority to provide an adult
35 chiropractic benefit beginning January 1, 2023.

36 **Sec. 212.** 2021 c 334 s 212 (uncodified) is amended to read as
37 follows:

1 **FOR THE STATE HEALTH CARE AUTHORITY—PUBLIC EMPLOYEES' BENEFITS BOARD**
2 **AND EMPLOYEE BENEFITS PROGRAM**

3 State Health Care Authority Administrative Account—
4 State Appropriation. ((\$37,403,000))
5 \$38,762,000

6 School Employees' Insurance Administrative Account—
7 State Appropriation. \$854,000

8 TOTAL APPROPRIATION. ((\$37,403,000))
9 \$39,616,000

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

12 (1) Any savings from reduced claims costs must be reserved for
13 funding employee benefits during the 2023-2025 fiscal biennium and
14 may not be used for administrative expenses. The health care
15 authority shall deposit any moneys received on behalf of the uniform
16 medical plan resulting from rebates on prescription drugs, audits of
17 hospitals, subrogation payments, or any other moneys received as a
18 result of prior uniform medical plan claims payments, in the public
19 employees' and retirees' insurance account to be used for insurance
20 benefits.

21 (2) Any changes to benefits must be approved by the public
22 employees' benefits board. The board shall not make any changes to
23 benefits without considering a comprehensive analysis of the cost of
24 those changes, and shall not increase benefits unless offsetting cost
25 reductions from other benefit revisions are sufficient to fund the
26 changes. The board shall not make any change in retiree eligibility
27 criteria that reestablishes eligibility for enrollment in PEBB
28 benefits. However, the funding provided anticipates that the public
29 employees' benefits board may increase the virtual access to
30 behavioral health resources and interventions and case management.

31 (3) Except as may be provided in a health care bargaining
32 agreement, to provide benefits within the level of funding provided
33 in part IX of this bill, the public employees' benefits board shall
34 require or make any or all of the following: Employee premium
35 copayments, increases increase in point-of-service cost sharing, the
36 implementation of managed competition, or make other changes to
37 benefits consistent with RCW 41.05.065.

38 (4) The board shall collect a surcharge payment of not less than
39 twenty-five dollars per month from members who use tobacco products,

1 and a surcharge payment of not less than fifty dollars per month from
2 members who cover a spouse or domestic partner where the spouse or
3 domestic partner has chosen not to enroll in another employer-based
4 group health insurance that has benefits and premiums with an
5 actuarial value of not less than ninety-five percent of the actuarial
6 value of the public employees' benefits board plan with the largest
7 enrollment. The surcharge payments shall be collected in addition to
8 the member premium payment.

9 (5) The health care authority shall analyze and report on the
10 potential impacts of providing a one-time enrollment window for
11 retirees to reestablish eligibility for enrollment in retiree
12 benefits under the public employees' benefit board program. The
13 authority shall submit the report to the appropriate committees of
14 the legislature by January 1, 2022. At a minimum the report must
15 include an estimate of the employer cost and a description of the
16 assumptions used.

17 (6) \$285,000 of the state health care authority administrative
18 account—state appropriation is provided solely for a customer service
19 scheduling tool, and is subject to the conditions, limitations, and
20 review requirements of section 701 of this act.

21 (7) (a) \$250,000 of the state health care authority administrative
22 account—state appropriation and \$250,000 of the school employees'
23 administrative account—state appropriation are provided solely for
24 the health care authority to conduct a study on contracting for
25 administration of the state's self-insured uniform medical plan. The
26 uniform medical plan is now among the largest health benefit coverage
27 groups in the state, covering a growing subscriber base of nearly
28 375,000 Washington residents enrolled in the uniform medical plan. In
29 2011, the uniform medical plan began administering additional
30 services through a third-party administrative contract, rather than
31 administering those services internally. Among those services were
32 provision of the provider network and provider contracts, provider
33 relations, portions of claims administration, member appeals, and
34 portions of member communications.

35 (b) The purpose of the study is to enable the authority to
36 provide the option of a return of some, or all, of the administrative
37 functions that began to be provided by contracted services in 2011.
38 The current contract for these services expires in 2029.

1 (c) By June 30, 2023, the health care authority must prepare a
2 report on the uniform medical plan administrative services that were
3 provided by contract prior to 2010, those that have been procured
4 through the third-party administrative contract since, what elements
5 of those services could be provided either directly or through
6 discrete provider contracts, and the resources the authority would
7 need to administer these functions. The report must also compare the
8 cost of the administration of components before and after the
9 transition to the current contracts; include assumptions about the
10 impacts on claims; include a description of the performance
11 guarantees in the current contract; and provide an implementation
12 plan to enable the health care authority to resume self-
13 administration for some or all of the administrative services at the
14 end of the current contract.

15 (d) The report must be presented to the public employees'
16 benefits board and the school employees' benefits board at the first
17 meeting of each board following completion of the report in 2023, and
18 provided to the appropriate committees of the legislature thereafter.

19 **Sec. 213.** 2021 c 334 s 213 (uncodified) is amended to read as
20 follows:

21 **FOR THE STATE HEALTH CARE AUTHORITY—SCHOOL EMPLOYEES' BENEFITS BOARD**

22 School Employees' Insurance Administrative Account—

23 State Appropriation.	((\$25,771,000))
	<u>\$27,121,000</u>
25 TOTAL APPROPRIATION.	((\$25,771,000))
26	<u>\$27,121,000</u>

27 The appropriation in this section is subject to the following
28 conditions and limitations: \$15,000 of the school employees'
29 insurance administrative account—state appropriation is provided
30 solely for a customer service scheduling tool, and is subject to the
31 conditions, limitations, and review requirements of section 701 of
32 this act.

33 **Sec. 214.** 2021 c 334 s 214 (uncodified) is amended to read as
34 follows:

35 **FOR THE STATE HEALTH CARE AUTHORITY—HEALTH BENEFIT EXCHANGE**

36 General Fund—State Appropriation (FY 2022).	((\$4,831,000))
37	<u>\$4,881,000</u>

1	General Fund—State Appropriation (FY 2023).	((\$4,543,000))
2		<u>\$8,527,000</u>
3	General Fund—Federal Appropriation.	((\$83,017,000))
4		<u>\$56,532,000</u>
5	Health Benefit Exchange Account—State Appropriation. ((\$77,710,000))	
6		<u>\$80,860,000</u>
7	<u>State Health Care Affordability Account—State</u>	
8	Appropriation.	\$50,000,000
9	TOTAL APPROPRIATION.	((\$220,101,000))
10		<u>\$200,800,000</u>

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

13 (1) The receipt and use of medicaid funds provided to the health
14 benefit exchange from the health care authority are subject to
15 compliance with state and federal regulations and policies governing
16 the Washington apple health programs, including timely and proper
17 application, eligibility, and enrollment procedures.

18 (2)(a) By July 15th and January 15th of each year, the authority
19 shall make a payment of one-half the general fund—state
20 appropriation, one-half the health benefit exchange account—state
21 appropriation, and one-half the health care affordability account—
22 state appropriation to the exchange. By July 15, 2021, the authority
23 shall make the payments of the general fund—federal appropriation
24 (CRRSA) and the general fund—federal appropriation (ARPA) to the
25 exchange.

26 (b) The exchange shall monitor actual to projected revenues and
27 make necessary adjustments in expenditures or carrier assessments to
28 ensure expenditures do not exceed actual revenues.

29 (c) Payments made from general fund—state appropriation and
30 health benefit exchange account—state appropriation shall be
31 available for expenditure for no longer than the period of the
32 appropriation from which it was made. When the actual cost of
33 materials and services have been fully determined, and in no event
34 later than the lapsing of the appropriation, any unexpended balance
35 of the payment shall be returned to the authority for credit to the
36 fund or account from which it was made, and under no condition shall
37 expenditures exceed actual revenue.

38 (3)(a) \$146,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$554,000 of the general fund—federal

1 appropriation are provided solely for the exchange, in close
2 consultation with the health and human services enterprise coalition
3 (coalition), to develop a report on the next steps required for
4 information technology solutions for an integrated health and human
5 services eligibility solution. The report must include, but is not
6 limited to a:

7 (i) Technical approach and architecture;

8 (ii) Roadmap and implementation plan for modernizing and
9 integrating the information technology eligibility and enrollment
10 system for including, but not limited to, medicaid, basic food, child
11 care assistance, cash assistance, and other health and human service
12 program benefits, beginning with classic medicaid; and

13 (iii) Discussion of how an integrated health and human services
14 solution would:

15 (A) Comply with federal requirements;

16 (B) Maximize efficient use of staff time;

17 (C) Support accurate and secure client eligibility information;

18 (D) Improve the client enrollment experience; and

19 (E) Provide other notable coalition agency impacts.

20 (b) The exchange, in coordination with the coalition, must submit
21 the report to the governor and appropriate committees of the
22 legislature by January 15, 2022.

23 (4) \$1,634,000 of the health benefit exchange account—state
24 appropriation and \$592,000 of the general fund—federal appropriation
25 are provided solely for healthplanfinder enhancement activities.
26 These amounts are subject to the conditions, limitations, and review
27 provided in section 701 of this act.

28 (5) \$1,324,000 of the health benefit exchange account—state
29 appropriation and \$2,740,000 of the general fund—federal
30 appropriation are provided solely for the modernizing
31 healthplanfinder project. These amounts are subject to the
32 conditions, limitations, and review provided in section 701 of this
33 act.

34 (6) \$250,000 of the general fund—federal appropriation (CRRSA)
35 and \$150,000 of the general fund—federal appropriation (ARPA) are
36 provided solely for pass-through funding to one or more lead
37 navigator organizations to promote access to health services through
38 outreach and insurance plan enrollment assistance for employees
39 working in a licensed child care facility.

1 (7) (a) (~~(\$25,171,000)~~) \$1,171,000 of the general fund—federal
2 appropriation (CRRSA) and \$5,095,000 of the general fund—federal
3 appropriation (ARPA) are provided solely for the exchange to
4 implement a health care insurance premium assistance program for
5 employees who work in licensed child care facilities. The general
6 fund—federal appropriation (CRRSA) must be expended by September 30,
7 2022.

8 (b) An individual is eligible for the child care premium
9 assistance program for the remainder of the plan year if the
10 individual:

11 (i) Is an employee working in a licensed child care facility;

12 (ii) Enrolls in a silver standardized health plan under RCW
13 43.71.095;

14 (iii) Prior to January 1, 2023, has income that is less than 300
15 percent of the federal poverty level;

16 (iv) Applies for and accepts all federal advance premium tax
17 credits for which he or she may be eligible before receiving any
18 state premium assistance;

19 (v) Is ineligible for minimum essential coverage through
20 medicare, a federal or state medical assistance program administered
21 by the health care authority under chapter 74.09 RCW, or for premium
22 assistance under RCW 43.71A.020; and

23 (vi) Meets other eligibility criteria as established by the
24 exchange.

25 (c) Subject to the availability of amounts provided in this
26 subsection, the exchange shall pay the premium cost for a qualified
27 health plan for an individual who is eligible for the child care
28 premium assistance program under (b) of this subsection.

29 (d) The exchange may disqualify a participant from the program if
30 the participant:

31 (i) No longer meets the eligibility criteria in (b) of this
32 subsection;

33 (ii) Fails, without good cause, to comply with procedural or
34 documentation requirements established by the exchange in accordance
35 with (e) of this subsection;

36 (iii) Fails, without good cause, to notify the exchange of a
37 change of address in a timely manner;

38 (iv) Voluntarily withdraws from the program; or

1 (v) Performs an act, practice, or omission that constitutes
2 fraud, and, as a result, an insurer rescinds the participant's policy
3 for the qualified health plan.

4 (e) The exchange shall establish:

5 (i) Procedural requirements for eligibility and continued
6 participation in any premium assistance program under this section,
7 including participant documentation requirements that are necessary
8 to administer the program; and

9 (ii) Procedural requirements for facilitating payments to and
10 from carriers.

11 (f) The program must be implemented no later than November 1,
12 2021.

13 (g) No later than October 1, 2022, the exchange shall submit a
14 report to the governor and appropriate committees of the legislature
15 on the implementation of the child care premium assistance program
16 including, but not limited to:

17 (i) The number of individuals participating in the program to
18 date; and

19 (ii) The actual costs of the program to date, including agency
20 administrative costs.

21 (h) Within the amounts provided in this subsection, the exchange
22 may create an outreach program to help employees who work in licensed
23 child care facilities enroll in the premium assistance program,
24 beginning for plan year 2023, as established in chapter 246, Laws of
25 2021 (Engrossed Second Substitute Senate Bill No. 5377) (standardized
26 health plans).

27 (8) \$136,000 of the general fund—state appropriation for fiscal
28 year 2022, \$136,000 of the general fund—state appropriation for
29 fiscal year 2023, \$254,000 of the health benefit exchange account—
30 state appropriation, and \$274,000 of the general fund—federal
31 appropriation are provided solely for pass through funding in the
32 annual amount of \$100,000 for the lead navigator organization in the
33 four regions with the highest concentration of COFA citizens to:

34 (a) Support a staff position for someone from the COFA community
35 to provide enrollment assistance to the COFA community beyond the
36 scope of the current COFA program; and

37 (b) Support COFA community led outreach and enrollment activities
38 that help COFA citizens obtain and access health and dental coverage.

1 (9) \$142,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$538,000 of the general fund—federal appropriation are
3 provided solely for the implementation of Substitute Senate Bill No.
4 5068 (postpartum period/medicaid) and section 9812 of the American
5 rescue plan act of 2021.

6 (10) (~~(\$8,012,000)~~) \$8,162,000 of the health benefit exchange
7 account—state appropriation is provided solely to implement Engrossed
8 Second Substitute Senate Bill No. 5377 (standardized health plans).
9 (~~(If the bill is not enacted by June 30, 2021, the amount provided in~~
10 ~~this subsection shall lapse.)~~)

11 (11)(a) \$50,000,000 of the health care affordability account—
12 state appropriation is provided solely for the exchange to administer
13 a premium assistance program, beginning for plan year 2023, as
14 established in Engrossed Second Substitute Senate Bill No. 5377
15 (standardized health plans), and this is the maximum amount the
16 exchange may expend for this purpose. An individual is eligible for
17 the premium assistance provided if the individual: (~~(+a)~~) (i) Has
18 income up to 250 percent of the federal poverty level; and (~~(+b)~~)
19 (ii) meets other eligibility criteria as established in section
20 1(4)(a) of Engrossed Second Substitute Senate Bill No. 5377
21 (standardized health plans).

22 (b) Of the amounts provided in this subsection, \$5,000,000 of the
23 health care affordability account—state appropriation is contingent
24 upon approval of the applicable federal waiver described in
25 subsection (12)(b) of this section. This funding is provided solely
26 for the exchange to administer premium assistance for customers
27 ineligible for federal premium tax credits who meet eligibility
28 criteria established in (a) of this subsection.

29 (12)(a) Within amounts appropriated in this section, the
30 exchange, in close consultation with the authority and the office of
31 the insurance commissioner, shall explore opportunities to facilitate
32 enrollment of Washington residents who do not qualify for non-
33 emergency medicaid or federal affordability programs in a state-
34 funded program no later than plan year 2024.

35 (b) If an opportunity to apply to the secretary of health and
36 human services under 42 U.S.C. Sec. 18052 for a waiver is identified
37 or other federal flexibilities are available, the exchange, in
38 collaboration with the office of the insurance commissioner and the
39 authority may develop an application to be submitted by the

1 authority. If an application is submitted, the authority must notify
2 the chairs and ranking minority members of the appropriate policy and
3 fiscal committees of the legislature.

4 (c) Any application submitted under this subsection must meet all
5 federal public notice and comment requirements under 42 U.S.C. Sec.
6 18052(a)(4)(B), including public hearings to ensure a meaningful
7 level of public input.

8 (d) \$50,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$2,891,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for system updates and
11 community-led engagement activities necessary to implement the waiver
12 and are subject to the conditions, limitations, and review provided
13 in section 701 of this act.

14 (13) \$733,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for system upgrades necessary for the
16 anticipated expansion of medicaid equivalent health care coverage to
17 uninsured adults with income up to 138 percent of the federal poverty
18 level regardless of immigration status in collaboration with the
19 health care authority.

20 **Sec. 215.** 2021 c 334 s 215 (uncodified) is amended to read as
21 follows:

22 **FOR THE STATE HEALTH CARE AUTHORITY—COMMUNITY BEHAVIORAL HEALTH**
23 **PROGRAM**

24	General Fund—State Appropriation (FY 2022)	((\$667,948,000))
25		<u>\$688,562,000</u>
26	General Fund—State Appropriation (FY 2023)	((\$733,456,000))
27		<u>\$981,563,000</u>
28	General Fund—Federal Appropriation.	((\$2,593,457,000))
29		<u>\$2,898,843,000</u>
30	General Fund—Private/Local Appropriation.	((\$37,325,000))
31		<u>\$37,662,000</u>
32	Criminal Justice Treatment Account—State	
33	Appropriation.	\$21,988,000
34	Problem Gambling Account—State Appropriation.	((\$1,963,000))
35		<u>\$2,113,000</u>
36	Dedicated Marijuana Account—State Appropriation	
37	(FY 2022)	\$28,493,000
38	Dedicated Marijuana Account—State Appropriation	

1	(FY 2023)	\$28,493,000
2	Coronavirus State Fiscal Recovery Fund—Federal	
3	Appropriation.	((\$31,000,000))
4		<u>\$89,000,000</u>
5	TOTAL APPROPRIATION.	((\$4,144,123,000))
6		<u>\$4,776,717,000</u>

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

9 (1) For the purposes of this section, "behavioral health
10 entities" means managed care organizations and behavioral health
11 administrative services organizations that reimburse providers for
12 behavioral health services.

13 (2) Within the amounts appropriated in this section, funding is
14 provided for implementation of the settlement agreement under
15 *Trueblood, et al. v. Department of Social and Health Services, et*
16 *al.*, United States District Court for the Western District of
17 Washington, Cause No. 14-cv-01178-MJP. In addition to amounts
18 provided solely for implementation of the settlement agreement, class
19 members must have access to supports and services funded throughout
20 this section for which they meet eligibility and medical necessity
21 requirements. The authority must include language in contracts that
22 requires regional behavioral health entities to develop and implement
23 plans for improving access to timely and appropriate treatment for
24 individuals with behavioral health needs and current or prior
25 criminal justice involvement who are eligible for services under
26 these contracts.

27 (3) ((~~\$22,643,000~~)) \$23,271,000 of the general fund—state
28 appropriation for fiscal year 2022, ((~~\$27,143,000~~)) \$30,764,000 of
29 the general fund—state appropriation for fiscal year 2023, and
30 ((~~\$9,073,000~~)) \$11,753,000 of the general fund—federal appropriation
31 are provided solely to continue the phase-in of the settlement
32 agreement under *Trueblood, et al. v. Department of Social and Health*
33 *Services, et al.*, United States District Court for the Western
34 District of Washington, Cause No. 14-cv-01178-MJP. The authority, in
35 collaboration with the department of social and health services and
36 the criminal justice training commission, must implement the
37 provisions of the settlement agreement pursuant to the timeline and
38 implementation plan provided for under the settlement agreement. This
39 includes implementing provisions related to competency evaluations,

1 competency restoration, crisis diversion and supports, education and
2 training, and workforce development.

3 (4) \$10,000,000 of the general fund—state appropriation for
4 fiscal year 2023 and \$219,000 of the general fund—federal
5 appropriation are provided solely to continue diversion grant
6 programs funded through contempt fines pursuant to *Trueblood, et al.*
7 *v. Department of Social and Health Services, et al.*, United States
8 District Court for the Western District of Washington, Cause No. 14-
9 cv-01178-MJP. The authority must consult with the plaintiffs and
10 court monitor to determine, within the amounts provided, which of the
11 programs will continue to receive funding through this appropriation.
12 The programs shall use this funding to provide assessments, mental
13 health treatment, substance use disorder treatment, case management,
14 employment, and other social services. By December 31, 2022, the
15 authority, in consultation with the plaintiffs and the court monitor,
16 must submit a report to the office of financial management and the
17 appropriate fiscal committees of the legislature which includes:
18 Identification of the programs that receive funding through this
19 subsection; a narrative description of each program model; the number
20 of individuals being served by each program on a monthly basis;
21 metrics or outcomes reported as part of the contracts; and
22 recommendations related to further support of these programs in the
23 2023-2025 fiscal biennium.

24 (5) (~~(\$10,424,000)~~) \$12,359,000 of the general fund—state
25 appropriation for fiscal year 2022, (~~(\$10,424,000)~~) \$12,359,000 of
26 the general fund—state appropriation for fiscal year 2023, and
27 \$23,444,000 of the general fund—federal appropriation are provided
28 solely for the authority and behavioral health entities to continue
29 to contract for implementation of high-intensity programs for
30 assertive community treatment (PACT) teams. In determining the
31 proportion of medicaid and nonmedicaid funding provided to behavioral
32 health entities with PACT teams, the authority shall consider the
33 differences between behavioral health entities in the percentages of
34 services and other costs associated with the teams that are not
35 reimbursable under medicaid. The authority may allow behavioral
36 health entities which have nonmedicaid reimbursable costs that are
37 higher than the nonmedicaid allocation they receive under this
38 section to supplement these funds with local dollars or funds
39 received under subsection (~~(+6)~~) (7) of this section. The authority

1 and behavioral health entities shall maintain consistency with all
2 essential elements of the PACT evidence-based practice model in
3 programs funded under this section.

4 ~~((5))~~ (6) \$3,520,000 of the general fund—federal appropriation
5 is provided solely for the authority to maintain a pilot project to
6 incorporate peer bridging staff into behavioral health regional teams
7 that provide transitional services to individuals returning to their
8 communities.

9 ~~((6) \$95,066,000)~~ (7) \$95,822,000 of the general fund—state
10 appropriation for fiscal year 2022 and ~~((95,066,000))~~ \$126,707,000
11 of the general fund—state appropriation for fiscal year 2023 are
12 provided solely for persons and services not covered by the medicaid
13 program. To the extent possible, levels of behavioral health entity
14 spending must be maintained in the following priority order: Crisis
15 and commitment services; community inpatient services; and
16 residential care services, including personal care and emergency
17 housing assistance. These amounts must be distributed to behavioral
18 health entities as follows:

19 (a) \$72,275,000 of the general fund—state appropriation for
20 fiscal year 2022 and ~~((72,275,000))~~ \$96,334,000 of the general fund—
21 state appropriation for fiscal year 2023 are provided solely for the
22 authority to contract with behavioral health administrative service
23 organizations for behavioral health treatment services not covered
24 under the medicaid program. Within these amounts, behavioral health
25 administrative service organizations must provide a two percent rate
26 increase to providers receiving state funds for nonmedicaid services
27 under this section effective July 1, 2021, and a seven percent rate
28 increase effective January 1, 2023.

29 (b) ~~((22,791,000))~~ \$23,547,000 of the general fund—state
30 appropriation for fiscal year 2022 and ~~((22,791,000))~~ \$30,373,000 of
31 the general fund—state appropriation for fiscal year 2023 are
32 provided solely for the authority to contract with medicaid managed
33 care organizations for wraparound services to medicaid enrolled
34 individuals that are not covered under the medicaid program and for
35 the state share of costs for exceptional medicaid behavioral health
36 personal care services. Within the amounts provided in this
37 subsection:

38 (i) Medicaid managed care organizations must provide a two
39 percent rate increase to providers receiving state funding for

1 nonmedicaid services under this section effective July 1, 2021, and a
2 seven percent rate increase effective January 1, 2023.

3 (ii) The authority shall assure that managed care organizations
4 reimburse the department of social and health services aging and long
5 term support administration for the general fund—state cost of
6 exceptional behavioral health personal care services for medicaid
7 enrolled individuals who require these because of a psychiatric
8 disability. Funding for the federal share of these services is
9 separately appropriated to the department of social and health
10 services.

11 (c) The authority shall coordinate with the department of social
12 and health services to develop and submit to the centers for medicare
13 and medicaid services an application to provide a 1915(i) state plan
14 home and community-based services benefit. The application shall be
15 developed to allow for the delivery of wraparound supportive
16 behavioral health services for individuals with mental illnesses who
17 also have a personal care need. The waiver shall be developed to
18 standardize coverage and administration, improve the current benefit
19 design, and clarify roles in administration of the behavioral health
20 personal care services benefit. By December 1, 2021, the authority,
21 in coordination with the department of social and health services,
22 must submit a report to the office of financial management and the
23 appropriate committees of the legislature which provides the
24 following:

25 (i) A description of the new benefit design developed for the
26 waiver, including a description of the services to be provided and
27 the responsibility for payment under the waiver;

28 (ii) Estimates of the number of individuals to be served annually
29 under the new waiver and the estimated state and federal fiscal costs
30 for the managed care organizations and the department of social and
31 health services;

32 (iii) A comparison estimate of the number of individuals to
33 receive behavioral health personal care services annually under the
34 current benefit structure and the estimated state and federal fiscal
35 costs for the managed care organizations and the department of social
36 and health services; and

37 (iv) A status update on the development and submission of the
38 waiver with an estimated timeline for approval and implementation of
39 the new wraparound services benefit.

1 (d) The authority must require behavioral health administrative
2 service organizations to submit information related to reimbursements
3 to counties made for involuntary treatment act judicial services and
4 submit a report to the office of financial management and the
5 appropriate committees of the legislature with complete fiscal year
6 2022 reimbursements by December 1, 2022.

7 ~~((7))~~ (8) The authority is authorized to continue to contract
8 directly, rather than through contracts with behavioral health
9 entities for children's long-term inpatient facility services.

10 ~~((8))~~ (9) \$1,204,000 of the general fund—state appropriation
11 for fiscal year 2022 and \$1,204,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely to reimburse
13 Pierce and Spokane counties for the cost of conducting one hundred
14 eighty-day commitment hearings at the state psychiatric hospitals.

15 ~~((9))~~ (10) Behavioral health entities may use local funds to
16 earn additional federal medicaid match, provided the locally matched
17 rate does not exceed the upper-bound of their federally allowable
18 rate range, and provided that the enhanced funding is used only to
19 provide medicaid state plan or waiver services to medicaid clients.
20 Additionally, behavioral health entities may use a portion of the
21 state funds allocated in accordance with subsection ~~((6))~~ (7) of
22 this section to earn additional medicaid match, but only to the
23 extent that the application of such funds to medicaid services does
24 not diminish the level of crisis and commitment, community inpatient,
25 residential care, and outpatient services presently available to
26 persons not eligible for medicaid.

27 ~~((10))~~ (11) \$2,291,000 of the general fund—state appropriation
28 for fiscal year 2022 and \$2,291,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for mental
30 health services for mentally ill offenders while confined in a county
31 or city jail and for facilitating access to programs that offer
32 mental health services upon release from confinement. The authority
33 must collect information from the behavioral health entities on their
34 plan for using these funds, the numbers of individuals served, and
35 the types of services provided and submit a report to the office of
36 financial management and the appropriate fiscal committees of the
37 legislature by December 1st of each year of the biennium.

38 ~~((11))~~ (12) Within the amounts appropriated in this section,
39 funding is provided for the authority to develop and phase in

1 intensive mental health services for high needs youth consistent with
2 the settlement agreement in *T.R. v. Dreyfus and Porter*.

3 ~~((12))~~ (13) The authority must establish minimum and maximum
4 funding levels for all reserves allowed under behavioral health
5 administrative service organization contracts and include contract
6 language that clearly states the requirements and limitations. The
7 authority must monitor and ensure that behavioral health
8 administrative service organization reserves do not exceed maximum
9 levels. The authority must monitor revenue and expenditure reports
10 and must require a behavioral health administrative service
11 organization to submit a corrective action plan on how it will spend
12 its excess reserves within a reasonable period of time, when its
13 reported reserves exceed maximum levels established under the
14 contract. The authority must review and approve such plans and
15 monitor to ensure compliance. If the authority determines that a
16 behavioral health administrative service organization has failed to
17 provide an adequate excess reserve corrective action plan or is not
18 complying with an approved plan, the authority must reduce payments
19 to the entity in accordance with remedial actions provisions included
20 in the contract. These reductions in payments must continue until the
21 authority determines that the entity has come into substantial
22 compliance with an approved excess reserve corrective action plan.

23 ~~((13))~~ (14) During the 2021-2023 fiscal biennium, any amounts
24 provided in this section that are used for case management services
25 for pregnant and parenting women must be contracted directly between
26 the authority and pregnant and parenting women case management
27 providers.

28 ~~((14))~~ (15) Within the amounts appropriated in this section,
29 the authority may contract with the University of Washington and
30 community-based providers for the provision of the parent-child
31 assistance program or other specialized chemical dependency case
32 management providers for pregnant, post-partum, and parenting women.
33 For all contractors: (a) Service and other outcome data must be
34 provided to the authority by request; and (b) indirect charges for
35 administering the program must not exceed ten percent of the total
36 contract amount.

37 ~~((15))~~ (16) \$3,500,000 of the general fund—federal
38 appropriation is provided solely for the continued funding of
39 existing county drug and alcohol use prevention programs.

1 (~~(16)~~) (17) Within the amounts provided in this section,
2 behavioral health entities must provide outpatient chemical
3 dependency treatment for offenders enrolled in the medicaid program
4 who are supervised by the department of corrections pursuant to a
5 term of community supervision. Contracts with behavioral health
6 entities must require that behavioral health entities include in
7 their provider network specialized expertise in the provision of
8 manualized, evidence-based chemical dependency treatment services for
9 offenders. The department of corrections and the authority must
10 develop a memorandum of understanding for department of corrections
11 offenders on active supervision who are medicaid eligible and meet
12 medical necessity for outpatient substance use disorder treatment.
13 The agreement will ensure that treatment services provided are
14 coordinated, do not result in duplication of services, and maintain
15 access and quality of care for the individuals being served. The
16 authority must provide all necessary data, access, and reports to the
17 department of corrections for all department of corrections offenders
18 that receive medicaid paid services.

19 (~~(17)~~) (18) The criminal justice treatment account—state
20 appropriation is provided solely for treatment and treatment support
21 services for offenders with a substance use disorder pursuant to RCW
22 71.24.580. The authority must offer counties the option to administer
23 their share of the distributions provided for under RCW
24 71.24.580(5)(a). If a county is not interested in administering the
25 funds, the authority shall contract with behavioral health entities
26 to administer these funds consistent with the plans approved by local
27 panels pursuant to RCW 71.24.580(5)(b). Funding from the criminal
28 justice treatment account may be used to provide treatment and
29 support services through the conclusion of an individual's treatment
30 plan to individuals participating in a drug court program as of
31 February 24, 2021, if that individual wishes to continue treatment
32 following dismissal of charges they were facing under RCW
33 69.50.4013(1). Such participation is voluntary and contingent upon
34 substantial compliance with drug court program requirements. The
35 authority must provide a report to the office of financial management
36 and the appropriate committees of the legislature which identifies
37 the distribution of criminal justice treatment account funds by
38 September 30, 2021.

1 ~~((18))~~ (19) \$6,858,000 of the general fund—state appropriation
2 for fiscal year 2022, \$6,858,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$8,046,000 of the general
4 fund—federal appropriation are provided solely to maintain crisis
5 triage or stabilization centers that were originally funded in the
6 2017-2019 fiscal biennium. Services in these facilities may include
7 crisis stabilization and intervention, individual counseling, peer
8 support, medication management, education, and referral assistance.
9 The authority shall monitor each center's effectiveness at lowering
10 the rate of state psychiatric hospital admissions.

11 ~~((19))~~ (20) \$9,795,000 of the general fund—state appropriation
12 for fiscal year 2022, \$10,015,000 of the general fund—state
13 appropriation for fiscal year 2023, and \$15,025,000 of the general
14 fund—federal appropriation are provided solely for the operation of
15 secure withdrawal management and stabilization facilities. The
16 authority may not use any of these amounts for services in facilities
17 that are subject to federal funding restrictions that apply to
18 institutions for mental diseases, unless they have received a waiver
19 that allows for full federal participation in these facilities.
20 Within these amounts, funding is provided to increase the fee for
21 service rate for these facilities up to \$650 per day. The authority
22 must require in contracts with behavioral health entities that,
23 beginning in calendar year 2020, they pay no lower than the fee for
24 service rate. The authority must coordinate with regional behavioral
25 health entities to identify and implement purchasing strategies or
26 regulatory changes that increase access to services for individuals
27 with complex behavioral health needs at secure withdrawal management
28 and stabilization facilities.

29 ~~((20))~~ (21) \$23,090,000 of the general fund—state appropriation
30 for fiscal year 2022, \$23,090,000 of the general fund—state
31 appropriation for fiscal year 2023, and \$92,444,000 of the general
32 fund—federal appropriation are provided solely to maintain the
33 enhancement of community-based behavioral health services that was
34 initially funded in fiscal year 2019. Twenty percent of the general
35 fund—state appropriation amounts for each regional service area must
36 be contracted to the behavioral health administrative services
37 organizations and used to increase their nonmedicaid funding
38 allocations and the remainder must be provided to the medicaid
39 managed care organizations providing apple health integrated managed

1 care. The medicaid funding is intended to maintain increased rates
2 for behavioral health services provided by licensed and certified
3 community behavioral health agencies as defined by the department of
4 health. For the behavioral health administrative services
5 organizations, this funding must be allocated to each region based
6 upon the population of the region. For managed care organizations,
7 this funding must be provided through the behavioral health portion
8 of the medicaid integrated managed care capitation rates. The
9 authority must require the managed care organizations to provide a
10 report that details the methodology the managed care organization
11 used to distribute this funding to their contracted behavioral health
12 providers. The report submitted by behavioral health administrative
13 service organizations and managed care organizations must identify
14 mechanisms employed to disperse the funding as well as estimated
15 impacts to behavioral health providers in the community. The
16 authority must submit a report to the legislature by December 1st of
17 each year of the biennium, summarizing the information regarding the
18 distribution of the funding provided under this subsection.

19 ~~((21))~~ (22) \$1,401,000 of the general fund—state appropriation
20 for fiscal year 2022, \$1,401,000 of the general fund—state
21 appropriation for fiscal year 2023, and \$3,210,000 of the general
22 fund—federal appropriation are provided solely for the implementation
23 of intensive behavioral health treatment facilities within the
24 community behavioral health service system pursuant to chapter 324,
25 Laws of 2019 (2SHB 1394).

26 ~~((22))~~ (23) (a) \$12,878,000 of the dedicated marijuana account—
27 state appropriation for fiscal year 2022 and \$12,878,000 of the
28 dedicated marijuana account—state appropriation for fiscal year 2023
29 are provided for:

30 (i) A memorandum of understanding with the department of
31 children, youth, and families to provide substance abuse treatment
32 programs;

33 (ii) A contract with the Washington state institute for public
34 policy to conduct a cost-benefit evaluation of the implementations of
35 chapter 3, Laws of 2013 (Initiative Measure No. 502);

36 (iii) Designing and administering the Washington state healthy
37 youth survey and the Washington state young adult behavioral health
38 survey;

1 (iv) Maintaining increased services to pregnant and parenting
2 women provided through the parent child assistance program;

3 (v) Grants to the office of the superintendent of public
4 instruction for life skills training to children and youth;

5 (vi) Maintaining increased prevention and treatment service
6 provided by tribes and federally recognized American Indian
7 organization to children and youth;

8 (vii) Maintaining increased residential treatment services for
9 children and youth;

10 (viii) Training and technical assistance for the implementation
11 of evidence-based, research based, and promising programs which
12 prevent or reduce substance use disorder;

13 (ix) Expenditures into the home visiting services account; and

14 (x) Grants to community-based programs that provide prevention
15 services or activities to youth.

16 (b) The authority must allocate the amounts provided in (a) of
17 this subsection amongst the specific activities proportionate to the
18 fiscal year 2021 allocation.

19 (~~((23))~~) (24) (a) \$1,125,000 of the general fund—state
20 appropriation for fiscal year 2022 and \$1,125,000 of the general fund
21 —state appropriation for fiscal year 2023 is provided solely for
22 Spokane behavioral health entities to implement services to reduce
23 utilization and the census at eastern state hospital. Such services
24 must include:

25 (i) High intensity treatment team for persons who are high
26 utilizers of psychiatric inpatient services, including those with co-
27 occurring disorders and other special needs;

28 (ii) Crisis outreach and diversion services to stabilize in the
29 community individuals in crisis who are at risk of requiring
30 inpatient care or jail services;

31 (iii) Mental health services provided in nursing facilities to
32 individuals with dementia, and consultation to facility staff
33 treating those individuals; and

34 (iv) Services at the sixteen-bed evaluation and treatment
35 facility.

36 (b) At least annually, the Spokane county behavioral health
37 entities shall assess the effectiveness of these services in reducing
38 utilization at eastern state hospital, identify services that are not
39 optimally effective, and modify those services to improve their
40 effectiveness.

1 ~~((24))~~ (25) \$1,850,000 of the general fund—state appropriation
2 for fiscal year 2022, \$1,850,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$13,312,000 of the general
4 fund—federal appropriation are provided solely for substance use
5 disorder peer support services included in behavioral health
6 capitation rates in accordance with section 213(5)(ss), chapter 299,
7 Laws of 2018. The authority shall require managed care organizations
8 to provide access to peer support services for individuals with
9 substance use disorders transitioning from emergency departments,
10 inpatient facilities, or receiving treatment as part of hub and spoke
11 networks.

12 ~~((25))~~ (26) \$1,256,000 of the general fund—state appropriation
13 for fiscal year 2022, \$1,256,000 of the general fund—state
14 appropriation for fiscal year 2023, and \$2,942,000 of the general
15 fund—federal appropriation are provided solely for the authority to
16 maintain an increase in the number of residential beds for pregnant
17 and parenting women originally funded in the 2019-2021 fiscal
18 biennium.

19 ~~((26))~~ (27) \$1,423,000 of the general fund—state appropriation
20 for fiscal year 2022, \$1,423,000 of the general fund—state
21 appropriation for fiscal year 2023, and \$5,908,000 of the general
22 fund—federal appropriation are provided solely for the authority to
23 continue to implement discharge wraparound services for individuals
24 with complex behavioral health conditions transitioning or being
25 diverted from admission to psychiatric inpatient programs. The
26 authority must coordinate with the department of social and health
27 services in establishing the standards for these programs.

28 ~~((27))~~ (28) \$350,000 of the general fund—federal appropriation
29 is provided solely to contract with a nationally recognized recovery
30 residence organization and to provide technical assistance to
31 operators of recovery residences seeking certification in accordance
32 with chapter 264, Laws of 2019 (2SHB 1528).

33 ~~((28))~~ (29) \$500,000 of the general fund—state appropriation
34 for fiscal year 2022, \$500,000 of the general fund—state
35 appropriation for fiscal year 2023, and \$1,000,000 of the general
36 fund—federal appropriation are provided solely for the authority to
37 maintain a memorandum of understanding with the criminal justice
38 training commission to provide funding for community grants pursuant
39 to chapter 378, Laws of 2019 (2SHB 1767).

1 ~~((29))~~ (30) \$3,396,000 of the general fund—state appropriation
2 for fiscal year 2022, \$3,396,000 of the general fund—state
3 appropriation for fiscal year 2023, and \$16,200,000 of the general
4 fund—federal appropriation are provided solely for support of and to
5 continue to increase clubhouse ~~((faeilities))~~ programs across the
6 state. The authority shall work with the centers for medicare and
7 medicaid services to review opportunities to include clubhouse
8 services as an optional "in lieu of" service in managed care
9 organization contracts in order to maximize federal participation.
10 The authority must provide a report to the office of financial
11 management and the appropriate committees of the legislature on the
12 status of efforts to implement clubhouse programs and receive federal
13 approval for including these services in managed care organization
14 contracts as an optional "in lieu of" service by December 1, 2022.

15 ~~((30))~~ (31) \$947,000 of the general fund—state appropriation
16 for fiscal year 2022, \$947,000 of the general fund—state
17 appropriation for fiscal year 2023, and \$1,896,000 of the general
18 fund—federal appropriation are provided solely for the authority to
19 implement a statewide plan to implement evidence-based coordinated
20 specialty care programs that provide early identification and
21 intervention for psychosis in behavioral health agencies in
22 accordance with chapter 360, Laws of 2019 (2SSB 5903).

23 ~~((31))~~ (32) \$708,000 of the general fund—state appropriation
24 for fiscal year 2022, \$708,000 of the general fund—state
25 appropriation for fiscal year 2023, and \$1,598,000 of the general
26 fund—federal appropriation are provided solely for implementing
27 mental health peer respite centers and a pilot project to implement a
28 mental health drop-in center in accordance with chapter 324, Laws of
29 2019 (2SHB 1394).

30 ~~((32))~~ (33) \$800,000 of the general fund—state appropriation
31 for fiscal year 2022, \$800,000 of the general fund—state
32 appropriation for fiscal year 2023, and \$1,452,000 of the general
33 fund—federal appropriation are provided solely for the authority to
34 implement the recommendations of the state action alliance for
35 suicide prevention, to include suicide assessments, treatment, and
36 grant management.

37 ~~((33))~~ (34) \$446,000 of the general fund—state appropriation
38 for fiscal year 2022, \$446,000 of the general fund—state
39 appropriation for fiscal year 2023, and \$178,000 of the general fund—

1 federal appropriation are provided solely for the University of
2 Washington's evidence-based practice institute which supports the
3 identification, evaluation, and implementation of evidence-based or
4 promising practices. The institute must work with the authority to
5 develop a plan to seek private, federal, or other grant funding in
6 order to reduce the need for state general funds. The authority must
7 collect information from the institute on the use of these funds and
8 submit a report to the office of financial management and the
9 appropriate fiscal committees of the legislature by December 1st of
10 each year of the biennium.

11 ~~((34))~~ (35) As an element of contractual network adequacy
12 requirements and reporting, the authority shall direct managed care
13 organizations to make all reasonable efforts to develop or maintain
14 contracts with provider networks that leverage local, federal, or
15 philanthropic funding to enhance effectiveness of medicaid-funded
16 integrated care services. These networks must promote medicaid
17 clients' access to a system of services that addresses additional
18 social support services and social determinants of health as defined
19 in RCW 43.20.025 in a manner that is integrated with the delivery of
20 behavioral health and medical treatment services.

21 ~~((35))~~ (36) \$500,000 of the problem gambling account—state
22 appropriation is provided solely for the authority to contract for a
23 problem gambling adult prevalence study. The prevalence study must
24 review both statewide and regional results about beliefs and
25 attitudes toward gambling, gambling behavior and preferences, and
26 awareness of treatment services. The study should also estimate the
27 level of risk for problem gambling and examine correlations with
28 broader behavioral and mental health measures. The health care
29 authority shall submit results of the prevalence study to the problem
30 gambling task force and the legislature by June 30, 2022.

31 ~~((36))~~ (37) \$9,000,000 of the criminal justice treatment
32 account—state appropriation is provided solely for the authority to
33 maintain funding for new therapeutic courts created or expanded
34 during fiscal year 2021, or to maintain the fiscal year 2021
35 expansion of services being provided to an already existing
36 therapeutic court that engages in evidence-based practices, to
37 include medication assisted treatment in jail settings pursuant to
38 RCW 71.24.580. Funding provided under this subsection shall not
39 supplant existing funds utilized for this purpose.

1 ~~((37))~~ (38) In establishing, re-basing, enhancing, or otherwise
2 updating medicaid rates for behavioral health services, the authority
3 and contracted actuaries shall use a transparent process that
4 provides an opportunity for medicaid managed care organizations,
5 behavioral health administrative service organizations, and
6 behavioral health provider agencies, and their representatives, to
7 review and provide data and feedback on proposed rate changes within
8 their region or regions of service operation. The authority and
9 contracted actuaries shall transparently incorporate the information
10 gained from this process and make adjustments allowable under federal
11 law when appropriate.

12 ~~((38))~~ (39) The authority shall seek input from representatives
13 of the managed care organizations (MCOs), licensed community
14 behavioral health agencies, and behavioral health administrative
15 service organizations to develop the format of a report which
16 addresses revenues and expenditures for the community behavioral
17 health programs. The report shall include, but not be limited to: (a)
18 Revenues and expenditures for community behavioral health programs,
19 including medicaid and nonmedicaid funding; (b) access to services,
20 service denials, and utilization by state plan modality; (c) claims
21 denials and record of timely payment to providers; (d) client
22 demographics; and (e) ~~((social and recovery measures and))~~ managed
23 care organization performance measures. The authority shall submit
24 the report for the preceding calendar year to the governor and
25 appropriate committees of the legislature on or before July 1st of
26 each year.

27 ~~((39))~~ (40) \$3,377,000 of the general fund—state appropriation
28 for fiscal year 2022 and \$5,177,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for the
30 authority to implement two pilot programs for intensive outpatient
31 services and partial hospitalization services for certain children
32 and adolescents.

33 (a) The effective date of the pilot sites is January 1, 2021.

34 (b) The two pilots must be contracted with a hospital that
35 provides psychiatric inpatient services to children and adolescents
36 in a city with the largest population east of the crest of the
37 Cascade mountains and a hospital that provides psychiatric inpatient
38 services to children and adolescents in a city with the largest
39 population west of the crest of the Cascade mountains.

1 (c) The authority must establish minimum standards, eligibility
2 criteria, authorization and utilization review processes, and payment
3 methodologies for the pilot programs in contract.

4 (d) Eligibility for the pilot sites is limited pursuant to the
5 following:

6 (i) Children and adolescents discharged from an inpatient
7 hospital treatment program who require the level of services offered
8 by the pilot programs in lieu of continued inpatient treatment;

9 (ii) Children and adolescents who require the level of services
10 offered by the pilot programs in order to avoid inpatient
11 hospitalization; and

12 (iii) Services may not be offered if there are less costly
13 alternative community based services that can effectively meet the
14 needs of an individual referred to the program.

15 (e) The authority must collect data on the pilot sites and work
16 with the actuaries responsible for establishing managed care rates
17 for medicaid enrollees to develop and submit a report to the office
18 of financial management and the appropriate committees of the
19 legislature. A preliminary report must be submitted by December 1,
20 2021, and a final report must be submitted by December 1, 2022. The
21 reports must include the following information:

22 (i) A narrative description of the services provided at each
23 pilot site and identification of any specific gaps the sites were
24 able to fill in the current continuum of care;

25 (ii) Clinical outcomes and estimated reductions in psychiatric
26 inpatient costs associated with each of the pilot sites;

27 (iii) Recommendations for whether either or both of the pilot
28 models should be expanded statewide; whether modifications should be
29 made to the models to better address gaps in the continuum identified
30 through the pilot sites, whether the models could be expanded to
31 community behavioral health providers, and whether statewide
32 implementation should be achieved through a state plan amendment or
33 some other mechanism for leveraging federal medicaid match; and

34 (iv) Actuarial projections on the statewide need for services
35 related to the pilot sites and estimated costs of adding each of the
36 services to the medicaid behavioral health benefit for children and
37 adolescents and adults.

38 ((40)) (41) (a) \$100,000 of the general fund—federal
39 appropriation is provided solely for the authority to convene a task
40 force to examine impacts and changes proposed to the use of criminal

1 background checks in employment in behavioral health settings, with
2 the goal of reducing barriers to developing and retaining a robust
3 behavioral health workforce, while maintaining patient safety
4 measures. The task force membership must include representatives
5 from:

- 6 (i) The office of the attorney general;
- 7 (ii) The department of health;
- 8 (iii) The department of social and health services;
- 9 (iv) The office of the governor; and
- 10 (v) Others appointed by the authority, including behavioral
11 health employers and those with lived experience.

12 (b) The task force shall consider any relevant information and
13 recommendations made available by the work group created under
14 Substitute House Bill No. 1411 (health care workforce).

15 (c) By December 1, 2021, the authority must submit a report of
16 the task force's recommendations to the governor and the appropriate
17 committees of the legislature.

18 ~~((41))~~ (42) \$6,042,000 of the general fund—state appropriation
19 for fiscal year 2022, \$561,000 of the general fund—state
20 appropriation for fiscal year 2023, and \$35,415,000 of the general
21 fund—federal appropriation (CRSSA) are provided solely to promote the
22 recovery of individuals with substance use disorders through
23 expansion of substance use disorder services. The authority shall
24 implement this funding to promote integrated, whole-person care to
25 individuals with opioid use disorders, stimulant use disorders, and
26 other substance use disorders. The authority shall use this funding
27 to support evidence-based and promising practices as follows:

28 (a) \$11,170,000 of the general fund—federal appropriation (CRSSA)
29 is provided solely for treatment services to low-income individuals
30 with substance use disorders who are not eligible for services under
31 the medicaid program and for treatment services that are not covered
32 under the medicaid program. A minimum of \$9,070,000 of this amount
33 must be contracted through behavioral health administrative services
34 organizations. The amounts in this subsection may be used for
35 services including, but not limited to, outpatient treatment,
36 residential treatment, mobile opioid use disorder treatment programs,
37 law enforcement assisted diversion programs, contingency management
38 interventions, modified assertive community treatment, trauma
39 informed care, crisis respite, and for reimbursement of one-time

1 start-up operating costs for opening new beds in withdrawal
2 management treatment programs.

3 (b) \$2,407,000 of the general fund state—appropriation for fiscal
4 year 2022, \$561,000 of the general fund—state appropriation for
5 fiscal year 2023, and \$3,245,000 of the general fund—federal
6 appropriation (CRSSA) are provided solely for outreach programs that
7 link individuals with substance use disorders to treatment options to
8 include medication for opioid use disorder. The authority must
9 contract for these services with programs that use interdisciplinary
10 teams, which include peer specialists, to engage and facilitate
11 linkage to treatment for individuals in community settings such as
12 homeless encampments, shelters, emergency rooms, harm reduction
13 programs, churches, community service offices, food banks, libraries,
14 legal offices, and other settings where individuals with substance
15 use disorders may be engaged. The services must be coordinated with
16 emergency housing assistance and other services administered by the
17 authority to promote access to a full continuum of treatment and
18 recovery support options.

19 (c) \$1,535,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$10,417,000 of the general fund—federal appropriation
21 (CRSSA) are provided solely for substance use disorder recovery
22 support services not covered by the medicaid program including, but
23 not limited to, emergency housing, recovery housing vouchers,
24 supported employment, skills training, peer support, peer drop-in
25 centers, and other community supports.

26 (d) \$1,100,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$1,750,000 of the general fund—federal appropriation
28 (CRSSA) are provided solely for efforts to support the recovery of
29 American Indians and Alaska natives with substance use disorders.
30 This funding may be used for grants to urban Indian organizations,
31 tribal opioid prevention media campaigns, and support for government
32 to government communication, planning, and implementation of opioid
33 use disorder related projects.

34 (e) \$1,000,000 of the general fund—state appropriation for fiscal
35 year 2022 is provided solely for a public awareness campaign to
36 educate youth and young adults with opioid use disorders about harm
37 reduction, secondary prevention, overdose awareness, fentanyl, and
38 naloxone.

1 (f) \$7,083,000 of the general fund—federal appropriation (CRSSA)
2 is provided solely for community services grants that support the
3 implementation and evaluation of substance use disorder prevention
4 services.

5 (g) Up to \$1,750,000 of the general fund—federal appropriation
6 (CRSSA) may be used for the authority's administrative costs
7 associated with services funded in this subsection (~~((41))~~) (42).

8 (~~((42))~~) (43) \$3,109,000 of the general fund—state appropriation
9 for fiscal year 2022 and \$3,109,000 of the general fund—state
10 appropriation for fiscal year 2023 are provided solely for short-term
11 rental subsidies for individuals with mental health or substance use
12 disorders. This funding may be used for individuals enrolled in the
13 foundational community support program while waiting for a longer
14 term resource for rental support or for individuals transitioning
15 from behavioral health treatment facilities or local jails.
16 Individuals who would otherwise be eligible for the foundational
17 community support program but are not eligible because of their
18 citizenship status may also be served. By December 1, 2021, and
19 December 1, 2022, the authority must submit a report identifying the
20 expenditures and number of individuals receiving short-term rental
21 supports through the agency budget during the prior fiscal year
22 broken out by region, treatment need, and the demographics of those
23 served, including but not limited to age, country of origin within
24 racial/ethnic categories, gender, and immigration status.

25 (~~((43))~~) (44) Within the amounts provided in this section,
26 sufficient funding is provided for the authority to implement
27 requirements to provide up to five sessions of intake and assessment
28 pursuant to Second Substitute House Bill No. 1325 (behavioral health/
29 youth).

30 (~~((44))~~) (45) \$19,000,000 of the general fund—federal
31 appropriation (CRSSA) and \$1,600,000 of the general fund—federal
32 appropriation (ARPA) are provided solely to promote the recovery of
33 individuals with mental health disorders through expansion of mental
34 health services. The authority shall implement this funding to
35 promote integrated, whole-person care through evidence based and
36 promising practices as follows:

37 (a) \$7,303,000 of the general fund—federal appropriation (CRSSA)
38 is provided solely for treatment services to low-income individuals
39 with mental health disorders who are not eligible for services under

1 the medicaid program and for treatment services that are not covered
2 under the medicaid program. A minimum of \$6,150,000 of this amount
3 must be contracted through behavioral health administrative services
4 organizations. The amounts in this subsection may be used for
5 services including, but not limited to, outpatient treatment,
6 residential treatment, law enforcement assisted diversion programs,
7 modified assertive community treatment, and trauma informed care.

8 (b) \$6,344,000 of the general fund—federal appropriation (CRSSA)
9 is provided solely for mental health recovery support services not
10 covered by the medicaid program including, but not limited to,
11 supportive housing, emergency housing vouchers, supported employment,
12 skills training, peer support, peer drop-in centers, and other
13 community supports.

14 (c) \$961,000 of the general fund—federal appropriation (CRSSA) is
15 provided solely for efforts to support the recovery of American
16 Indians and Alaska natives with mental health disorders.

17 (d) \$1,346,000 of the general fund—federal appropriation (CRSSA)
18 is provided solely to enhance crisis services and may be used for
19 crisis respite care.

20 (e) \$2,307,000 of the general fund—federal appropriation (CRSSA)
21 is provided solely for the expansion of first episode psychosis
22 programs.

23 (f) Up to \$961,000 of the general fund—federal appropriation
24 (CRSSA) may be used for the authority's administrative costs
25 associated with services funded in this subsection.

26 (~~(45)~~) (46) The authority must pursue opportunities for
27 shifting state costs to the state's unused allocation of federal
28 institutions for mental disease disproportionate share hospital
29 funding. The authority must submit a report to the office of
30 financial management and the appropriate committees of the
31 legislature by December 1, 2021, which identifies any activities the
32 authority has implemented or identified to shift state costs to the
33 unused federal funds and an analysis of the fiscal impacts for these
34 activities and options.

35 (~~(46)~~) (47) \$500,000 of the general fund—state appropriation
36 for fiscal year 2022 and \$500,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for the
38 authority to implement one-time behavioral health workforce pilot
39 programs and training support grants pursuant to Engrossed Second

1 Substitute House Bill No. 1504 (workforce education development act).
2 Of these amounts, \$440,000 of the general fund—state appropriation
3 for fiscal year 2022 and \$440,000 of the general fund—state
4 appropriation for fiscal year 2023 are provided solely for the three
5 behavioral health workforce pilot programs and \$60,000 of the general
6 fund—state appropriation for fiscal year 2022 and \$60,000 of the
7 general fund—state appropriation for fiscal year 2023 are provided
8 solely for training support grants. (~~If the bill is not enacted by~~
9 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~

10 ~~(47))~~ (48) \$2,500,000 of the general fund—state appropriation
11 for fiscal year 2022 and \$2,500,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely for the
13 authority to expand efforts to provide opioid use disorder medication
14 in city, county, regional, and tribal jails. The authority must
15 submit a report to the office of financial management and the
16 appropriate committees of the legislature by December 1, 2021, on the
17 allocation of the fiscal year 2021 funding within this subsection.
18 The authority must provide a report to the office of financial
19 management and the appropriate committees of the legislature by
20 December 1, 2022, on the allocation of the fiscal year 2022 funding
21 and the expenditures and number of individuals served in fiscal year
22 2021 by location.

23 ~~((48))~~ (49) \$500,000 of the general fund—federal appropriation
24 is provided solely to establish an emotional support network program
25 for individuals employed as peer specialists. The authority must
26 contract for these services which shall include, but not be limited
27 to, facilitating support groups for peer specialists, support for the
28 recovery journeys of the peer specialists themselves, and targeted
29 support for the secondary trauma inherent in peer work.

30 ~~((49))~~ (50) \$1,800,000 of the general fund—federal
31 appropriation is provided solely for the authority to contract on a
32 one-time basis with the University of Washington behavioral health
33 institute to continue and enhance its efforts related to training and
34 workforce development. The behavioral health institute shall develop
35 and disseminate model programs and curricula to address the treatment
36 needs of individuals with substance use disorders and cooccurring
37 disorders. The behavioral health institute shall provide consultation
38 and training to behavioral health agencies in order to improve the
39 delivery of evidence-based and promising practices and overall

1 quality of care. Training for providers may include technical
2 assistance related to payment models, integration of peers, team-
3 based care, utilization reviews, care transitions, and the infusion
4 of recovery and resiliency into programming and culture.
5 Additionally, the behavioral health institute shall provide continued
6 access to telehealth training and support, including innovative
7 digital health content. The behavioral health institute shall
8 evaluate behavioral health inequities in Washington and create a
9 center of excellence to address behavioral health inequity, including
10 the need for a more diverse workforce. The behavioral health
11 institute shall offer an annual conference on race, equity, and
12 social justice and create a learning management system to provide
13 access to training for publicly funded behavioral health providers
14 across a range of topics. Specific curricula to be developed within
15 the amounts provided in this subsection must include:

16 (a) A training for law enforcement officers focused on
17 understanding substance use disorder and the recovery process and
18 options and procedures for diversion from the criminal legal system
19 for individuals with substance use disorder, to be developed in
20 consultation with the criminal justice training commission; and

21 (b) A curriculum for correctional officers and community
22 corrections officers focused on motivational interviewing, recovery
23 coaching, and trauma informed care, developed in consultation with
24 the department of corrections.

25 ~~((50))~~ (51) \$300,000 of the general fund—state appropriation
26 for fiscal year 2022 and \$300,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for a grant to
28 the north sound behavioral health administrative services
29 organization to provide trauma-informed counseling services to
30 children and youth in Whatcom county schools. The services must be
31 provided by licensed behavioral health professionals who have
32 training in the provision of trauma-informed care. The behavioral
33 health administrative services organization must request, from the
34 office of the superintendent of public instruction, a listing of the
35 Whatcom county schools that are eligible for high-poverty allocations
36 from the learning assistance program and prioritize services in these
37 schools.

38 ~~((51))~~ (52) \$200,000 of the general fund—state appropriation
39 for fiscal year 2022 and \$200,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided on a one-time basis
2 solely for the authority to contract with the north sound behavioral
3 health administrative services organization to establish the Whatcom
4 county crisis stabilization center as a pilot project for diversion
5 from the criminal justice system to appropriate community based
6 treatment. The pilot shall allow for police officers to place
7 involuntary holds for up to 12 hours for persons placed at the
8 facility in accordance with RCW 10.31.110. The amounts provided must
9 be used to pay for the cost of services at the site not covered under
10 the medicaid program. The authority must submit a report to the
11 office of financial management and the appropriate committees of the
12 legislature by December 1, 2022, including the following information:

13 (a) The total number of individuals served in the crisis
14 stabilization center broken out by those served on a voluntary basis
15 versus those served under involuntary treatment holds placed pursuant
16 to RCW 10.31.110;

17 (b) A summary of the outcomes for each of the groups identified
18 in (a) of this subsection; and

19 (c) Identification of methods to incentivize or require managed
20 care organizations to implement payment models for crisis
21 stabilization providers that recognize the need for the facilities to
22 operate at full staffing regardless of fluctuations in daily census.

23 ~~((52))~~ (53) \$1,250,000 of the general fund—state appropriation
24 for fiscal year 2022 and \$1,250,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely for the
26 authority to contract with the King county behavioral health
27 administrative services organization to maintain children's crisis
28 outreach response system services that were previously funded through
29 the department of children, youth, and families. The authority, in
30 consultation with the behavioral health administrative services
31 organization, medicaid managed care organizations, and the actuaries
32 responsible for developing medicaid managed care rates, must work to
33 maximize federal funding provided for the children's crisis outreach
34 response system program and submit a report to the office of
35 financial management and the appropriate committees of the
36 legislature by December 1, 2021, on the status of these efforts and
37 the associated savings in state funds.

38 ~~((53) \$1,762,000)~~ (54) \$881,000 of the general fund—~~(federal)~~
39 state appropriation ~~((is))~~ for fiscal year 2022 and \$881,000 of the

1 general fund—state for fiscal year 2023 are provided on a one-time
2 basis solely for maintaining and increasing resources for peer
3 support programs and for the authority to contract with an
4 organization to assist with the recruitment of individuals to work as
5 behavioral health peers with a specific focus on black, indigenous,
6 and people of color communities. The authority must submit a
7 preliminary report to the office of financial management and the
8 appropriate committees of the legislature on the status of these
9 efforts by December 1, 2021, and a final report including
10 identification of the number and demographics of individuals
11 recruited into behavioral health peer positions by December 1, 2022.

12 ~~((54))~~ (55) \$250,000 of the general fund—federal appropriation
13 is provided solely for the authority to provide crisis response
14 training to behavioral health peer specialists. The authority must
15 use these amounts to contract for the development of a specialized 40
16 hour crisis response training curriculum for behavioral health peer
17 specialists and to conduct a minimum of one statewide training
18 session during fiscal year 2022 and one statewide training session
19 during fiscal year 2023. The training shall focus on preparing
20 behavioral health peer specialists to work with individuals in
21 crisis, including providing peer services in emergency departments,
22 as coresponders with law enforcement, and as part of mobile crisis
23 teams. The training sessions must be offered free of charge to the
24 participants and may be offered either virtually or in person as
25 determined by the authority. By December 1, 2022, the authority must
26 submit a report to the office of financial management and the
27 appropriate committees of the legislature on the peer crisis response
28 curriculum and the number of individuals that received training.

29 ~~((55))~~ (56) \$500,000 of the general fund—federal appropriation
30 is provided solely for the authority to contract on a one-time basis
31 with the University of Washington alcohol and drug abuse institute to
32 develop policy solutions in response to the public health challenges
33 of high tetrahydrocannabinol potency cannabis. The institute must use
34 this funding to: Conduct individual interviews with stakeholders and
35 experts representing different perspectives, facilitate joint
36 meetings with stakeholders to identify areas of common ground and
37 consensus, and develop recommendations for state policies related to
38 cannabis potency and mitigating detrimental health impacts. The
39 authority must submit the following reports to the office of

1 financial management and the appropriate committees of the
2 legislature:

3 (a) An initial report must be submitted by December 31, 2021, and
4 shall summarize progress made to date, preliminary policy
5 recommendations, and next steps; and

6 (b) A final report must be submitted by December 31, 2022, and
7 shall summarize the analysis conducted by the institute, the process
8 and stakeholders involved, an inventory of relevant cannabis policies
9 in other states, and recommendations for policy changes to reduce the
10 negative impacts of high potency cannabis in Washington state.

11 ~~((56))~~ (57) \$8,197,000 of the general fund—state appropriation
12 for fiscal year 2022, \$8,819,000 of the general fund—state
13 appropriation for fiscal year 2023, and \$38,025,000 of the general
14 fund—federal appropriation are provided solely to continue in the
15 2021-2023 fiscal biennium the two percent increase to medicaid
16 reimbursement for community behavioral health providers contracted
17 through managed care organizations that was provided in April 2021.
18 The authority must employ mechanisms such as directed payment or
19 other options allowable under federal medicaid law to assure the
20 funding is used by the managed care organizations for a two percent
21 provider rate increase as intended and verify this pursuant to the
22 process established in chapter 285, Laws of 2020 (EHB 2584). The rate
23 increase shall be implemented to all behavioral health inpatient,
24 residential, and outpatient providers receiving payment for services
25 under this section contracted through the medicaid managed care
26 organizations.

27 ~~((57))~~ (58) \$17,399,000 of the general fund—state appropriation
28 for fiscal year 2023 and \$33,631,000 of the general fund—federal
29 appropriation are provided solely to implement a 7 percent increase
30 to medicaid reimbursement for community behavioral health providers
31 contracted through managed care organizations to be effective January
32 1, 2023. The authority must employ mechanisms such as directed
33 payment or other options allowable under federal medicaid law to
34 assure the funding is used by the managed care organizations for a 7
35 percent provider rate increase as intended and verify this pursuant
36 to the process established in chapter 285, Laws of 2020 (EHB 2584).
37 The rate increase shall be implemented to all behavioral health
38 inpatient, residential, and outpatient providers contracted through
39 the medicaid managed care organizations. Providers receiving rate

1 increases under other subsections of this section must be excluded
2 from the rate increase directed in this subsection.

3 (59) ((\$114,000)) \$1,307,000 of the general fund—state
4 appropriation for fiscal year 2022, ((\$114,000)) \$5,217,000 of the
5 general fund—state appropriation for fiscal year 2023, and
6 (\$228,000) \$6,524,000 of the general fund—federal appropriation are
7 provided solely to increase the number of beds and rates for
8 community children's long-term inpatient program providers. The
9 number of beds is increased on a phased in basis to 62 beds by the
10 end of fiscal year 2022 and to 72 beds by the end of fiscal year
11 2023. The rates are increased by two percent effective July 1, 2021,
12 and by an additional 4.5 percent effective January 1, 2023.

13 ((58)) (60) \$117,000 of the general fund—state appropriation
14 for fiscal year 2022, ((\$117,000)) \$251,000 of the general fund—state
15 appropriation for fiscal year 2023, and ((\$168,000)) \$265,000 of the
16 general fund—federal appropriation are provided solely to increase
17 rates for parent child assistance program providers by two percent
18 effective July 1, 2021, and by an additional 4.5 percent effective
19 January 1, 2023.

20 ~~((59) \$200,000 of the general fund state appropriation for~~
21 ~~fiscal year 2022 and \$200,000 of the general fund federal~~
22 ~~appropriation are provided solely to support actuarial work required~~
23 ~~for the authority to develop behavioral health comparison rates.~~

24 ~~(60)) (61) \$205,000 of the general fund—state appropriation for~~
25 ~~fiscal year 2022 and \$205,000 of the general fund—state appropriation~~
26 ~~for fiscal year 2023 are provided solely for the authority to~~
27 ~~contract with the Washington state behavioral health institute to~~
28 ~~engage consumers, the University of Washington evidence based~~
29 ~~practice institute, and other stakeholders to review current and~~
30 ~~emerging data and research and make recommendations regarding best~~
31 ~~practices for virtual behavioral health services to children from~~
32 ~~prenatal stages through age 25. This work shall focus on the~~
33 ~~development of services and supports that deliver clinically-~~
34 ~~effective outcomes for children and families and identify safeguards~~
35 ~~for "in-person," "audio-video," and "audio only" modes. The review~~
36 ~~conducted by the institute shall include the collection and analysis~~
37 ~~of data about clinical efficacy of behavioral health services and~~
38 ~~supports through virtual modes and methods for determining and~~
39 ~~maximizing the health benefits of the different modes. The authority~~

1 shall submit data required for this research to the behavioral health
2 institute in accordance with federal and state laws regarding client
3 protected information. The department shall submit the following
4 reports to the office of financial management and the appropriate
5 committees of the legislature:

6 (a) A preliminary report on the 2022 workplan by December 31,
7 2021;

8 (b) An initial report with recommendations for standards of care
9 and best practices for behavioral health services by June 30, 2022;
10 and

11 (c) A final report with additional refined recommendations and a
12 research agenda and proposed budget for fiscal year 2024 and beyond
13 by December 31, 2022.

14 (~~((61))~~) (62) The authority must claim the enhanced federal
15 medical assistance participation rate for home and community-based
16 services offered under section 9817 of the American rescue plan act
17 of 2021 (ARPA). Appropriations made that constitute supplementation
18 of home and community-based services as defined in section 9817 of
19 ARPA are listed in LEAP omnibus document HCBS-2021.

20 (~~((62))~~) (63) \$150,000 of the general fund—federal appropriation
21 is provided solely for training of behavioral health consumer
22 advocates. Beginning in July 2022, the authority must enter into a
23 memorandum of understanding with the department of commerce to
24 provide support for training of behavioral health consumer advocates
25 pursuant to Engrossed Second Substitute House Bill No. 1086
26 (behavioral health consumers).

27 (~~((63))~~) (64) \$5,000,000 of the general fund—federal
28 appropriation is provided solely for the authority to maintain
29 funding for grants to law enforcement assisted diversion programs
30 outside of King county established pursuant to chapter 314, Laws of
31 2019 (SSB 5380). By December 1, 2023, the authority, in coordination
32 with the law enforcement assisted diversion national support bureau,
33 must collect information and submit a report to the office of
34 financial management and the appropriate committees of the
35 legislature on the grant program including a description of the
36 program model or models used and the number, demographic information,
37 and measurable outcomes of the individuals served with the funding
38 provided under this subsection.

1 ~~((64))~~ (65) \$250,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$250,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the
4 authority to contract with a statewide mental health nonprofit
5 organization that provides free community and school-based mental
6 health education and support programs for consumers and families. The
7 contractor must use this funding to provide access to programs
8 tailored to peers living with mental illness as well as family
9 members of people with mental illness and the community at large.
10 Services provided by the contracted program shall include education,
11 support, and assistance to reduce isolation and help consumers and
12 families understand the services available in their communities.

13 ~~((65))~~ (66) \$13,374,000 of the general fund—state appropriation
14 for fiscal year 2022, ~~((12,474,000))~~ \$15,474,000 of the general fund
15 —state appropriation for fiscal year 2023, and ~~((12,731,000))~~
16 \$13,743,000 of the general fund—federal appropriation are provided
17 solely for increasing local behavioral health mobile crisis response
18 team capacity and ensuring each region has at least one adult and one
19 children and youth mobile crisis team that is able to respond to
20 calls coming into the 988 crisis hotline.

21 (a) In prioritizing this funding, the health care authority shall
22 assure that a minimum of six new children and youth mobile crisis
23 teams are created and that there is one children and youth mobile
24 crisis team in each region by the end of fiscal year 2022.

25 (b) In implementing funding for adult and youth mobile crisis
26 response teams, the authority must establish standards in contracts
27 with managed care organizations and behavioral health administrative
28 services organizations for the services provided by these teams.

29 (c) Of these amounts, \$3,000,000 of the general fund—state
30 appropriation for fiscal year 2023 and \$1,012,000 of the general fund
31 —federal appropriation are provided solely to increase capacity for
32 mobile crisis services in King county. These amounts must supplement
33 and not supplant funding to the county previously allocated by the
34 authority under this subsection.

35 ~~((66) \$42,987,000)~~ (67) \$29,674,000 of the general fund—state
36 appropriation for fiscal year 2022, \$57,253,000 of the general fund—
37 state appropriation for fiscal year 2023, and ~~((80,040,000))~~
38 \$66,158,000 of the general fund—federal appropriation are provided
39 solely for the department to contract with community hospitals or

1 freestanding evaluation and treatment centers to provide long-term
2 inpatient care beds as defined in RCW 71.24.025. Within these
3 amounts, the authority must meet the requirements for reimbursing
4 counties for the judicial services for patients being served in these
5 settings in accordance with RCW 71.05.730. The authority must
6 coordinate with the department of social and health services in
7 developing the contract requirements, selecting contractors, and
8 establishing processes for identifying patients that will be admitted
9 to these facilities. Of the amounts in this subsection, sufficient
10 amounts are provided in fiscal year 2022 and fiscal year 2023 for the
11 authority to reimburse community hospitals and nonhospital
12 residential treatment centers serving clients in long-term inpatient
13 care beds as defined in RCW 71.24.025 as follows:

14 (a) For a hospital licensed under chapter 70.41 RCW that requires
15 a hospital specific medicaid inpatient psychiatric per diem payment
16 rate for long-term civil commitment patients because the hospital has
17 completed a medicare cost report, the authority shall analyze the
18 most recent medicare cost report of the hospital after a minimum of
19 200 medicaid inpatient psychiatric days. The authority shall
20 establish the inpatient psychiatric per diem payment rate for long-
21 term civil commitment patients for the hospital at 100 percent of the
22 allowable cost of care, based on the most recent medicare cost report
23 of the hospital.

24 (b) For a hospital licensed under chapter 70.41 RCW that has not
25 completed a medicare cost report with more than 200 medicaid
26 inpatient psychiatric days, the authority shall establish the
27 medicaid inpatient psychiatric per diem payment rate for long-term
28 civil commitment patients for the hospital at the higher of the
29 hospital's current medicaid inpatient psychiatric rate; or the
30 annually updated statewide average of the medicaid inpatient
31 psychiatric per diem payment rate of all acute care hospitals
32 licensed under chapter 70.41 RCW providing long-term civil commitment
33 services.

34 (c) For a hospital licensed under chapter 71.12 RCW and currently
35 providing long-term civil commitment services, the authority shall
36 establish the medicaid inpatient psychiatric per diem payment rate at
37 \$940 plus adjustments that may be needed to capture costs associated
38 with long-term psychiatric patients that are not allowable on the
39 medicare cost report or reimbursed separately. The hospital may
40 provide the authority with supplemental data to be considered and

1 used to make appropriate adjustments to the medicaid inpatient
2 psychiatric per diem payment rate of the hospital. Adjustment of
3 costs may include:

4 (i) Costs associated with professional services and fees not
5 accounted for in the hospital's medicare cost report or reimbursed
6 separately;

7 (ii) Costs associated with the hospital providing the long-term
8 psychiatric patient access to involuntary treatment court services
9 that are not reimbursed separately; and

10 (iii) Other costs associated with caring for long-term
11 psychiatric patients that are not reimbursed separately.

12 (d) For a hospital licensed under chapter 71.12 RCW that requires
13 an initial medicaid inpatient psychiatric per diem payment rate for
14 long-term civil commitment services because it has not yet completed
15 a medicare cost report, the authority shall establish the medicaid
16 inpatient psychiatric per diem payment rate at the higher of:

17 (i) The hospital's current medicaid inpatient psychiatric rate;
18 or

19 (ii) The annually updated statewide average of the medicaid long-
20 term inpatient psychiatric per diem payment rate of all freestanding
21 psychiatric hospitals licensed under chapter 71.12 RCW providing
22 long-term civil commitment services.

23 (e) For nonhospital residential treatment centers certified to
24 provide long-term inpatient care beds as defined in RCW 71.24.025,
25 the authority shall increase the fiscal year 2021 rate by three
26 percent each year of the biennium.

27 (f) Beginning in fiscal year 2023, provider payments for vacant
28 bed days shall not exceed six percent of their annual contracted bed
29 days.

30 (g) The legislature intends to recognize the additional costs
31 associated with student teaching related to long-term civil
32 commitment patients to be provided in a new teaching hospital
33 expected to open during the 2023-2025 fiscal biennium.

34 (h) The authority, in coordination with the department of social
35 and health services, the office of the governor, the office of
36 financial management, and representatives from medicaid managed care
37 organizations, behavioral health administrative service
38 organizations, and community providers, must develop and implement a
39 plan to continue the expansion of civil community long-term inpatient
40 capacity. The plan shall identify gaps and barriers in the current

1 array of community long-term inpatient beds in serving higher need
2 individuals including those committed to a state hospital pursuant to
3 the dismissal of criminal charges and a civil evaluation ordered
4 under RCW 10.77.086 or 10.77.088. The plan shall identify strategies
5 to overcome these barriers including, but not limited to, potential
6 rate enhancements for high needs clients. The authority must submit
7 its implementation plan to the office of financial management and the
8 appropriate fiscal committees of the legislature by December 1, 2021,
9 and submit a status update on the implementation plan by October 15,
10 2022.

11 ~~((67))~~ (68)(a) \$31,000,000 of the ~~((general fund federal~~
12 ~~appropriation (CSFRF))~~ coronavirus state fiscal recovery fund—
13 federal appropriation is provided on a one-time basis solely for the
14 authority to provide assistance payments to behavioral health
15 providers serving medicaid and state-funded clients. In prioritizing
16 the allocation of this funding, the authority must take the following
17 into account:

18 (i) The differential impact the pandemic has had on different
19 types of providers;

20 (ii) Other state and federal relief funds providers have received
21 or are eligible to apply for; and

22 (iii) Equitable distribution of assistance including
23 consideration of geographic location and providers serving members of
24 historically disadvantaged communities.

25 (b) To be eligible for assistance, the behavioral health
26 providers must:

27 (i) Have experienced lost revenue or increased expenses that are
28 a result of the COVID-19 public health emergency;

29 (ii) Self-attest that the lost revenue or expenses are not funded
30 by any other government or private entity;

31 (iii) Agree to operate in accordance with the requirements of
32 applicable federal, state, and local public health guidance and
33 directives; and

34 (iv) Agree to comply with federal guidance on the use of
35 coronavirus state and local fiscal recovery funds.

36 (c) Provider assistance is subject to the availability of amounts
37 provided in this subsection.

38 ~~((68))~~ (69)(a) \$375,000 of the general fund—state appropriation
39 for fiscal year ~~((2021))~~ 2022 and \$375,000 of the general fund—state

1 appropriation for fiscal year ((2022)) 2023 are provided solely for a
2 one-time grant to Island county to fund a pilot program to improve
3 behavioral health outcomes for young people in rural communities. In
4 administering the pilot program, Island county shall coordinate with
5 school districts, community groups, and health care providers to
6 increase access to behavioral health programs for children and youth
7 aged birth to 24 years of age. The grant funds shall be used to
8 coordinate and expand behavioral health services. The grant funding
9 must not be used to supplant funding from existing programs. No more
10 than 10 percent of the funds may be used for administrative costs
11 incurred by Island county in administering the program. Services that
12 may be provided with the grant funding include, but are not limited
13 to:

14 (i) Support for children and youth with significant behavioral
15 health needs to address learning loss caused by COVID-19 and remote
16 learning;

17 (ii) School based behavioral health education, assessment, and
18 brief treatment;

19 (iii) Screening and referral of children and youth to long-term
20 treatment services;

21 (iv) Behavioral health supports provided by community agencies
22 serving youth year-round;

23 (v) Expansion of mental health first aid, a program designed to
24 prepare adults who regularly interact with youth for how to help
25 people in both crisis and noncrisis mental health situations;

26 (vi) Peer support services; and

27 (vii) Compensation for the incurred costs of clinical supervisors
28 and internships.

29 (b) The authority, in coordination with Island county, must
30 submit the following reports to the legislature:

31 (i) By December 1, 2022, a report summarizing how the funding was
32 used and providing the number of children and youth served by the
33 pilot during fiscal year 2022; and

34 (ii) By December 1, 2023, a report summarizing how the funding
35 was used and providing the number of children and youth served by the
36 pilot during fiscal year 2023.

37 ((+69)) (70) State general fund appropriations in this section
38 and in sections 219 and 221 of this act are made to address the harms
39 caused to the state and its citizens by the opioid epidemic, and

1 these include appropriations of \$13,466,000 attributable to the
2 settlement in *State v. McKinsey & Co., Inc.*

3 ~~((70))~~ (71) \$260,000 of the general fund—state appropriation
4 for fiscal year 2022, \$3,028,000 of the general fund—state
5 appropriation for fiscal year 2023, and \$3,028,000 of the general
6 fund—federal appropriation are provided solely for the authority to
7 contract for a twelve bed children's long-term inpatient program
8 facility specializing in the provision of habilitative mental health
9 services for children and youth with intellectual or developmental
10 disabilities who have intensive behavioral health support needs. The
11 authority must provide a report to the office of financial management
12 and the appropriate committees of the legislature providing data on
13 the demand and utilization of this facility by June 30, 2023.

14 ~~((71))~~ (72) \$300,000 of the general fund—state appropriation
15 for fiscal year 2022 and \$300,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for the
17 authority to continue the University of Washington's project
18 extension for community health care outcomes (ECHO) for:

19 (a) Telecommunication consultation with local physicians to
20 discuss medications appropriate to patients who have developmental
21 disabilities and behavioral issues; and

22 (b) Training to both behavioral health and developmental
23 disabilities professionals to support individuals with both
24 developmental disabilities and behavioral health needs.

25 ~~((72))~~ (73) No more than ~~((\$1,535,000))~~ \$1,991,000 of the
26 general fund—federal appropriation and ~~((\$810,000))~~ \$1,147,000 of the
27 general fund—local appropriation may be expended for supported
28 housing and employment services described in initiative 3a and 3b of
29 the medicaid transformation demonstration waiver under healthier
30 Washington. Under this initiative, the authority and the department
31 of social and health services shall ensure that allowable and
32 necessary services are provided to eligible clients as identified by
33 the authority or its providers or third party administrator. The
34 department and the authority in consultation with the medicaid
35 forecast work group, shall ensure that reasonable reimbursements are
36 established for services deemed necessary within an identified limit
37 per individual. The authority shall not increase general fund—state
38 expenditures under this initiative. The secretary in collaboration
39 with the director of the authority shall report to the joint select

1 committee on health care oversight no less than quarterly on
2 financial and health outcomes. The secretary in cooperation with the
3 director shall also report to the fiscal committees of the
4 legislature all of the expenditures of this subsection and shall
5 provide such fiscal data in the time, manner, and form requested by
6 the legislative fiscal committees.

7 ~~((73))~~ (74) \$396,000 of the general fund—state appropriation
8 for fiscal year 2022, \$329,000 of the general fund—state
9 appropriation for fiscal year 2023, and \$3,153,000 of the general
10 fund—federal appropriation are provided solely to support the
11 administrative costs associated with the application and
12 implementation of a federal waiver allowing for full federal
13 participation in mental health treatment facilities identified as
14 institutions of mental diseases.

15 ~~((74))~~ (75)(a) \$150,000 of the general fund—state appropriation
16 for fiscal year 2022 is provided solely for the authority to convene
17 a work group to develop a recommended teaching clinic enhancement
18 rate for behavioral health agencies training and supervising students
19 and those seeking their certification or license. This work should
20 include: Developing standards for classifying a behavioral health
21 agency as a teaching clinic; a cost methodology to determine a
22 teaching clinic enhancement rate; and a timeline for implementation.
23 The work group must include representatives from:

- 24 (i) The department of health;
- 25 (ii) The office of the governor;
- 26 (iii) The Washington workforce training and education board;
- 27 (iv) The Washington council for behavioral health;
- 28 (v) Licensed and certified behavioral health agencies; and
- 29 (vi) Higher education institutions.

30 (b) By October 15, 2021, the health care authority must submit a
31 report of the work group's recommendations to the governor and the
32 appropriate committees of the legislature.

33 ~~((75))~~ (76) \$343,000 of the general fund—state appropriation
34 for fiscal year 2022, \$344,000 of the general fund—state
35 appropriation for fiscal year 2023, and \$687,000 of the general fund—
36 federal appropriation are provided solely for increasing services to
37 pregnant and parenting women provided through the parent child
38 assistance program.

1 ~~((76))~~ (77) \$130,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$130,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for
4 maintaining and increasing the capabilities of a tool to track
5 medication assisted treatment provider capacity.

6 ~~((77))~~ (78) \$500,000 of the general fund—state appropriation
7 for fiscal year 2022 and \$500,000 of the general fund—state
8 appropriation for fiscal year 2023 are provided solely for grants to
9 support substance use disorder family navigators across the state.

10 ~~((78))~~ (79) \$125,000 of the general fund—state appropriation
11 for fiscal year 2022 and \$125,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely for grants to
13 support recovery cafes across the state.

14 ~~((79))~~ (80) \$69,000 of the general fund—state appropriation for
15 fiscal year 2022, \$63,000 of the general fund—state appropriation for
16 fiscal year 2023, and \$198,000 of the general fund—federal
17 appropriation are provided solely for the implementation of Engrossed
18 Second Substitute Senate Bill No. 5071 (civil commitment transition).

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

21 ~~(80))~~ (81) \$200,000 of the general fund—state appropriation for
22 fiscal year 2022, \$195,000 of the general fund—state appropriation
23 for fiscal year 2023, and \$755,000 of the general fund—federal
24 appropriation are provided solely for a grant program to award
25 funding to fire departments in the state of Washington to implement
26 safe station pilot programs. Programs that combine the safe station
27 approach with fire department mobile integrated health programs such
28 as the community assistance referral and education services program
29 under RCW 35.21.930 are encouraged. Certified substance use disorder
30 peer specialists may be employed in a safe station pilot program if
31 the authority determines that a plan is in place to provide
32 appropriate levels of supervision and technical support. Safe station
33 pilot programs shall collaborate with behavioral health
34 administrative services organizations, local crisis providers, and
35 other stakeholders to develop a streamlined process for referring
36 safe station clients to the appropriate level of care. Funding for
37 pilot programs under this subsection shall be used for new or
38 expanded programs and may not be used to supplant existing funding.

1 ~~((81))~~ (82) \$71,000 of the general fund—state appropriation for
2 fiscal year 2022, \$66,000 of the general fund—state appropriation for
3 fiscal year 2023, and \$136,000 of the general fund—federal
4 appropriation are provided solely for the implementation of Second
5 Substitute Senate Bill No. 5195 (opioid overdose medication). ~~((If~~
6 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
7 ~~this subsection shall lapse.~~

8 ~~(82))~~ (83) \$150,000 of the general fund—state appropriation for
9 fiscal year 2022 is provided solely for the authority to evaluate
10 options for a medicaid waiver to provide respite care for youth with
11 behavioral health challenges while avoiding adverse impacts with
12 respite waivers at the department of social and health services
13 developmental disabilities administration and the department of
14 children, youth, and families.

15 ~~((83))~~ (84) \$2,000,000 of the general fund—federal
16 appropriation is provided solely for grants to law enforcement and
17 other first responders to include a mental health professional on the
18 team of personnel responding to emergencies.

19 ~~((84))~~ (85) \$375,000 of the general fund—state appropriation
20 for fiscal year 2022 and \$375,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for a grant to
22 the city of Arlington in partnership with the North County regional
23 fire authority for a mobile integrated health pilot project. The
24 project shall provide mobile integrated health services for residents
25 who cannot navigate resources through typical methods through brief
26 therapeutic intervention, biopsychosocial assessment and referral,
27 and community care coordination.

28 ~~((85))~~ (86) \$26,000 of the general fund—state appropriation for
29 fiscal year 2022, \$26,000 of the general fund—state appropriation for
30 fiscal year 2023, and \$48,000 of the general fund—federal
31 appropriation are provided solely for the implementation of Engrossed
32 Substitute House Bill No. 1196 (audio only telemedicine). ~~((If~~
33 ~~the bill is not enacted by June 30, 2021, the amounts provided in this~~
34 ~~subsection shall lapse.~~

35 ~~(86))~~ (87) \$400,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$400,000 of the general fund—state appropriation
37 for fiscal year 2023 are provided solely for the implementation of
38 Substitute Senate Bill No. 5073 (involuntary commitment). ~~((If~~
~~the~~

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

3 ~~(87) \$2,834,000))~~ (88) \$349,000 of the general fund—state
4 appropriation for fiscal year 2022, \$1,849,999 of the general fund—
5 state appropriation for fiscal year 2023, and ((\$1,813,000)) \$942,000
6 of the general fund—federal appropriation are provided solely for the
7 authority to contract for services at two distinct 16 bed programs in
8 a facility located in Clark county to provide long-term inpatient
9 care beds as defined in RCW 71.24.025. The beds must be used to
10 provide treatment services for individuals who have been
11 involuntarily committed to long-term inpatient treatment pursuant to
12 the dismissal of criminal charges and a civil evaluation ordered
13 under RCW 10.77.086 or 10.77.088. The authority, in coordination with
14 the department of social and health services, must develop and
15 implement a protocol to assess the risk of patients being considered
16 for placement in this facility and determine whether the level of
17 security and treatment services is appropriate to meet the patient's
18 needs. The department must submit a report to the office of financial
19 management and the appropriate committees of the legislature by
20 December 1, 2022, providing a description of the protocol and a
21 status update on progress toward opening the new facility.

22 (89) \$189,000 of the general fund—state appropriation for fiscal
23 year 2022, \$1,619,000 of the general fund—state appropriation for
24 fiscal year 2023, and \$1,809,000 of the general fund—federal
25 appropriation are provided solely for health information technology
26 necessary to amend the medicaid transformation waiver and are subject
27 to the conditions, limitations, and review requirements of section
28 701 of this act.

29 (90) \$250,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$956,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for wraparound with intensive
32 services for youth ineligible for medicaid as outlined in the
33 settlement agreement under *AGC v. Washington State Health Care*
34 *Authority*, Thurston county superior court no. 21-2-00479-34.

35 (91) \$38,230,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$18,188,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for claims for
38 services rendered to medicaid eligible clients admitted to
39 institutions of mental disease that were determined to be unallowable

1 for federal reimbursement due to medicaid's institutions for mental
2 disease exclusion rules. Of these amounts, \$19,938,000 of the general
3 fund—state appropriation for fiscal year 2022 is provided solely for
4 belated claims for services that were rendered prior to fiscal year
5 2022.

6 (92) \$5,010,000 of the general fund—state appropriation for
7 fiscal year 2023 and \$990,000 of the general fund—federal
8 appropriation are provided solely for the authority, in coordination
9 with the department of health, to contract with syringe service
10 programs and other service settings assisting people with substance
11 use disorders to: Prevent and respond to overdoses; provide other
12 harm reduction services and supplies, including but not limited to
13 distributing naloxone, fentanyl, and other drug testing supplies; and
14 for expanding contingency management services. The authority is
15 encouraged to use these funds to leverage federal funding for this
16 purpose to expand buying power. The authority should prioritize funds
17 for naloxone distribution for programs or settings that are least
18 likely to be able to bill medicaid.

19 (93) \$2,382,000 of the general fund—state appropriation for
20 fiscal year 2023 and \$6,438,000 of the general fund—federal
21 appropriation are provided solely for a transition to bundled payment
22 arrangement methodology for opioid treatment providers. Within these
23 amounts, providers will receive a rate increase through the new
24 methodology and the authority must direct medicaid managed care
25 organizations, to the extent allowed under federal medicaid law, to
26 adopt a value based bundled payment methodology in contracts with
27 opioid treatment providers. This increase is effective January 1,
28 2023.

29 (94) \$2,387,000 of the general fund—state appropriation for
30 fiscal year 2023 is provided solely to support the creation of a
31 bridge period for individuals also enrolled in the foundational
32 community supports initiative who are transitioning from benefits
33 under RCW 74.04.805 due to increased income or other changes in
34 eligibility. The authority, department of social and health services,
35 and department of commerce shall collaborate on this effort.

36 (95) \$1,574,000 of the general fund—state appropriation for
37 fiscal year 2023 is provided solely for the authority to contract
38 with a program to provide medical respite care for individuals with
39 behavioral health needs. The program must serve individuals with

1 significant behavioral health needs and medical issues who do not
2 require hospitalization but are unable to provide adequate self-care
3 for their medical conditions. The program must prioritize services to
4 individuals with complex medical and behavioral health issues who are
5 homeless or who were recently discharged from a hospital setting. The
6 services must meet quality standards and best practices developed by
7 the national health care for the homeless council and may include,
8 but are not limited to, medical oversight and health education; care
9 transitions; and discharge planning to and from primary care,
10 inpatient hospital, emergency rooms, and supportive housing. In
11 selecting the contractor, the authority must prioritize projects that
12 demonstrate the active involvement of an established medical provider
13 that is able to leverage federal medicaid funding in the provision of
14 these services. The authority must work with the medicaid managed
15 care organizations to encourage their participation and assist the
16 plans and the contractor in identifying mechanisms for appropriate
17 use of medicaid reimbursement in this setting.

18 (96) \$2,110,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely to create a regional landlord
20 liaison program which provides financial and other support to
21 landlords who are willing to rent to tenants with behavioral health
22 needs using rental assistance to mitigate damages that are not
23 attributable to normal wear and tear that may be caused by tenants.

24 (97) \$490,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely to create a master leasing incentive
26 program with specific emphasis on *Trueblood* programs. The authority
27 shall also create a toolkit for use by landlords serving special
28 populations. The authority and department of commerce shall
29 collaborate on this effort.

30 (98) \$664,000 of the general fund—state appropriation for fiscal
31 year 2023 and \$154,000 of the general fund—federal appropriation are
32 provided solely for the authority to contract for three regional
33 behavioral health mobile crisis response teams focused on supported
34 housing to prevent individuals with behavioral health conditions at
35 high risk of losing housing from becoming homeless, identify and
36 prioritize serving the most vulnerable people experiencing
37 homelessness, and increase alternative housing options to include
38 short-term alternatives which may temporarily deescalate situations
39 where there is high risk of a household from becoming homeless.

1 (99) \$6,027,000 of the general fund—state appropriation for
2 fiscal year 2023 and \$2,009,000 of the general fund—federal
3 appropriation are provided solely to create and expand access to no
4 barrier, and low-barrier programs using a housing first model
5 designed to assist and stabilize housing supports for adults with
6 behavioral health conditions. Housing supports and services shall be
7 made available with no requirement for treatment for their behavioral
8 health condition and must be individualized to the needs of the
9 individual. The authority and department of commerce shall
10 collaborate on this effort. The authority and department of commerce
11 shall collaborate on this effort and must submit a preliminary report
12 to the office of financial management and the appropriate committees
13 of the legislature by December 31, 2022.

14 (100) \$775,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely to create a bridge program and implement
16 strategies to reduce instances where an individual leaves a state
17 operated behavioral or private behavioral health facility directly
18 into homelessness. The authority must prioritize this funding for
19 individuals being discharged from state operated behavioral health
20 facilities.

21 (101) \$200,000 of the general fund—state appropriation for fiscal
22 year 2022, \$200,000 of the general fund—state appropriation for
23 fiscal year 2023, and \$400,000 of the general fund—federal
24 appropriation are provided solely for the authority to contract for a
25 behavioral health comparison rate study. The study must be conducted
26 to examine provider resources involved in developing individual
27 covered behavioral health services and to establish benchmark payment
28 rates that reflect the reasonable and necessary costs associated with
29 the delivery of behavioral health services. The study must include an
30 evaluation of actual medicaid managed care organization payment rates
31 to the benchmark rates and summarize the results of this evaluation.
32 The study must be conducted in a manner so that the benchmark
33 comparison rates are incorporated into a full behavioral health fee
34 schedule that can be used for assessing the costs associated with
35 expansion of services, rate increases, and medicaid managed care plan
36 state directed payments. The authority must provide a preliminary
37 report on the study to the office of financial management and the
38 appropriate committees of the legislature by December 1, 2022.

1 (102) \$382,000 of the general fund—state appropriation for fiscal
2 year 2023 and \$254,000 of the general fund—federal appropriation are
3 provided solely for the authority, in collaboration with the
4 department of social and health services research and data analysis
5 division, to implement community behavioral health service data into
6 the existing executive management information system. Of these
7 amounts, \$288,000 of the general fund—state appropriation for fiscal
8 year 2023 and \$192,000 of the general fund—federal appropriation are
9 provided solely for the authority to reimburse the research and data
10 analysis division for staff costs associated with this project. The
11 data elements shall be incorporated into the monthly executive
12 management information system reports on a phased-in basis, allowing
13 for elements which are readily available to be incorporated in the
14 initial phase, and elements which require further definition and data
15 collection changes to be incorporated in a later phase. The authority
16 must collaborate with the research and data analysis division to
17 ensure data elements are clearly defined and must include
18 requirements in medicaid managed care organization and behavioral
19 health administrative services organization contracts to provide the
20 data in a consistent and timely manner for inclusion into the system.
21 The community behavioral health executive management system
22 information data elements must include, but are not limited to:
23 Psychiatric inpatient bed days; evaluation and treatment center bed
24 days; long-term involuntary community psychiatric inpatient bed days;
25 children's long-term inpatient bed days; substance use disorder
26 inpatient, residential, withdrawal evaluation and management, and
27 secure withdrawal evaluation and management bed days; crisis triage
28 and stabilization services bed days; mental health residential bed
29 days; mental health and substance use disorder outpatient treatment
30 services; opioid substitution and medication assisted treatment
31 services; program of assertive treatment team services; wraparound
32 with intensive services; mobile outreach crisis services; recovery
33 navigator team services; foundational community supports housing and
34 employment services; projects for assistance in transition from
35 homelessness services; housing and recovery through peer services;
36 other housing services administered by the authority; mental health
37 and substance use disorder peer services; designated crisis responder
38 investigations and outcomes; involuntary commitment hearings and
39 outcomes; pregnant and parenting women case management services; and

1 single bed certifications and no available bed reports. Wherever
2 possible and practical, the data must include historical monthly
3 counts and shall be broken out to distinguish services to medicaid
4 and nonmedicaid individuals and children and adults. The authority
5 and the research and data analysis division must consult with the
6 office of financial management and staff from the fiscal committees
7 of the legislature on the development and implementation of the
8 community behavioral health data elements.

9 (103) \$300,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for the authority to contract with a
11 consultant to develop a Washington state behavioral health service
12 delivery guide. The guide must include, but is not limited to,
13 information on the service modalities, facilities, and providers that
14 make up Washington's behavioral health delivery system. The authority
15 must consult with behavioral health stakeholders and is permitted to
16 enter into a data sharing agreement necessary to facilitate the
17 production of the guide. The authority must publish the guide for the
18 public and submit the guide to the office of financial management and
19 the appropriate committees of the legislature by December 1, 2023.

20 (104) \$100,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for the authority to conduct a study on
22 involuntary treatment access barriers related to transportation
23 issues. The study must assess: Challenges ambulance companies and
24 emergency responders have in billing medicaid for involuntary
25 transportation services; whether current transportation rates are a
26 barrier to access and if so what type of increase is needed to
27 address this; and the possibility of creating a specialized type of
28 involuntary transportation provider. The authority must also modify
29 the current unavailable detention facilities report to identify
30 whether the reason a bed was not available was due to: Transportation
31 issues; all beds being full at the facility; staffing shortages;
32 inability of facilities with available beds to meet the behavioral
33 needs of the patient; inability of facilities with available beds to
34 meet the medical needs of the patient; or other specified reasons.
35 The authority must submit a report to the office of financial
36 management and the appropriate committees of the legislature with
37 findings and recommendations from the study by December 31, 2022.

38 (105) \$763,000 of the general fund—state appropriation for fiscal
39 year 2023 and \$199,000 of the general fund—federal appropriation are

1 provided solely for implementing two psychiatric outreach to the
2 homeless projects established in section 5(2), chapter 311, Laws of
3 2021 (ESB 5476). One of the sites must be located in eastern
4 Washington and one of the sites must be located in western
5 Washington.

6 (106) \$5,000,000 of the general fund—state appropriation for
7 fiscal year 2023 is provided solely for the authority to increase
8 contracts for recovery navigator services established in chapter 311,
9 Laws of 2021 (ESB 5476). Of these amounts:

10 (a) \$2,000,000 must be allocated to increase funding for recovery
11 navigator services in King, Pierce, and Snohomish counties. These
12 amounts must supplement and not supplant funding allocated, pursuant
13 to section 22(1), chapter 311, Laws of 2021, to the regional
14 behavioral health administrative services organizations serving those
15 counties; and

16 (b) \$3,000,000 must be allocated to increase funding for all of
17 the regional behavioral health administrative services organizations
18 proportionate to their current allocation of funding pursuant to
19 section 22(1), chapter 311, Laws of 2021.

20 (107) \$5,213,000 of the general fund—state appropriation for
21 fiscal year 2023 is provided solely for the authority to support
22 efforts by counties and cities to implement local response teams. Of
23 these amounts:

24 (a) \$3,000,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for the authority to provide a grant to
26 the association of Washington cities to assist cities with the costs
27 of implementing alternative response teams. This funding must be used
28 to reimburse cities for documented costs associated with creating
29 coresponder teams within different alternative diversion models
30 including law enforcement assisted diversion programs, community
31 assistance referral and education programs, and as part of mobile
32 crisis teams. Cities are encouraged to partner with each other to
33 create a regional response model. In awarding these funds, the
34 association must prioritize applicants with demonstrated capacity for
35 facility-based crisis triage and stabilization services. The
36 association and authority must collect and report information
37 regarding the number of facility-based crisis stabilization and
38 triage beds available in the locations receiving funding through this
39 subsection and submit a report to the office of financial management

1 and the appropriate committees of the legislature with this
2 information by December 1, 2022.

3 (b) \$2,213,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for Whatcom county to establish an
5 alternative response base station. Within these amounts: \$1,477,000
6 is provided solely for facility renovation and equipment; \$149,000 is
7 provided solely for acquisition of an alternative response transport
8 vehicle; and \$587,000 is provided for operating expenses, including
9 personnel, maintenance, and utility expenses.

10 (108) \$42,000,000 of the general fund—state appropriation for
11 fiscal year 2023 and \$58,000,000 of the coronavirus state fiscal
12 recovery fund—federal appropriation are provided solely for, on a
13 one-time basis, the authority to address behavioral health treatment
14 access issues resulting from workforce shortages and impacts of the
15 COVID-19 public health emergency. This funding must be used to
16 provide one-time assistance payments to nonhospital-based community
17 behavioral health treatment providers that serve medicaid eligible
18 individuals. The authority shall distribute funding under this
19 subsection no later than July 1, 2022. The authority must distribute
20 funding in accordance with the following requirements:

21 (a) The authority must enter into appropriate agreements with
22 recipients to ensure that this stabilization funding is used for
23 purposes of this subsection.

24 (b) Allocation methodologies must be administratively efficient
25 and based on previous medicaid utilization, modeled after prior
26 nongrant-based allocations, so that funding can be distributed more
27 timely than through grant or application-based allocations.

28 (c) Providers must use the funding for immediate workforce
29 retention and recruitment needs or costs incurred due to the COVID-19
30 public health emergency.

31 (d) Up to 10 percent of a provider's allocation may be used for
32 one-time efforts to modernize behavioral health agencies' information
33 system infrastructure or other improvements to workplace conditions,
34 with the explicit goal of assisting with workforce retention and
35 recruitment. Eligible investments include, but are not limited to,
36 modernization and capacity building of electronic health records,
37 claims and billing systems, human resources data systems, and data
38 storage and data exchange systems.

1 (e) By March 31, 2023, the authority must submit a report to the
2 office of financial management and the appropriate committees of the
3 legislature that includes detail on how the funds were used for the
4 purposes established in (c) and (d) of this subsection.

5 (109) \$500,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the authority to contract with the
7 University of Washington addictions, drug, and alcohol institute.
8 This funding must be used to develop, refine, and pilot a new,
9 advanced, evidence-based training for law enforcement to improve
10 interactions with individuals who use drugs. The training must be
11 developed so it can be adapted and used statewide to decrease
12 stigmatizing beliefs among law enforcement through positive contact
13 with people who use drugs and improve officer well-being and
14 effectiveness by providing skills and techniques to address the drug
15 overdose epidemic. The institute must develop and refine this
16 training, leveraging prior work, and in partnership with a steering
17 committee that includes people with lived or living experience of
18 substance use disorder and criminal legal involvement, researchers,
19 clinicians, law enforcement officers, and others. The training must
20 complement, but not duplicate, existing curricula already provided by
21 the criminal justice training commission. The institute must pilot
22 the advanced training in a subset of regional law enforcement
23 agencies and evaluate its acceptability and feasibility through
24 participant interviews and pretraining and posttraining ratings of
25 stigmatizing beliefs. The institute must incorporate feedback from
26 the pilot training sessions into a final training program that it
27 must make available to law enforcement agencies across the state.

28 (110) \$300,000 of the general fund—state appropriation for fiscal
29 year 2023 and \$300,000 of the general fund—federal appropriation are
30 provided on a one-time basis solely for the authority to explore the
31 development and implementation of a sustainable, alternative payment
32 model for comprehensive community behavioral health services. The
33 study must identify options and considerations for implementing the
34 certified community behavioral health clinic model within Washington
35 state; provide actuarial analysis on the costs for implementing these
36 options, including opportunities for leveraging federal funding; and
37 develop recommendations to the legislature on a pathway for statewide
38 implementation. Funding must be used to secure actuarial expertise;
39 conduct research into national data and other state models, including

1 obtaining resources and expertise from the national council for
2 mental well-being CCBHC success center; and engage stakeholders,
3 including representatives of licensed community behavioral health
4 agencies and medicaid managed care organizations, in the process. The
5 authority must provide a preliminary report to the office of
6 financial management and the appropriate committees of the
7 legislature with findings, recommendations, and preliminary cost
8 estimates by December 31, 2022.

9 (111) \$60,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided on a one-time basis solely for the authority to
11 provide a grant to develop an integrative cultural healing model to
12 be implemented and managed by the Confederated Tribes of the Colville
13 Reservation. For the purposes of this subsection, "integrative
14 cultural healing model" means a behavioral health model developed for
15 and by tribal and urban-based Native American partners in eastern
16 Washington. Grant funds must be used for staff costs for implementing
17 the model; acquisition of cultural tools, materials, and other group
18 facilitation supplies; securing access to outdoor environments in
19 traditional places of gathering foods, medicines, and materials;
20 salaries for training time; and stipends, travel, and mileage
21 reimbursement to support the participation of local elders or
22 knowledge keepers.

23 (112) \$1,135,000 of the general fund—state appropriation for
24 fiscal year 2023 and \$568,000 of the general fund—federal
25 appropriation are provided solely to develop and operate a 16-bed
26 substance use disorder inpatient facility in Grays Harbor county that
27 specializes in treating pregnant and parenting women using a family
28 preservation model. The authority must contract for these services
29 through behavioral health entities in a manner that allows leveraging
30 of federal medicaid funds to pay for a portion of the costs. The
31 authority must consult with the department of children, youth, and
32 families in the implementation of this funding. The facility must
33 allow families to reside together while a parent is receiving
34 treatment. Of these amounts, \$568,000 may be used for documented
35 startup costs including the recruitment, hiring, and training of
36 staff.

37 (113) \$150,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided on a one-time basis solely for the authority to
39 provide a grant to the city of Snoqualmie to pilot behavioral health

1 emergency response and coordination services through a regional
2 behavioral health coordinator. The regional behavioral health
3 coordinator shall be a licensed mental health or substance use
4 disorder professional who works directly with and accompanies law
5 enforcement officers and fire and rescue first responders to help
6 respond to crises involving persons with behavioral health needs. The
7 coordinator shall plan, implement, and coordinate services related to
8 crisis response and social service needs with the city of Snoqualmie,
9 the city of North Bend, the Snoqualmie police and fire departments,
10 and the eastside fire and rescue agency serving North Bend, and local
11 community services, school districts, hospitals, and crisis response
12 systems provided by King county for the region. The coordinator shall
13 support the social services needs identified through police and fire
14 response in the lower Snoqualmie valley and serve as a liaison
15 between law enforcement, first responders, and persons accessing or
16 requesting emergency services with social service needs. The
17 authority shall collect information on the pilot project and, in
18 coordination with the city of Snoqualmie, must submit a report to the
19 office of financial management and the appropriate committees of the
20 legislature by December 31, 2023, summarizing the services provided
21 through the grant funds and identifying recommendations on how to
22 implement effective, integrated, coordinated behavioral health
23 emergency response and community care services. The authority must
24 also provide the report to the criminal justice training commission,
25 the Washington association of sheriffs and police chiefs, and the
26 Washington fire commissioners association.

27 (114) \$50,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided on a one-time basis solely for the authority to
29 conduct a study and provide data regarding challenges to receiving
30 behavioral health services in rural communities. The study by the
31 authority must review timely access to behavioral health services in
32 rural areas including: (a) Designated crisis responder response
33 times; (b) the availability of behavioral health inpatient and
34 outpatient services; (c) wait times for hospital beds; and (d) the
35 availability of adult and youth mobile crisis teams. The study must
36 include recommendations on strategies to improve access to behavioral
37 health services in rural areas in the short-term as the state works
38 to develop and implement the recommendations of the crisis response
39 improvement strategy committee established in chapter 302, Laws of
40 2021. The authority must submit a report to the office of financial

1 management and the appropriate committees of the legislature with a
2 summary of the data, findings, and recommendations by December 1,
3 2022.

4 (115) \$250,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for the authority to contract for
6 services with a statewide recovery community organization. The
7 authority must award this funding to an organization that: (a) Has
8 experience building the capacity of the recovery community to advance
9 substance use recovery and mental health wellness by catalyzing
10 public understanding and shaping public policy; (b) is led and
11 governed by representatives of local communities of recovery; (c)
12 centers the voices of people with lived experience who are touched by
13 addiction and mental health challenges, and harnesses the power of
14 story to drive change in the mental health and addiction treatment
15 systems; and (d) provides free community education, skills trainings,
16 events, and a conference in order to increase the understanding of
17 issues around behavioral health and recovery. Services provided by
18 the contracted program must include education, support, and
19 assistance to increase connection of the recovery community, recovery
20 capital, and knowledge about recovery and mental health resources. In
21 conducting this work, the contractor must engage diverse individuals
22 in recovery, impacted families, and providers from all regions of the
23 state and leverage the assistance of affiliated groups and
24 organizations. The organization must also prioritize diversity,
25 equity, and justice in their work to eradicate health disparities of
26 marginalized communities.

27 (116) \$500,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for the authority to provide a one-time
29 grant to a nonprofit organization to establish a program to provide
30 pro bono counseling and behavioral health services to uninsured
31 individuals with incomes below 300 percent of the federal poverty
32 level. The grantee must have experience in leveraging local and
33 philanthropic funding to coordinate pro bono health care services
34 within Washington. The authority must provide the funding pursuant to
35 an appropriate agreement for documented capacity-building to begin
36 providing pro bono counseling and behavioral health services no later
37 than April 1, 2023. The agreement must require the grantee to seek,
38 document, and report to the authority on efforts to leverage local,
39 federal, or philanthropic funding to provide sustained operational
40 support for the program.

1 (117) \$2,148,000 of the general fund—state appropriation for
2 fiscal year 2023 and \$499,000 of the general fund—federal
3 appropriation are provided solely for the authority to contract for
4 youth inpatient navigator services in four regions of the state. The
5 services must be provided through clinical response teams that
6 receive referrals for children and youth inpatient services and
7 manage a process to coordinate placements and alternative community
8 treatment plans. Of these amounts, \$445,000 of the general fund—state
9 appropriation and \$79,000 of the general fund—federal appropriation
10 are provided solely to contract for services through an existing
11 program located in Pierce county.

12 (118) \$1,500,000 of the general fund—state appropriation for
13 fiscal year 2023 is provided solely for a contract with a licensed
14 youth residential psychiatric substance abuse and mental health
15 agency located in Clark and Spokane counties for reopening evaluation
16 and treatment units, increasing staff capacity, treating patients
17 with cooccurring substance use and acute mental health disorders, and
18 expanding outpatient services for young adults ages 18 through 24.

19 (119) \$4,377,000 of the general fund—state appropriation for
20 fiscal year 2023 and \$919,000 of the general fund—federal
21 appropriation are provided solely for implementation of Substitute
22 House Bill No. 1773 (assisted outpatient treatment). If the bill is
23 not enacted by June 30, 2022, the amounts provided in this subsection
24 shall lapse.

25 (120) \$257,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for implementation of Substitute House
27 Bill No. 1800 (behavioral health/minors). If the bill is not enacted
28 by June 30, 2022, the amount provided in this subsection shall lapse.

29 (121) \$115,000 of the general fund—state appropriation for fiscal
30 year 2023 and \$218,000 of the general fund—federal appropriation are
31 provided solely for implementation of Second Substitute House Bill
32 No. 1860 (behavioral health discharge). If the bill is not enacted by
33 June 30, 2022, the amounts provided in this subsection shall lapse.

34 (122) \$1,596,000 of the general fund—state appropriation for
35 fiscal year 2023 and \$684,000 of the general fund—federal
36 appropriation are provided solely for implementation of Second
37 Substitute House Bill No. 1865 (certified peer specialists). If the
38 bill is not enacted by June 30, 2022, the amounts provided in this
39 subsection shall lapse.

1 (123) \$563,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the children and youth behavioral
3 health work group to consider and develop longer term strategies and
4 recommendations regarding the delivery of behavioral health services
5 for children, transitioning youth, and their caregivers and meet the
6 requirements of Second Substitute House Bill No. 1890 (children
7 behavioral health).

8 (124) \$427,000 of the general fund—state appropriation for fiscal
9 year 2023 and \$183,000 of the general fund—federal appropriation are
10 provided solely for implementation of Second Substitute House Bill
11 No. 1905 (homelessness/youth discharge). If the bill is not enacted
12 by June 30, 2022, the amounts provided in this subsection shall
13 lapse.

14 (125) \$759,000 of the general fund—state appropriation for fiscal
15 year 2023 and \$759,000 of the general fund—federal appropriation are
16 provided solely for the authority to extend continuous eligibility
17 for apple health to children ages zero to six with income at or below
18 215 percent of the federal poverty level. The centers for medicare
19 and medicaid services must approve the 1115 medicaid waiver prior to
20 the implementation of this policy.

21 (126) \$1,000,000 of the general fund—state appropriation for
22 fiscal year 2023 is provided solely to increase contingency
23 management resources in accordance with chapter 311, Laws of 2021
24 (ESB 5476).

25 **Sec. 216.** 2021 c 334 s 216 (uncodified) is amended to read as
26 follows:

27 **FOR THE HUMAN RIGHTS COMMISSION**

28	General Fund—State Appropriation (FY 2022)	((\$2,946,000))
29		<u>\$3,214,000</u>
30	General Fund—State Appropriation (FY 2023)	((\$2,966,000))
31		<u>\$3,535,000</u>
32	General Fund—Federal Appropriation.	((\$2,572,000))
33		<u>\$2,642,000</u>
34	TOTAL APPROPRIATION.	((\$8,484,000))
35		<u>\$9,391,000</u>

36 The appropriations in this section are subject to the following
37 conditions and limitations: \$1,000 of the general fund—state
38 appropriation for fiscal year 2022 and \$1,000 of the general fund—

1 state appropriation for fiscal year 2023 are provided solely for the
2 implementation of Senate Bill No. 5027 (television closed captions).
3 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
4 ~~in this subsection shall lapse.~~)

5 **Sec. 217.** 2021 c 334 s 217 (uncodified) is amended to read as
6 follows:

7 **FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS**

8 Worker and Community Right to Know Fund—State

9	Appropriation.	\$10,000
10	Accident Account—State Appropriation.	(\$24,093,000)
11		<u>\$24,735,000</u>
12	Medical Aid Account—State Appropriation.	(\$24,090,000)
13		<u>\$24,733,000</u>
14	TOTAL APPROPRIATION.	(\$48,193,000)
15		<u>\$49,478,000</u>

16 The appropriations in this section are subject to the following
17 conditions and limitations: \$12,000 of the accident account—state
18 appropriation and \$10,000 of the medical aid account—state
19 appropriation are provided solely for the implementation of Engrossed
20 Substitute House Bill No. 1097 (worker safety pandemic response).
21 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
22 ~~in this subsection shall lapse.~~)

23 **Sec. 218.** 2021 c 334 s 218 (uncodified) is amended to read as
24 follows:

25 **FOR THE CRIMINAL JUSTICE TRAINING COMMISSION**

26	General Fund—State Appropriation (FY 2022).	(\$34,677,000)
27		<u>\$38,833,000</u>
28	General Fund—State Appropriation (FY 2023).	(\$34,509,000)
29		<u>\$44,779,000</u>
30	General Fund—Private/Local Appropriation.	(\$5,961,000)
31		<u>\$8,013,000</u>
32	Death Investigations Account—State Appropriation.	(\$1,216,000)
33		<u>\$1,598,000</u>
34	Municipal Criminal Justice Assistance Account—State	
35	Appropriation.	\$460,000
36	Washington Auto Theft Prevention Authority Account—	
37	State Appropriation.	\$7,167,000

1 Washington Internet Crimes Against Children Account—

2	<u>State Appropriation.</u>	<u>\$2,270,000</u>
3	24/7 Sobriety Account—State Appropriation.	\$20,000
4	TOTAL APPROPRIATION.	(\$84,010,000)
5		<u>\$103,140,000</u>

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

8 (1) \$5,000,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$5,000,000 of the general fund—state appropriation for
10 fiscal year 2023, are provided to the Washington association of
11 sheriffs and police chiefs solely to verify the address and residency
12 of registered sex offenders and kidnapping offenders under RCW
13 9A.44.130.

14 (2) ~~(\$1,504,000)~~ \$3,393,000 of the general fund—state
15 appropriation for fiscal year 2022 and ~~(\$1,513,000)~~ \$5,317,000 of
16 the general fund—state appropriation for fiscal year 2023 are
17 provided solely for 75 percent of the costs of providing ~~(five)~~
18 nine and one-half additional statewide basic law enforcement
19 trainings in (each) fiscal year 2022 and 13.5 additional statewide
20 basic law enforcement trainings in fiscal year 2023. The criminal
21 justice training commission must schedule its funded classes to
22 minimize wait times throughout each fiscal year and meet statutory
23 wait time requirements. The criminal justice training commission must
24 track and report the average wait time for students at the beginning
25 of each class and provide the findings in an annual report to the
26 legislature due in December of each year. At least three classes must
27 be held in Spokane each year.

28 (3) The criminal justice training commission may not run a basic
29 law enforcement academy class of fewer than 30 students.

30 (4) ~~(\$429,000 of the general fund—state appropriation for fiscal~~
31 ~~year 2022 and \$429,000 of the general fund—state appropriation for~~
32 ~~fiscal year 2023 are provided solely for expenditure into the~~
33 ~~nonappropriated Washington internet crimes against children account)~~
34 \$2,270,000 of the Washington internet crimes against children account
35 —state appropriation is provided solely for the implementation of
36 chapter 84, Laws of 2015.

37 (5) ~~(\$5,000,000)~~ \$4,000,000 of the general fund—state
38 appropriation for fiscal year 2022 and ~~(\$5,000,000)~~ \$4,000,000 of
39 the general fund—state appropriation for fiscal year 2023 are

1 provided solely for the mental health field response team program
2 administered by the Washington association of sheriffs and police
3 chiefs. The association must distribute \$7,000,000 in grants to the
4 phase one and phase two regions as outlined in the settlement
5 agreement under *Trueblood, et. al. v. Department of Social and Health*
6 *Services, et. al.*, U.S. District Court-Western District, Cause No.
7 14-cv-01178-MJP. The association must submit an annual report to the
8 Governor and appropriate committees of the legislature by September
9 1st of each year of the biennium. The report shall include best
10 practice recommendations on law enforcement and behavioral health
11 field response and include outcome measures on all grants awarded.

12 (6) \$899,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$899,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for crisis intervention training
15 for the phase one regions as outlined in the settlement agreement
16 under *Trueblood, et. al. v. Department of Social and Health Services,*
17 *et. al.*, U.S. District Court-Western District, Cause No. 14-cv-01178-
18 MJP.

19 (7) (~~(\$1,216,000)~~) \$1,598,000 of the death investigations account
20 —state appropriation is provided solely for the commission to provide
21 240 hours of medicolegal forensic investigation training to coroners
22 and medical examiners to meet the recommendations of the national
23 commission on forensic science for certification and accreditation.

24 (8) \$13,000 of the general fund—state appropriation for fiscal
25 year 2022, \$26,000 of the general fund—state appropriation for fiscal
26 year 2023, and \$12,000 of the general fund—local appropriation are
27 provided solely for an increase in vendor rates on the daily meals
28 provided to basic law enforcement academy recruits during their
29 training.

30 (9) (a) \$200,000 of the general fund—state appropriation for
31 fiscal year 2022 and \$200,000 of the general fund—state appropriation
32 for fiscal year 2023 are provided solely to implement chapter 378,
33 Laws of 2019 (alternatives to arrest/jail).

34 (b) \$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 evaluation of grant-funded
37 programs under chapter 378, Laws of 2019 (alternatives to arrest/
38 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

1 fiscal year 2023 are provided solely for the implementation of
2 Substitute House Bill No. 1088 (impeachment disclosures). (~~If the~~
3 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
4 ~~subsection shall lapse.~~)

5 (20) \$269,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$261,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the implementation of House
8 Bill No. 1001 (law enforcement professional development). (~~If the~~
9 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
10 ~~subsection shall lapse.~~)

11 (21) \$25,000 of the general fund—state appropriation for fiscal
12 year 2022 is provided solely for the implementation of Engrossed
13 Substitute House Bill No. 1054 (peace officer tactics and equipment).
14 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
15 ~~this subsection shall lapse.~~)

16 (22) \$40,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$40,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the implementation of
19 Engrossed Second Substitute House Bill No. 1310 (use of force). (~~If~~
20 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
21 ~~this subsection shall lapse.~~)

22 (23) \$25,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$25,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the implementation of
25 Engrossed Substitute House Bill No. 1109 (victims of sexual assault).
26 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
27 ~~in this subsection shall lapse.~~)

28 (24) \$150,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely to the criminal justice training
30 commission to support an instructor to teach a model use of force and
31 deescalation tactics training to local peace officers across the
32 state. The goal is to establish and disseminate a standard use of
33 force training program that is uniform throughout the state for
34 currently employed peace officers.

35 (25) \$291,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely to the criminal justice training
37 commission to provide training to limited authority Washington peace
38 officers as defined in RCW 10.93.020(6).

1 (a) For fiscal year 2023, the criminal justice training
2 commission must admit up to 30 limited authority Washington peace
3 officers to the basic law enforcement academy from among officers of
4 the Washington state gambling commission, Washington state liquor and
5 cannabis board, Washington state parks and recreation commission,
6 department of natural resources, and office of insurance
7 commissioner. Allocation of the training slots among the agencies
8 must be based on the earliest application date to the commission for
9 attendance to the basic law enforcement academy. Training does not
10 need to commence within six months of employment. Each limited
11 authority Washington law enforcement agency shall reimburse the
12 commission for the actual cost of training its officers.

13 (b) For fiscal year 2023, the criminal justice training
14 commission must admit up to 30 limited authority Washington peace
15 officers to the basic law enforcement equivalency academy from among
16 officers of the Washington state gambling commission, Washington
17 state liquor and cannabis board, Washington state parks and
18 recreation commission, department of natural resources, and office of
19 insurance commissioner. Allocation of the training slots among the
20 agencies must be based on the earliest application date to the
21 commission for attendance to the basic law enforcement equivalency
22 academy. Training does not need to commence within six months of
23 employment. Each limited authority Washington law enforcement agency
24 shall reimburse the criminal justice training commission for the
25 actual cost of training its officers.

26 (26) \$2,500,000 of the general fund—state appropriation for
27 fiscal year 2023 is provided solely for the criminal justice training
28 commission to provide funding to local law enforcement agencies to
29 support law enforcement wellness programs. Of these amounts:

30 (a) \$1,500,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for grants to local law enforcement
32 agencies for the purpose of establishing officer wellness programs.
33 Grants provided under this subsection may be used for, but not
34 limited to building resilience, injury prevention, peer support
35 programs, physical fitness, proper nutrition, stress management,
36 suicide prevention, and physical or behavioral health services. The
37 Washington association of sheriffs and police chiefs shall work in
38 consultation with a member from the Washington state fraternal order
39 of police and the Washington council of police and sheriffs on the
40 development of the grant program.

1 (b) \$1,000,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the Washington association of
3 sheriffs and police chiefs to establish and coordinate an online or
4 mobile-based application for any Washington law enforcement officer,
5 911 operator or dispatcher, and any other current or retired employee
6 of a Washington law enforcement agency, and their families, to
7 anonymously access on-demand wellness techniques, suicide prevention,
8 resilience, physical fitness, nutrition, and other behavioral health
9 and wellness supports.

10 (27) \$100,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for body camera grant funding to local
12 law enforcement agencies.

13 (a) The Washington association of sheriffs and police chiefs
14 shall develop and implement a body-worn camera grant program. The
15 purpose of the program is to assist law enforcement agencies to
16 establish and expand body-worn camera programs.

17 (b) Law enforcement agencies may use the grants for: (i) The
18 initial purchase, maintenance, and replacement of body-worn cameras;
19 (ii) ongoing costs related to the maintenance and storage of data
20 recorded by body-worn cameras; (iii) costs associated with public
21 records requests for body-worn camera footage; and (iv) hiring of
22 personnel necessary to operate a body-worn camera program.

23 (c) The Washington association of sheriffs and police chiefs
24 shall develop and implement a grant application process and review
25 applications from agencies based on locally developed proposals to
26 establish or expand body-worn camera programs.

27 (d) Law enforcement agencies that are awarded grants must:

28 (i) Comply with the provisions of chapter 10.109 RCW;

29 (ii) Demonstrate the ability to redact body-worn camera footage
30 consistent with RCW 42.56.240 and other applicable provisions;

31 (iii) Provide training to officers who will wear body-worn
32 cameras and other personnel associated with implementation of the
33 body-worn camera program; and

34 (iv) Agree to comply with any data collection and reporting
35 requirements that are established by the Washington association of
36 sheriffs and police chiefs.

37 (e) The Washington association of sheriffs and police chiefs must
38 submit an annual report regarding the grant program to the governor
39 and appropriate committees of the legislature by December 1st of each

1 year the program is funded. The report must be submitted in
2 compliance with RCW 43.01.036.

3 **Sec. 219.** 2021 c 334 s 219 (uncodified) is amended to read as
4 follows:

5 **FOR THE OFFICE OF INDEPENDENT INVESTIGATIONS**

6	General Fund—State Appropriation (FY 2022)	((\$7,063,000))
7		<u>\$8,487,000</u>
8	General Fund—State Appropriation (FY 2023)	((\$12,657,000))
9		<u>\$15,621,000</u>
10	TOTAL APPROPRIATION.	((\$19,720,000))
11		<u>\$24,108,000</u>

12 The appropriations in this section are subject to the following
13 conditions and limitations: The appropriations in this section are
14 provided solely for the implementation of Engrossed Substitute House
15 Bill No. 1267 (establishing an office of independent investigations),
16 to create an office within the office of the governor for the
17 purposes of investigating deadly force incidents involving peace
18 officers. ((If the bill is not enacted by June 30, 2021, the amounts
19 provided in this subsection shall lapse.))

20 **Sec. 220.** 2021 c 334 s 220 (uncodified) is amended to read as
21 follows:

22 **FOR THE DEPARTMENT OF LABOR AND INDUSTRIES**

23	General Fund—State Appropriation (FY 2022)	((\$13,752,000))
24		<u>\$11,967,000</u>
25	General Fund—State Appropriation (FY 2023)	((\$15,492,000))
26		<u>\$20,288,000</u>
27	General Fund—Federal Appropriation.	((\$11,876,000))
28		<u>\$20,839,000</u>
29	Asbestos Account—State Appropriation.	((\$573,000))
30		<u>\$589,000</u>
31	Electrical License Account—State Appropriation.	((\$56,707,000))
32		<u>\$58,295,000</u>
33	Farm Labor Contractor Account—State Appropriation.	\$28,000
34	Worker and Community Right to Know Fund—State	
35	Appropriation.	((\$1,000,000))
36		<u>\$1,038,000</u>
37	Construction Registration Inspection Account—State	

1	Appropriation.	((\$28,947,000))
2		<u>\$29,710,000</u>
3	Public Works Administration Account—State	
4	Appropriation.	((\$9,352,000))
5		<u>\$11,213,000</u>
6	Manufactured Home Installation Training Account—	
7	State Appropriation.	((\$395,000))
8		<u>\$413,000</u>
9	Accident Account—State Appropriation.	((\$366,060,000))
10		<u>\$378,295,000</u>
11	Accident Account—Federal Appropriation.	((\$16,047,000))
12		<u>\$16,061,000</u>
13	Medical Aid Account—State Appropriation.	((\$366,663,000))
14		<u>\$375,848,000</u>
15	Medical Aid Account—Federal Appropriation.	((\$3,608,000))
16		<u>\$3,614,000</u>
17	Plumbing Certificate Account—State Appropriation.	((\$3,316,000))
18		<u>\$3,414,000</u>
19	Pressure Systems Safety Account—State Appropriation.	((\$4,582,000))
20		<u>\$4,712,000</u>
21	TOTAL APPROPRIATION.	((\$898,398,000))
22		<u>\$936,324,000</u>

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

25 (1) ((~~\$8,551,000~~)) \$5,247,000 of the accident account—state
26 appropriation and ((~~\$8,551,000~~)) \$5,247,000 of the medical aid
27 account—state appropriation are provided solely for the labor and
28 industries workers' compensation information system replacement
29 project. This subsection is subject to the conditions, limitations,
30 and review provided in section 701 of this act. The department must:

31 (a) Submit a report by August 1, 2021, on the quantifiable
32 deliverables accomplished in fiscal years 2020 and 2021 and the
33 amount spent by each deliverable in each of the following
34 subprojects:

- 35 (i) Business readiness;
- 36 (ii) Change readiness;
- 37 (iii) Commercial off the shelf procurement;
- 38 (iv) Customer access;
- 39 (v) Program foundations;

1 (vi) Independent assessment; and

2 (vii) In total by fiscal year;

3 (b) Submit quarterly data within 30 calendar days of the end of
4 each quarter, effective July 1, 2021, on:

5 (i) All of the quantifiable deliverables accomplished by
6 subprojects identified in (a)(i) through (vi) of this subsection and
7 in total and the associated expenditures by each deliverable by
8 fiscal month;

9 (ii) The contract full time equivalent charged by subprojects
10 identified in (a)(i) through (vi) of this subsection, and in total,
11 compared to the budget spending plan by month for each contracted
12 vendor and what the ensuing contract equivalent budget spending plan
13 by subprojects identified in (a)(i) through (vi) of this subsection,
14 and in total, assumes by fiscal month;

15 (iii) The performance metrics by subprojects identified in (a)(i)
16 through (vi) of this subsection, and in total, that are currently
17 used, including monthly performance data; and

18 (iv) The risks identified independently by at least the quality
19 assurance vendor and the office of the chief information officer, and
20 how the project:

21 (A) Has mitigated each risk; and

22 (B) Is working to mitigate each risk, and when it will be
23 mitigated;

24 (c) Submit the reports in (a) and (b) of this subsection to
25 fiscal and policy committees of the legislature; and

26 (d) Receive an additional gated project sign off by the office of
27 financial management, effective September 1, 2021. Prior to spending
28 any project funding in this subsection each quarter, there is an
29 additional gate of approval required for this project. The director
30 of financial management must agree that the (~~reporting data provided~~
31 ~~each quarter~~) project shows accountability, effective and
32 appropriate use of the funding, and that risks are being mitigated to
33 the spending and sign off on the spending for the ensuing quarter.

34 (2) \$250,000 of the medical aid account—state appropriation and
35 \$250,000 of the accident account—state appropriation are provided
36 solely for the department of labor and industries safety and health
37 assessment and research for prevention program to conduct research to
38 address the high injury rates of the janitorial workforce. The
39 research must quantify the physical demands of common janitorial work
40 tasks and assess the safety and health needs of janitorial workers.

1 The research must also identify potential risk factors associated
2 with increased risk of injury in the janitorial workforce and measure
3 workload based on the strain janitorial work tasks place on janitors'
4 bodies. The department must conduct interviews with janitors and
5 their employers to collect information on risk factors, identify the
6 tools, technologies, and methodologies used to complete work, and
7 understand the safety culture and climate of the industry. The
8 department must produce annual progress reports through the year 2022
9 or until the tools are fully developed and deployed. The annual
10 progress report must be submitted to the governor and legislature by
11 December 1st of each year such report is due.

12 (3) \$258,000 of the accident account—state appropriation and
13 \$258,000 of the medical aid account—state appropriation are provided
14 solely for the department of labor and industries safety and health
15 assessment research for prevention program to conduct research to
16 prevent the types of work-related injuries that require immediate
17 hospitalization. The department will develop and maintain a tracking
18 system to identify and respond to all immediate in-patient
19 hospitalizations and will examine incidents in defined high-priority
20 areas, as determined from historical data and public priorities. The
21 research must identify and characterize hazardous situations and
22 contributing factors using epidemiological, safety-engineering, and
23 human factors/ergonomics methods. The research must also identify
24 common factors in certain types of workplace injuries that lead to
25 hospitalization. The department must submit a report to the governor
26 and appropriate legislative committees by August 30, 2021, and
27 annually thereafter, summarizing work-related immediate
28 hospitalizations and prevention opportunities, actions that employers
29 and workers can take to make workplaces safer, and ways to avoid
30 severe injuries.

31 (4) (a) \$2,000,000 of the general fund—state appropriation for
32 fiscal year 2022 and \$2,000,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for grants to
34 promote workforce development in aerospace and aerospace related
35 supply chain industries by: Expanding the number of registered
36 apprenticeships, preapprenticeships, and aerospace-related programs;
37 and providing support for registered apprenticeships or programs in
38 aerospace and aerospace-related supply chain industries.

39 (b) Grants awarded under this section may be used for:

1 (i) Equipment upgrades or new equipment purchases for training
2 purposes;

3 (ii) New training space and lab locations to support capacity
4 needs and expansion of training to veterans and veteran spouses, and
5 underserved populations;

6 (iii) Curriculum development and instructor training for industry
7 experts;

8 (iv) Tuition assistance for degrees in engineering and high-
9 demand degrees that support the aerospace industry; and

10 (v) Funding to increase capacity and availability of child care
11 options for shift work schedules.

12 (c) An entity is eligible to receive a grant under this
13 subsection if it is a nonprofit, nongovernmental, or institution of
14 higher education that provides training opportunities, including
15 apprenticeships, preapprenticeships, preemployment training,
16 aerospace-related degree programs, or incumbent worker training to
17 prepare workers for the aerospace and aerospace-related supply chain
18 industries.

19 (d) The department may use up to 5 percent of these funds for
20 administration of these grants.

21 (5) \$3,632,000 of the accident account—state appropriation and
22 \$876,000 of the medical aid account—state appropriation are provided
23 solely for the creation of an agriculture compliance unit within the
24 division of occupational safety and health. The compliance unit will
25 perform compliance inspections and provide bilingual outreach to
26 agricultural workers and employers.

27 (6) \$2,849,000 of the construction registration inspection
28 account—state appropriation, \$152,000 of the accident account—state
29 appropriation, and \$31,000 of the medical aid account—state
30 appropriation are provided solely for the conveyance management
31 system replacement project and are subject to the conditions,
32 limitations, and review provided in section 701 of this act.

33 (7) (~~(\$4,380,000)~~) (a) \$4,044,000 of the medical aid account—
34 state appropriation is provided solely for the implementation of the
35 provider credentialing system project and is subject to the
36 conditions, limitations, and review provided in section 701 of this
37 act.

1 (b) \$336,000 of the medical aid account—state appropriation is
2 provided solely for the maintenance and operation of the provider
3 credentialing project.

4 (8) \$530,000 of the accident account—state appropriation and
5 \$94,000 of the medical aid account—state appropriation are provided
6 solely for the department to conduct infectious disease rule making
7 to ensure the state has general guidelines to follow in the case of
8 an infectious disease outbreak and to provide education and outreach.

9 (9) \$334,000 of the accident account—state appropriation and
10 \$60,000 of the medical aid account—state appropriation are provided
11 for the maintenance and operating costs of the isolated worker
12 protection information technology project.

13 (10) \$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 the department to analyze
16 patients who are maintained on chronic opioids. The department must
17 submit a report of its findings to the governor and the appropriate
18 committees of the legislature no later than October 1, 2023. The
19 report shall include analysis of patient data, describing the
20 characteristics of patients who are maintained on chronic opioids and
21 their clinical needs, and a preliminary evaluation of potential
22 interventions to improve care and reduce harms in this population.

23 (11) \$100,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$50,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for a grant to an organization
26 in Pierce county experienced in providing peer-to-peer training, in
27 order to develop and implement a program aimed at reducing workplace
28 sexual harassment in the agricultural sector, with the following
29 deliverables:

30 (a) Peer-to-peer training and evaluation of sexual harassment
31 training curriculum; and

32 (b) The building of a statewide network of peer trainers as
33 farmworker leaders whose primary purpose is to prevent workplace
34 sexual harassment and assault through leadership, education, and
35 other tools.

36 (12) \$150,000 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 a work group to investigate
39 how to make Washington's industrial insurance system easier to access

1 for employers and hiring entities to provide industrial insurance
2 coverage for domestic workers.

3 (a) Domestic workers include, but are not limited to:
4 Housecleaners, nannies, gardeners, and day laborers, including but
5 not limited to those who may perform maintenance or repair work in or
6 about the private home of the employer or hiring entity.

7 (b) The work group shall make recommendations to the governor and
8 appropriate legislative committees on legislative, regulatory, or
9 other changes that would make the industrial insurance system easier
10 for day laborers and their employers to access. This work group will
11 also explore the possible role of intermediary nonprofit
12 organizations that assist and refer domestic workers and day
13 laborers.

14 (c) The work group shall be comprised of the following
15 representatives, to be appointed by the governor by July 1, 2021:

16 (i) Two representatives who are directly impacted domestic
17 workers who work for private home employers or hiring entities;

18 (ii) Two representatives who are directly impacted day laborers
19 who work for private home employers or hiring entities;

20 (iii) Two representatives from unions, workers' centers, or
21 intermediary nonprofit organizations that assist and/or refer such
22 directly impacted workers;

23 (iv) Two employer or hiring entity representatives who directly
24 employ or hire single domestic workers in private homes;

25 (v) One employer or hiring entity representative who directly
26 employs or hires day laborers in a private home;

27 (vi) One representative from a nonprofit organization that
28 educates and organizes household employers; and

29 (vii) Representatives from the department, serving in an ex
30 officio capacity.

31 (d) The department shall convene the work group by August 1,
32 2021, and shall meet at least once every two months and may meet
33 remotely in order to accommodate the involvement of domestic worker
34 and day laborer representatives.

35 (e) The work group shall deliver its report and recommendations
36 to the governor and the appropriate committees of the legislature no
37 later than November 4, 2022.

38 (13) \$237,000 of the accident account—state appropriation and
39 \$184,000 of the medical aid account—state appropriation are provided
40 solely for costs associated with the implementation of Engrossed

1 Substitute Senate Bill No. 5115 (health emergency/labor). (~~If the~~
2 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
3 ~~subsection shall lapse.~~)

4 (14) (~~(\$825,000)~~) \$1,228,000 of the accident account—state
5 appropriation and (~~(\$620,000)~~) \$217,000 of the medical aid account—
6 state appropriation are provided solely for costs associated with the
7 implementation of Engrossed Substitute Senate Bill No. 5172
8 (agricultural overtime). (~~If the bill is not enacted by June 30,~~
9 ~~2021, the amounts provided in this subsection shall lapse.~~)

10 (15) \$760,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$1,393,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the implementation of Second
13 Substitute Senate Bill No. 5183 (nonfatal strangulation). (~~If the~~
14 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
15 ~~subsection shall lapse.~~)

16 (16) \$367,000 of the accident account—state appropriation and
17 \$366,000 of the medical aid account—state appropriation are provided
18 solely for the implementation of Engrossed Substitute Senate Bill No.
19 5190 (health care workers/benefits). (~~If the bill is not enacted by~~
20 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

21 (17) \$1,626,000 of the accident account—state appropriation and
22 \$288,000 of the medical aid account—state appropriation are provided
23 solely for the purpose of providing a temporary 7.5 percent increase
24 to the base rate of pay for the compliance field positions in the
25 following job classifications: Safety and health specialist 3, safety
26 and health specialist 4, industrial hygienist 3, and industrial
27 hygienist 4, who are responsible for inspections, investigations, and
28 enforcement related to the COVID-19 pandemic, not including
29 consultation staff within these classifications. The increase shall
30 be effective July 1, 2021, until June 30, 2023. Expenditure of the
31 amount provided for this purpose is contingent upon execution of an
32 appropriate memorandum of understanding between the governor or the
33 governor's designee and the exclusive bargaining representative,
34 consistent with the terms of this subsection.

35 (18) \$298,000 of the accident account—state appropriation and
36 \$53,000 of the medical aid account—state appropriation are provided
37 solely for the implementation of Engrossed Substitute House Bill No.
38 1097 (increasing worker protections). (~~If the bill is not enacted by~~
39 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

1 (19) \$1,360,000 of the accident account—state appropriation and
2 \$240,000 of the medical aid account—state appropriation are provided
3 solely for the department of labor and industries, in coordination
4 with the Washington state apprenticeship training council, to
5 establish behavioral health apprenticeship programs. The behavioral
6 health apprenticeship programs shall be administered by the
7 Washington state apprenticeship training council. The amounts
8 provided in this subsection must be used to compensate behavioral
9 health providers for the incurred operating costs associated with the
10 apprenticeship program, including apprentice compensation, staff
11 support and supervision of apprentices, development of on-the-job
12 training catalogs for apprentices, and provider incentives for
13 implementing a behavioral health apprenticeship program. In awarding
14 this funding, special preference must be given to small or rural
15 behavioral health providers and those that serve higher percentages
16 of individuals from black, indigenous, and people of color
17 communities.

18 (20) \$65,000 of the accident account—state appropriation and
19 \$66,000 of the medical aid account—state appropriation are provided
20 solely for the implementation of Substitute House Bill No. 1455
21 (social security/L&I & ESD). ~~((If the bill is not enacted by June 30,~~
22 ~~2021, the amounts provided in this subsection shall lapse.))~~

23 (21) \$584,000 of the accident account—state appropriation and
24 \$584,000 of the medical aid account—state appropriation are provided
25 solely for costs associated with staff overtime affiliated with the
26 state emergency operations center. Prior to utilizing these funds,
27 the department of labor and industries must collaborate with the
28 military department to determine if any overtime costs may be
29 eligible for reimbursement from the federal emergency management
30 agency.

31 (22) \$961,000 of the accident account—state appropriation and
32 \$169,000 of the medical aid account—state appropriation are provided
33 solely for enhancements to the apprenticeship registration and
34 tracking computer system to align data collection with federal
35 regulations and to create functionality that allows for web-based
36 document uploading. This project is subject to the conditions,
37 limitations, and review provided in section 701 of this act.

38 (23) \$350,000 of the accident account—state appropriation and
39 \$350,000 of the medical aid account—state appropriation are provided

1 solely for the completion of the licensing and certification
2 administrators IT project to meet the implementation requirements of
3 chapter 277, Laws of 2020 (SHB 2409). This project is subject to the
4 conditions, limitations, and review provided in section 701 of this
5 act.

6 (24) \$897,000 of the medical aid account—state appropriation is
7 provided solely to cover the overhead rent costs to increase the
8 number of labor and industry vocational specialists embedded in
9 WorkSource offices and to implement a comprehensive quality-assurance
10 team to ensure the continuous improvement of vocational services for
11 injured workers through the workers' compensation program.

12 (25) \$821,000 of the public works administration account—state
13 appropriation is provided solely to expand capacity to investigate
14 and enforce prevailing-wage complaints.

15 (26) \$794,000 of the public works administration account—state
16 appropriation is provided solely for planning and requirements
17 gathering to make system improvements to the prevailing wage program
18 information technology system. Of the amount in this subsection,
19 \$300,000 is for two permanent information technology developers to
20 maintain the system. This project is subject to the conditions,
21 limitations, and review provided in section 701 of this act.

22 (27) \$2,500,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely to create and administer a grant
24 program intended to modernize the technology and remote learning
25 infrastructure within existing state registered apprenticeship
26 programs. Grant applications must include a plan to sustain the
27 investment over time. Up to five percent of the total within this
28 subsection can be used to cover administrative expenses.

29 (28) \$4,000,000 of the general fund—state appropriation for
30 fiscal year 2023 is provided solely to create and administer a grant
31 program intended to upgrade apprenticeship program equipment to
32 better replicate conditions on the job during the training of
33 apprentices. The grant program is limited to state registered
34 apprenticeship programs. Up to five percent of the total within this
35 subsection can be used to cover administrative expenses.

36 (29) \$205,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely to start conducting a four-year
38 retention study of state registered apprentices. The study shall
39 include the collection of data from all apprentices three months into

1 their apprenticeship to understand challenges and barriers they face
2 towards program participation. The aggregate data by trade must be
3 displayed on a publicly available dashboard. Study data must be
4 provided with apprenticeship coordinators to implement an early
5 response to connect apprentices with needed supports. The department
6 shall submit an annual report to the governor and appropriate
7 legislative committees beginning June 30, 2023.

8 (30) \$2,726,000 of the accident account—state appropriation and
9 \$482,000 of the medical aid account—state appropriation are provided
10 solely for implementation of Engrossed Second Substitute House Bill
11 No. 1868 (health care staffing). If the bill is not enacted by June
12 30, 2022, the amounts provided in this subsection shall lapse.

13 (31) \$454,000 of the general fund—state appropriation for fiscal
14 year 2023 is provided solely for implementation of Substitute House
15 Bill No. 1988 (clean tech. tax deferrals). If the bill is not enacted
16 by June 30, 2022, the amount provided in this subsection shall lapse.

17 (32) \$6,000,000 of the driver resource center fund
18 nonappropriated account—state appropriation, \$313,000 of the accident
19 account—state appropriation, and \$57,000 of the medical aid account—
20 state appropriation are provided solely for implementation of
21 Substitute House Bill No. 2076 (transp. network companies). If the
22 bill is not enacted by June 30, 2022, the amounts provided in this
23 subsection shall lapse.

24 **Sec. 221.** 2021 c 334 s 221 (uncodified) is amended to read as
25 follows:

26 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**

27 (1) The appropriations in this section are subject to the
28 following conditions and limitations:

29 (a) The department of veterans affairs shall not initiate any
30 services that will require expenditure of state general fund moneys
31 unless expressly authorized in this act or other law. The department
32 may seek, receive, and spend, under RCW 43.79.260 through 43.79.282,
33 federal moneys that are unrelated to the coronavirus response and not
34 anticipated in this act as long as the federal funding does not
35 require expenditure of state moneys for the program in excess of
36 amounts anticipated in this act. If the department receives
37 unanticipated unrestricted federal moneys that are unrelated to the
38 coronavirus response, those moneys must be spent for services

1 authorized in this act or in any other legislation that provides
 2 appropriation authority, and an equal amount of appropriated state
 3 moneys shall lapse. Upon the lapsing of any moneys under this
 4 subsection, the office of financial management shall notify the
 5 legislative fiscal committees. As used in this subsection,
 6 "unrestricted federal moneys" includes block grants and other funds
 7 that federal law does not require to be spent on specifically defined
 8 projects or matched on a formula basis by state funds.

9 (b) Each year, there is fluctuation in the revenue collected to
 10 support the operation of the state veteran homes. When the department
 11 has foreknowledge that revenue will decrease, such as from a loss of
 12 census or from the elimination of a program, the legislature expects
 13 the department to make reasonable efforts to reduce expenditures in a
 14 commensurate manner and to demonstrate that it has made such efforts.
 15 In response to any request by the department for general fund—state
 16 appropriation to backfill a loss of revenue, the legislature shall
 17 consider the department's efforts in reducing its expenditures in
 18 light of known or anticipated decreases to revenues.

19 (2) HEADQUARTERS

20	General Fund—State Appropriation (FY 2022)	((\$3,966,000))
21		<u>\$4,174,000</u>
22	General Fund—State Appropriation (FY 2023)	((\$3,791,000))
23		<u>\$4,269,000</u>
24	Charitable, Educational, Penal, and Reformatory	
25	Institutions Account—State Appropriation	\$10,000
26	TOTAL APPROPRIATION	((\$7,767,000))
27		<u>\$8,453,000</u>

28 (3) FIELD SERVICES

29	General Fund—State Appropriation (FY 2022)	((\$8,121,000))
30		<u>\$8,185,000</u>
31	General Fund—State Appropriation (FY 2023)	((\$7,878,000))
32		<u>\$9,060,000</u>
33	General Fund—Federal Appropriation	((\$4,412,000))
34		<u>\$9,116,000</u>
35	General Fund—Private/Local Appropriation	((\$4,959,000))
36		<u>\$6,730,000</u>
37	Veteran Estate Management Account—Private/Local	
38	Appropriation	\$717,000
39	TOTAL APPROPRIATION	((\$26,087,000))

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)~~ \$600,000 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, in fiscal year 2022 and for four veterans service officers in fiscal year 2023. In fiscal year 2023 two veterans service officers must be located in eastern Washington, and two must be located in western Washington.

(d) \$677,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1181 (veterans & military suicide). If the bill is not enacted by June 30, 2022, the amount provided in this section shall lapse.

(e) \$57,000 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 the department to contract with an entity that provides accredited peer support training for

1 both veterans and community service members. The funding provided in
2 this subsection is in addition to the department's existing
3 appropriation for its in-house peer support program. No later than
4 June 30, 2023, the department must report to the legislature
5 regarding the number of peer supporters trained pursuant to the
6 contract under this subsection.

7 (4) (~~INSTITUTIONAL SERVICES~~) STATE VETERANS HOMES PROGRAM

8 General Fund—State Appropriation (FY 2022)	(\$10,991,000)
9	<u>\$16,276,000</u>
10 General Fund—State Appropriation (FY 2023)	(\$12,510,000)
11	<u>\$19,546,000</u>
12 General Fund—Federal Appropriation	(\$108,522,000)
13	<u>\$110,588,000</u>
14 General Fund—Private/Local Appropriation	(\$21,794,000)
15	<u>\$18,632,000</u>
16 TOTAL APPROPRIATION	(\$153,817,000)
17	<u>\$165,042,000</u>

18 The appropriations in this subsection are subject to the
19 following conditions and limitations:

20 (a) If the department receives additional unanticipated federal
21 resources that are unrelated to the coronavirus response at any point
22 during the remainder of the 2021-2023 fiscal biennium, an equal
23 amount of general fund—state must be placed in unallotted status so
24 as not to exceed the total appropriation level specified in this
25 subsection. The department may submit as part of the policy level
26 budget submittal documentation required by RCW 43.88.030 a request to
27 maintain the general fund—state resources that were unallotted as
28 required by this subsection.

29 (b) \$234,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$222,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely to implement Substitute House
32 Bill No. 1218 (long-term care residents). (~~If the bill is not~~
33 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
34 ~~shall lapse.~~)

35 (5) CEMETERY SERVICES

36 General Fund—State Appropriation (FY 2022)	\$85,000
37 General Fund—State Appropriation (FY 2023)	\$101,000
38 General Fund—Federal Appropriation	\$710,000

1	TOTAL APPROPRIATION.	\$896,000
2	Sec. 222. 2021 c 334 s 222 (uncodified) is amended to read as	
3	follows:	
4	FOR THE DEPARTMENT OF HEALTH	
5	General Fund—State Appropriation (FY 2022).	(\$99,870,000)
6		<u>\$242,995,000</u>
7	General Fund—State Appropriation (FY 2023).	(\$96,638,000)
8		<u>\$319,109,000</u>
9	General Fund—Federal Appropriation.	(\$569,921,000)
10		<u>\$577,229,000</u>
11	General Fund—Private/Local Appropriation.	(\$234,627,000)
12		<u>\$246,875,000</u>
13	Hospital Data Collection Account—State Appropriation.	(\$428,000)
14		<u>\$472,000</u>
15	Health Professions Account—State Appropriation.	(\$146,975,000)
16		<u>\$154,395,000</u>
17	Aquatic Lands Enhancement Account—State	
18	Appropriation.	(\$633,000)
19		<u>\$635,000</u>
20	Emergency Medical Services and Trauma Care Systems	
21	Trust Account—State Appropriation.	(\$10,053,000)
22		<u>\$10,082,000</u>
23	Safe Drinking Water Account—State Appropriation.	(\$5,976,000)
24		<u>\$7,137,000</u>
25	Drinking Water Assistance Account—Federal	
26	Appropriation.	(\$16,759,000)
27		<u>\$20,638,000</u>
28	Waterworks Operator Certification Account—State	
29	Appropriation.	(\$1,978,000)
30		<u>\$1,996,000</u>
31	Drinking Water Assistance Administrative Account—	
32	State Appropriation.	(\$1,604,000)
33		<u>\$1,620,000</u>
34	Site Closure Account—State Appropriation.	(\$180,000)
35		<u>\$184,000</u>
36	Biotoxin Account—State Appropriation.	(\$1,675,000)
37		<u>\$1,707,000</u>
38	Model Toxics Control Operating Account—State	

1	Appropriation.	((\$7,555,000))
2		<u>\$7,750,000</u>
3	Medical Test Site Licensure Account—State	
4	Appropriation.	((\$3,187,000))
5		<u>\$3,239,000</u>
6	Secure Drug Take-Back Program Account—State	
7	Appropriation.	((\$299,000))
8		<u>\$1,433,000</u>
9	Youth Tobacco and Vapor Products Prevention Account—	
10	State Appropriation.	((\$3,222,000))
11		<u>\$3,232,000</u>
12	Dedicated Marijuana Account—State Appropriation	
13	(FY 2022).	((\$10,538,000))
14		<u>\$10,584,000</u>
15	Dedicated Marijuana Account—State Appropriation	
16	(FY 2023).	((\$10,562,000))
17		<u>\$11,427,000</u>
18	Public Health Supplemental Account—Private/Local	
19	Appropriation.	((\$3,619,000))
20		<u>\$3,667,000</u>
21	Accident Account—State Appropriation.	((\$348,000))
22		<u>\$360,000</u>
23	Medical Aid Account—State Appropriation.	((\$53,000))
24		<u>\$55,000</u>
25	<u>Statewide 988 Behavioral Health Crisis Response Line</u>	
26	<u>Account—State Appropriation.</u>	<u>\$10,200,000</u>
27	TOTAL APPROPRIATION.	((\$1,226,700,000))
28		<u>\$1,637,021,000</u>

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

31 (1) The department of health shall not initiate any services that
32 will require expenditure of state general fund moneys unless
33 expressly authorized in this act or other law. The department of
34 health and the state board of health shall not implement any new or
35 amended rules pertaining to primary and secondary school facilities
36 until ((the rules and a final cost estimate have been presented to
37 the legislature, and the legislature has formally funded
38 implementation of the rules through the omnibus appropriations act or
39 by statute)) the department submits a report to the appropriate

1 committees of the legislature that describes the general condition of
2 the school and health safety concerns identified through school plan
3 reviews, environmental health and safety inspections, and complaint
4 investigations conducted by local health jurisdictions. The
5 department may seek, receive, and spend, under RCW 43.79.260 through
6 43.79.282, federal moneys not anticipated in this act as long as the
7 federal funding does not require expenditure of state moneys for the
8 program in excess of amounts anticipated in this act. If the
9 department receives unanticipated unrestricted federal moneys, those
10 moneys shall be spent for services authorized in this act or in any
11 other legislation that provides appropriation authority, and an equal
12 amount of appropriated state moneys shall lapse. Upon the lapsing of
13 any moneys under this subsection, the office of financial management
14 shall notify the legislative fiscal committees. As used in this
15 subsection, "unrestricted federal moneys" includes block grants and
16 other funds that federal law does not require to be spent on
17 specifically defined projects or matched on a formula basis by state
18 funds.

19 (2) During the 2021-2023 fiscal biennium, each person subject to
20 RCW 43.70.110(3)(c) is required to pay only one surcharge of up to
21 twenty-five dollars annually for the purposes of RCW 43.70.112,
22 regardless of how many professional licenses the person holds.

23 (3) In accordance with RCW 43.70.110 and 71.24.037, the
24 department is authorized to adopt license and certification fees in
25 fiscal years 2022 and 2023 to support the costs of the regulatory
26 program. The department's fee schedule shall have differential rates
27 for providers with proof of accreditation from organizations that the
28 department has determined to have substantially equivalent standards
29 to those of the department, including but not limited to the joint
30 commission on accreditation of health care organizations, the
31 commission on accreditation of rehabilitation facilities, and the
32 council on accreditation. To reflect the reduced costs associated
33 with regulation of accredited programs, the department's fees for
34 organizations with such proof of accreditation must reflect the lower
35 costs of licensing for these programs than for other organizations
36 which are not accredited.

37 (4) Within the amounts appropriated in this section, and in
38 accordance with RCW 70.41.100, the department shall set fees to
39 include the full costs of the performance of inspections pursuant to
40 RCW 70.41.080.

1 (5) In accordance with RCW 43.70.110 and 71.24.037, the
2 department is authorized to adopt fees for the review and approval of
3 mental health and substance use disorder treatment programs in fiscal
4 years 2022 and 2023 as necessary to support the costs of the
5 regulatory program. The department's fee schedule must have
6 differential rates for providers with proof of accreditation from
7 organizations that the department has determined to have
8 substantially equivalent standards to those of the department,
9 including but not limited to the joint commission on accreditation of
10 health care organizations, the commission on accreditation of
11 rehabilitation facilities, and the council on accreditation. To
12 reflect the reduced costs associated with regulation of accredited
13 programs, the department's fees for organizations with such proof of
14 accreditation must reflect the lower cost of licensing for these
15 programs than for other organizations which are not accredited.

16 (6) The health care authority, the health benefit exchange, the
17 department of social and health services, the department of health,
18 and the department of children, youth, and families shall work
19 together within existing resources to establish the health and human
20 services enterprise coalition (the coalition). The coalition, led by
21 the health care authority, must be a multi-organization collaborative
22 that provides strategic direction and federal funding guidance for
23 projects that have cross-organizational or enterprise impact,
24 including information technology projects that affect organizations
25 within the coalition. The office of the chief information officer
26 shall maintain a statewide perspective when collaborating with the
27 coalition to ensure that projects are planned for in a manner that
28 ensures the efficient use of state resources, supports the adoption
29 of a cohesive technology and data architecture, and maximizes federal
30 financial participation. (~~The work of the coalition and any project~~
31 ~~identified as a coalition project is subject to the conditions,~~
32 ~~limitations, and review provided in section 701 of this act.~~)

33 (7) \$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 midwifery licensure and
36 regulatory program to supplement revenue from fees. The department
37 shall charge no more than five hundred twenty-five dollars annually
38 for new or renewed licenses for the midwifery program.

39 (8) Within the amounts appropriated in this section, and in
40 accordance with RCW 43.70.110 and 71.12.470, the department shall set

1 fees to include the full costs of the performance of inspections
2 pursuant to RCW 71.12.485.

3 (9) \$26,855,000 of the general fund—local appropriation is
4 provided solely for the department to provide core medical services,
5 case management, and support services for individuals living with
6 human immunodeficiency virus.

7 (10) \$17,000 of the health professions account—state
8 appropriation is provided solely for the implementation of Senate
9 Bill No. 5018 (acupuncture and eastern med.) ~~((If the bill is not
10 enacted by June 30, 2021, the amount provided in this subsection
11 shall lapse.))~~

12 (11) \$703,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$703,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the implementation of
15 Engrossed Second Substitute Senate Bill No. 5052 (health equity
16 zones). ~~((If the bill is not enacted by June 30, 2021, the amounts
17 provided in this subsection shall lapse.))~~

18 (12) ~~(((\$73,000 of the general fund—state appropriation for fiscal
19 year 2022 is provided solely for the implementation of Second
20 Substitute Senate Bill No. 5062 (data). If the bill is not enacted by
21 June 30, 2021, the amount provided in this subsection shall lapse.~~

22 ~~(13))~~ \$79,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$76,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the implementation of
25 Engrossed Substitute Senate Bill No. 5119 (individuals in custody).
26 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
27 in this subsection shall lapse.~~

28 ~~(14) \$1,333,000))~~ (13) \$873,000 of the general fund—state
29 appropriation for fiscal year 2022 and ~~(((\$1,117,000))~~ \$1,577,000 of
30 the general fund—state appropriation for fiscal year 2023 are
31 provided solely for the implementation of ~~((Engrossed—Second
32 Substitute Senate Bill No. 5141))~~ chapter 314, Laws of 2021 (env.
33 justice task force recs). ~~((If the bill is not enacted by June 30,
34 2021, the amounts provided in this subsection shall lapse.~~

35 ~~(15))~~ (14) \$13,000 of the general fund—state appropriation for
36 fiscal year 2022 and \$13,000 of the general fund—state appropriation
37 for fiscal year 2023 are provided solely for the implementation of
38 Second Substitute Senate Bill No. 5195 (opioid overdose medication).

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

3 ~~(16) \$74,000 of the general fund state appropriation for fiscal~~
4 ~~year 2022 and \$74,000 of the general fund federal appropriation are))~~

5 (15) \$187,000 of the health professions account—state appropriation
6 is provided solely for the implementation of Engrossed Substitute
7 Senate Bill No. 5229 (health equity continuing ed.). ~~((If the bill is~~
8 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
9 ~~shall lapse.~~

10 ~~(17))~~ (16) \$50,000 of the general fund—state appropriation for
11 fiscal year 2022 is provided solely for a grant to the Pierce county
12 center for dispute resolution to convene a task force, staffed by the
13 Pierce county center for dispute resolution, to review and make
14 recommendations on bringing the current practice of dental therapy on
15 tribal lands to a statewide scale, and on the practice, supervision,
16 and practice settings needed to maximize the effectiveness of dental
17 therapy. The Pierce county center for dispute resolution must submit
18 a report to the legislature by December 1, 2021.

19 (a) Members of the task force must include:

20 (i) Three representatives from different organizations that
21 represent individuals or underserved communities, including but not
22 limited to children, seniors, African Americans, Latino Americans,
23 Native Americans, Pacific Islander Americans, and low income and
24 rural communities;

25 (ii) One member of the dental quality assurance commission;

26 (iii) One representative from the University of Washington school
27 of dentistry;

28 (iv) One member from the Washington state dental association;

29 (v) One member from the Washington state dental hygienists'
30 association;

31 (vi) One dental therapist;

32 (vii) One dentist who has or is currently supervising a dental
33 therapist or therapists;

34 (viii) One representative from a dental only integrated delivery
35 system;

36 (ix) One representative from an urban Indian health clinic;

37 (x) One representative from a federally qualified health center
38 or the Washington association for community health;

39 (xi) One representative from a dental therapy education program;

1 (xii) One representative from a Washington tribe that currently
2 employs dental therapists; and

3 (xiii) One representative from a labor union representing care
4 providers that has experience providing dental coverage and promoting
5 dental care among their members.

6 (b) In addition, members of the task force may include members
7 from the legislature as follows:

8 (i) The president of the senate may appoint one member from each
9 of the two largest caucuses of the senate; and

10 (ii) The speaker of the house of representatives may appoint one
11 member from each of the two largest caucuses of the house of
12 representatives.

13 (~~(+18)~~) (17) \$492,000 of the general fund—state appropriation
14 for fiscal year 2022 and \$492,000 of the general fund—state
15 appropriation for fiscal year 2023 are provided solely for the
16 department to coordinate with local health jurisdictions to establish
17 and maintain comprehensive group B programs to ensure safe drinking
18 water. These funds shall be used to support the costs of the
19 development and adoption of rules, policies, and procedures, and for
20 technical assistance, training, and other program-related costs.

21 (~~(+19)~~) (18) \$96,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$92,000 of the general fund—state appropriation
23 for fiscal year 2023 are provided solely for community outreach to
24 prepare culturally and linguistically appropriate hepatitis B
25 information in a digital format to be distributed to ethnic and
26 cultural leaders and organizations to share with foreign-born and
27 limited or non-English speaking community networks.

28 (~~(+20)~~) (19) \$750,000 of the general fund—state appropriation
29 for fiscal year 2022 and \$750,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely to continue
31 the collaboration between the local public health jurisdiction,
32 related accountable communities of health, and health care providers
33 to reduce potentially preventable hospitalizations in Pierce county.
34 This collaboration will build from the first three years of the
35 project, planning to align care coordination efforts across health
36 care systems and support the related accountable communities of
37 health initiatives, including innovative, collaborative models of
38 care. Strategies to reduce costly hospitalizations include the
39 following: (a) Working with partners to prevent chronic disease; (b)

1 improving heart failure rates; (c) incorporating community health
2 workers as part of the health care team and improving care
3 coordination; (d) supporting the COVID-19 response with improved
4 access to immunizations; and (e) the use of community health workers
5 to provide necessary resources to prevent hospitalization of people
6 who are in isolation and quarantine. By December 15, 2022, the
7 members of the collaboration shall report to the legislature
8 regarding the effectiveness of each of the strategies identified in
9 this subsection. In addition, the report shall describe the most
10 significant challenges and make further recommendations for reducing
11 costly hospitalizations.

12 ((+21)) (20) (a) ((~~\$200,000~~)) \$65,000 of the general fund—state
13 appropriation for fiscal year 2022 ((is)) and \$135,000 of the general
14 fund—state appropriation for fiscal year 2023 are provided solely for
15 a task force, chaired by the secretary of the department, implemented
16 by August 1, 2021, to assist with the development of a "parks Rx"
17 health and wellness pilot program that can be implemented in the
18 Puget Sound, eastern Washington, and southwest Washington regions of
19 Washington state.

20 (b) Members of the task force must include:

21 (i) The secretary of health, or the secretary's designee;

22 (ii) The following members to be appointed by the secretary of
23 health:

24 (A) Two representatives of local parks and recreation agencies,
25 from recommendations by the Washington recreation and park
26 association;

27 (B) Two representatives of health care providers and community
28 health workers, from recommendations by the association of Washington
29 healthcare plans from recommendations by the department community
30 health worker training program;

31 (C) Two representatives from drug-free health care professions,
32 one representing the interests of state associations representing
33 chiropractors and one representing the interests of physical
34 therapists and athletic trainers from recommendations by their
35 respective state associations;

36 (D) Two representatives from hospital and health systems, from
37 recommendations by the Washington state hospital association;

38 (E) Two representatives of local public health agencies, from
39 recommendations by the Washington state association of local public
40 health officials; and

1 (F) Two representatives representing health carriers, from
2 recommendations from the association of Washington healthcare plans;
3 and

4 (iii) A representative from the Washington state parks, as
5 designated by the Washington state parks and recreation commission.

6 (c) The secretary of health or the secretary's designee must
7 chair the task force created in this subsection. Staff support for
8 the task force must be provided by the department of health.

9 (d) The task force shall establish an ad hoc advisory committee
10 in each of the three pilot regions for purposes of soliciting input
11 on the design and scope of the parks Rx program. Advisory committee
12 membership may not exceed 16 persons and must include diverse
13 representation from the pilot regions, including those experiencing
14 significant health disparities.

15 (e) The task force must meet at least once bimonthly through June
16 2022.

17 (f) The duties of the task force are to advise the department of
18 health on issues including but not limited to developing:

19 (i) A process to establish the pilot program described in this
20 subsection around the state with a focused emphasis on diverse
21 communities and where systematic inequities and discrimination have
22 negatively affected health outcomes;

23 (ii) Model agreements that would enable insurers to offer
24 incentives to public, nonprofit, and private employers to create
25 wellness programs that offer employees a discount on health insurance
26 in exchange for a certain usage level of outdoor parks and trails for
27 recreation and physical activity; and

28 (iii) Recommendations on ways in which a public-private
29 partnership approach may be utilized to fund the implementation of
30 the pilot program described in this subsection.

31 (g) The members of the task force are encouraged to consider
32 grant funding and outside funding options that can be used toward the
33 pilot program.

34 (h) The department of health must report findings and
35 recommendations of the task force to the governor and relevant
36 committees of the legislature in compliance with RCW 43.01.036 by
37 September 1, 2022.

38 ~~((+22))~~ (21) \$50,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$50,000 of the general fund—state appropriation
40 for fiscal year 2023 are provided solely for a work group to make

1 recommendations concerning funding and policy initiatives to address
2 the spread of sexually transmitted infections in Washington.

3 (a) The work group membership must include, but is not limited
4 to, the following members appointed by the governor:

5 (i) A representative from the department of health office of
6 infectious disease;

7 (ii) A representative from the pharmacy quality assurance
8 commission;

9 (iii) A representative from the Washington medical commission;

10 (iv) A representative from an organization representing health
11 care providers;

12 (v) A representative from a local health jurisdiction located
13 east of the crest of the Cascade mountains;

14 (vi) A representative from a local health jurisdiction located
15 west of the crest of the Cascade mountains;

16 (vii) At least one representative from an organization working to
17 address health care access barriers for LGBTQ populations;

18 (viii) At least one representative from an organization working
19 to address health care access barriers for communities of color; and

20 (ix) At least one representative from an organization working to
21 address health care access barriers for justice involved individuals.

22 (b) Staff support for the work group shall be provided by the
23 department of health.

24 (c) The work group shall submit a report to the legislature by
25 December 1, 2022, that includes recommendations to: (i) Eradicate
26 congenital syphilis and hepatitis B by 2030; (ii) control the spread
27 of gonorrhea, syphilis, and chlamydia; (iii) end the need for
28 confirmatory syphilis testing by the public health laboratory; and
29 (d) expand access to PrEP and PEP.

30 (d) Recommendations provided by the work group must be
31 prioritized based on need and available funding.

32 ~~((+23))~~ (22) \$236,000 of the general fund—state appropriation
33 for fiscal year 2022 and \$236,000 of the general fund—state
34 appropriation for fiscal year 2023 are provided solely to implement
35 Engrossed Second Substitute House Bill No. 1152 (comprehensive public
36 health districts). ~~((If the bill is not enacted by June 30, 2021, the
37 amounts provided in this subsection shall lapse.~~

38 ~~(+24))~~ (23) \$332,000 of the general fund—state appropriation for
39 fiscal year 2022 and \$1,885,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the
2 department to establish and operate regional shared service centers,
3 regional health officers, and regional coordinators, as follows:

4 (a) The role and duties of the regional shared service centers
5 shall be determined by the department and may include the
6 coordination and facilitation of shared delivery of services under
7 the foundational public health services, the implementation of
8 Engrossed Second Substitute Senate Bill No. 5052 (health equity
9 zones), and the development of relationships with other regional
10 bodies, such as accountable communities of health.

11 (b) Regional health officers and regional coordinators must be
12 employees of the department. The department may seek to colocate
13 these employees with local health jurisdictions or other government
14 agencies.

15 (c) The regional health officers shall be deputies of the state
16 health officer. Regional health officers may: (i) Work in partnership
17 with local health jurisdictions, the department, the state board of
18 health, and federally recognized Indian tribes to provide
19 coordination across counties; (ii) provide support to local health
20 officers and serve as an alternative for local health officers during
21 vacations and other absences, emergencies, and vacancies; and (iii)
22 provide mentorship and training to new local health officers.

23 (d) A regional health officer must meet the same qualifications
24 as local health officers provided in RCW 70.05.050.

25 ~~((25))~~ (24) \$34,000 of the general fund—state appropriation for
26 fiscal year 2022 and \$58,000 of the general fund—local appropriation
27 are provided solely for implementation of Second Substitute House
28 Bill No. 1148 (acute care hospitals). ~~((If the bill is not enacted by
29 June 30, 2021, the amounts provided in this subsection shall lapse.~~

30 ~~(26))~~ (25) \$832,000 of the general fund—local appropriation and
31 \$554,000 of the health professions account—state appropriation are
32 provided solely for implementation of Engrossed Second Substitute
33 House Bill No. 1086 (behavioral health consumers). ~~((If the bill is
34 not enacted by June 30, 2021, the amounts provided in this subsection
35 shall lapse.~~

36 ~~(27))~~ (26) \$21,000 of the health professions account—state
37 appropriation is provided solely for implementation of House Bill No.
38 1063 (behav. health credentials). ~~((If the bill is not enacted by
39 June 30, 2021, the amount provided in this subsection shall lapse.~~

1 ~~(28))~~ (27) \$374,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$362,000 of the general fund—state appropriation
3 for fiscal year 2023 are provided solely for implementation of
4 Engrossed Substitute House Bill No. 1443 (cannabis industry/equity).
5 ~~((If the bill is not enacted by June 30, 2021, the amount provided in
6 this subsection shall lapse.~~

7 ~~(29))~~ (28) \$97,000 of the general fund—local appropriation is
8 provided solely for implementation of House Bill No. 1031 (birth
9 cert., stillbirth). ~~((If the bill is not enacted by June 30, 2021,
10 the amount provided in this subsection shall lapse.~~

11 ~~(30)~~ \$200,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$98,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for implementation of Second
14 Substitute House Bill No. 1127 (COVID-19 health data privacy). If the
15 bill is not enacted by June 30, 2021, the amounts provided in this
16 subsection shall lapse.

17 ~~(31))~~ (29) \$17,000 of the health professions account—state
18 appropriation is provided solely for implementation of Substitute
19 House Bill No. 1007 (supervised exp./distance). ~~((If the bill is not
20 enacted by June 30, 2021, the amount provided in this subsection
21 shall lapse.~~

22 ~~(32)—\$596,000))~~ (30) \$2,188,000 of the general fund—state
23 appropriation for fiscal year 2022, ~~((~~\$58,000~~))~~ \$1,488,000 of the
24 general fund—state appropriation for fiscal year 2023, and \$64,000 of
25 the hospital data collection account—state appropriation are provided
26 solely for implementation of Engrossed Second Substitute House Bill
27 No. 1272 (health system transparency). ~~((If the bill is not enacted
28 by June 30, 2021, the amounts provided in this subsection shall
29 lapse.))~~ \$2,000,000 of the amounts provided in the general fund—state
30 appropriation in this subsection is provided solely for assistance to
31 37 rural hospitals that are required to comply with the provisions
32 under the bill.

33 ~~((~~33~~))~~ (31) \$71,000 of the health professions account—state
34 appropriation is provided solely for implementation of Substitute
35 House Bill No. 1129 (international medical grads). ~~((If the bill is
36 not enacted by June 30, 2021, the amount provided in this subsection
37 shall lapse.~~

38 ~~(34))~~ (32) \$2,809,000 of the model toxics control operating
39 account—state appropriation is provided solely for implementation of

1 Engrossed Second Substitute House Bill No. 1139 (lead in drinking
2 water). (~~If the bill is not enacted by June 30, 2021, the amounts
3 provided in this subsection shall lapse.~~

4 ~~(35))~~ (33) \$17,000 of the general fund—state appropriation for
5 fiscal year 2022 is provided solely for implementation of Substitute
6 House Bill No. 1383 (respiratory care). (~~If the bill is not enacted
7 by June 30, 2021, the amount provided in this subsection shall lapse.~~

8 ~~(36))~~ (34) \$92,000 of the general fund—state appropriation for
9 fiscal year 2022 is provided solely for implementation of Engrossed
10 Substitute House Bill No. 1184 (risk-based water standards). (~~If the
11 bill is not enacted by June 30, 2021, the amount provided in this
12 subsection shall lapse.~~

13 ~~(37))~~ (35) \$516,000 of the general fund—state appropriation for
14 fiscal year 2022 and \$1,873,000 of the general fund—state
15 appropriation for fiscal year 2023 are provided solely for
16 implementation of Substitute House Bill No. 1225 (school-based health
17 centers). (~~If the bill is not enacted by June 30, 2021, the amounts
18 provided in this subsection shall lapse.~~

19 ~~(38))~~ (36) \$301,000 of the secure drug take-back program account
20 —state appropriation is provided solely for implementation of Second
21 Substitute House Bill No. 1161 (drug take-back programs). (~~If the
22 bill is not enacted by June 30, 2021, the amount provided in this
23 subsection shall lapse.~~

24 ~~(39))~~ (37) \$22,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$78,000 of the general fund—state appropriation
26 for fiscal year 2023 are provided solely for implementation of
27 Engrossed House Bill No. 1311 (SUD apprenticeships/certs). (~~If the
28 bill is not enacted by June 30, 2021, the amounts provided in this
29 subsection shall lapse.~~

30 ~~(40))~~ (38) \$17,000 of the general fund—state appropriation for
31 fiscal year 2022 is provided solely for implementation of House Bill
32 No. 1378 (medical assistants). (~~If the bill is not enacted by June
33 30, 2021, the amount provided in this subsection shall lapse.~~

34 ~~(41))~~ (39) Within amounts appropriated in this section from the
35 health professions account, the Washington nursing commission shall
36 contract with the state auditor's office to conduct a performance
37 audit, specifically addressing the length of time required to license
38 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))~~ \$725,000 of the general fund—
36 state 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) \$3,000,000 of the general fund—state appropriation for
28 fiscal year 2022 and \$3,000,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for the
30 Washington nursing commission to manage a grant process to
31 incentivize nurses to supervise nursing students in health care
32 settings. The goal of the grant program is to create more clinical
33 placements for nursing students to complete required clinical hours
34 to earn their nursing degree and related licensure.

35 (55) Within the amounts appropriated in this section, the
36 Washington nursing commission will continue to implement virtual
37 nursing assistant training and testing modalities, create an
38 apprenticeship pathway into nursing for nursing assistants, implement
39 rule changes to support a career path for nursing assistants, and

1 collaborate with the workforce training and educational coordinating
2 board on a pilot project to transform the culture and practice in
3 long term care settings. The goal of these activities is to expand
4 the nursing workforce for long term care settings.

5 (56) \$33,296,000 of the general fund—federal appropriation (CRF)
6 is provided solely for COVID-19 response activities including
7 staffing, increased travel, equipment, and grants to local health
8 jurisdictions and tribes, and to manage hospital capacity issues.
9 This funding expires December 31, 2021.

10 (57) \$777,000 of the dedicated marijuana account—state
11 appropriation for fiscal year 2023 is provided solely to implement
12 House Bill No. 1859 (cannabis analysis labs). If the bill is not
13 enacted by June 30, 2022, the amount provided in this section shall
14 lapse.

15 (58) \$48,000 of the dedicated marijuana account—state
16 appropriation for fiscal year 2023 is provided solely to implement
17 Second Substitute House Bill No. 1210 (cannabis terminology). If the
18 bill is not enacted by June 30, 2022, the amount provided in this
19 section shall lapse.

20 (59) \$445,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely to implement Second Substitute House
22 Bill No. 1865 (certified peer specialists). If the bill is not
23 enacted by June 30, 2022, the amount provided in this section shall
24 lapse.

25 (60) \$88,000 of the general fund—state appropriation for fiscal
26 year 2023 and \$44,000 of the hospital data collection account—state
27 appropriation are provided solely for implementation of Substitute
28 House Bill No. 1616 (charity care). If the bill is not enacted by
29 June 30, 2022, the amount provided in this section shall lapse.

30 (61) \$73,000 of the model toxics control account—state
31 appropriation is provided solely for implementation of Engrossed
32 Substitute House Bill No. 1694 (chemicals/consumer products). If the
33 bill is not enacted by June 30, 2022, the amount provided in this
34 section shall lapse.

35 (62) \$55,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for implementation of Engrossed
37 Substitute House Bill No. 1141 (death w/dignity act access). If the
38 bill is not enacted by June 30, 2022, the amount provided in this
39 section shall lapse.

1 (63) \$17,000 of the health professions account—state
2 appropriation is provided solely for implementation of Substitute
3 House Bill No. 1675 (dialysate & dialysis devices). If the bill is
4 not enacted by June 30, 2022, the amount provided in this section
5 shall lapse.

6 (64) \$166,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for the department to conduct an oral
8 health equity assessment. The department must use available data and
9 community needs assessments to identify unmet oral health needs and
10 develop recommendations to advance positive oral health outcomes,
11 while reducing inequities, through increased access to community
12 water fluoridation. The department must consult with the state office
13 of equity and may collaborate with public health oral health care
14 providers and community-based organizations to conduct the assessment
15 and develop recommendations. The department must submit the oral
16 health equity assessment report and recommendations to the
17 appropriate committees of the legislature by June 30, 2023.

18 (65) \$532,000 of the general fund—state appropriation for fiscal
19 year 2023 is provided solely for the department to create a program
20 within the office of drinking water to offer engineering assistance
21 to nonfluoridated water systems with over 5,000 connections. The
22 program shall assist water systems to plan for future community water
23 fluoridation.

24 (66) \$74,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for implementation of Engrossed
26 Substitute House Bill No. 1881 (birth doulas). If the bill is not
27 enacted by June 30, 2022, the amount provided in this section shall
28 lapse.

29 (67) \$40,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for implementation of Substitute House
31 Bill No. 1074 (fatality reviews). If the bill is not enacted by June
32 30, 2022, the amount provided in this section shall lapse.

33 (68) \$94,000 of the health professions account—state
34 appropriation is provided solely for implementation of Engrossed
35 Substitute House Bill No. 1877 (health prof. expired certs). If the
36 bill is not enacted by June 30, 2022, the amount provided in this
37 section shall lapse.

38 (69) \$44,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for implementation of House Bill No.

1 1739 (hospital policies/pathogens). If the bill is not enacted by
2 June 30, 2022, the amount provided in this section shall lapse.

3 (70) \$17,000 of the health professions account—state
4 appropriation is provided solely for implementation of Substitute
5 House Bill No. 1124 (nurse delegation/glucose). If the bill is not
6 enacted by June 30, 2022, the amount provided in this section shall
7 lapse.

8 (71) \$45,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for implementation of Engrossed
10 Substitute House Bill No. 1852 (prescription drug labels). If the
11 bill is not enacted by June 30, 2022, the amount provided in this
12 section shall lapse.

13 (72) \$243,000 of the health professions account—state
14 appropriation is provided solely for implementation of Substitute
15 House Bill No. 1286 (psychology compact). If the bill is not enacted
16 by June 30, 2022, the amount provided in this section shall lapse.

17 (73) \$701,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for implementation of Substitute House
19 Bill No. 1508 (sanitary control of shellfish). If the bill is not
20 enacted by June 30, 2022, the amount provided in this section shall
21 lapse.

22 (74) \$129,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for implementation of Substitute House
24 Bill No. 1759 (school websites/drug info.). If the bill is not
25 enacted by June 30, 2022, the amount provided in this section shall
26 lapse.

27 (75) \$552,000 of the health professions account—state
28 appropriation is provided solely for implementation of chapter 203,
29 Laws of 2021 (long-term services/emergency).

30 (76) (a) \$125,000 of the general fund—state appropriation for
31 fiscal year 2023 is provided solely for the department to contract
32 with the department of environmental and occupational health sciences
33 within the University of Washington to develop a report to the
34 legislature regarding school environmental health policies,
35 recommendations, and standards. In developing the report, the
36 department of environmental and occupational health sciences shall
37 collaborate with other school of public health programs within the
38 University of Washington, the department of health, and the
39 department of ecology.

1 (b) The report shall include:

2 (i) A review of policies and regulations in other states
3 pertaining to environmental health in K-12 schools;

4 (ii) Literature and recommendations for exposure standards and
5 remediation levels which are protective of health and safety for
6 students in schools;

7 (iii) A summarization of activities, such as inspections,
8 management, control levels, and remediation of a variety of
9 contaminants and issues, including PCBs, lead, asbestos, poor
10 ventilation, and mold; and

11 (iv) Recommendations for next steps for policies and standards in
12 Washington schools.

13 (c) The report is due by December 31, 2022.

14 (77) \$914,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for grant funding to establish school-
16 based health centers and to provide behavioral health capacity to
17 existing school-based health centers. The department shall grant
18 funding for the following purposes: (a) Planning a school-based
19 health center; (b) startup costs associated with setting up a school-
20 based health center; and (c) ongoing costs of operating a school-
21 based health center. \$100,000 of the amount provided in this
22 subsection is provided solely for a statewide nonprofit organization
23 to provide training and technical assistance to school-based health
24 centers.

25 (78) \$122,186,000 of the general fund—state appropriation for
26 fiscal year 2022 and \$176,072,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for support of
28 the ongoing statewide effort to control the spread of COVID-19
29 through the administration of vaccines, diagnostic testing, case
30 investigation and contact tracing, care coordination, outbreak
31 response, disease surveillance, public communications, and
32 operational and informational technology support.

33 (79) \$680,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for the department to establish a
35 stipend program for licensed nurses to receive reimbursement of up to
36 \$2,500 to cover eligible expenses incurred in order to complete the
37 training necessary to become a certified sexual assault nurse
38 examiner.

1 (80) \$408,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the department to establish a grant
3 program for hospitals to obtain the services of a certified sexual
4 assault nurse examiner from other sources if the hospital does not
5 have those services available internally.

6 (81) \$15,000,000 of the general fund—state appropriation for
7 fiscal year 2023 is provided solely for tobacco, vapor product, and
8 nicotine control, cessation, treatment and prevention, and other
9 substance use prevention and education, with an emphasis on
10 community-based strategies. These strategies must include programs
11 that consider the disparate impacts of nicotine addiction on specific
12 populations, including youth and racial or other disparities.

13 (82) \$550,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$450,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for a one-time contract with the
16 Yakima neighborhood health services to increase the number of
17 certified and licensed health professionals practicing in community
18 health centers serving low-income and rural populations. The amounts
19 provided in this subsection must be used to support faculty,
20 training, and scholarship costs for a newly established, one-year
21 advanced registered nurse practitioner (ARNP) residency program in
22 Yakima.

23 **Sec. 223.** 2021 c 334 s 223 (uncodified) is amended to read as
24 follows:

25 **FOR THE DEPARTMENT OF CORRECTIONS**

26 The appropriations to the department of corrections in this act
27 shall be expended for the programs and in the amounts specified in
28 this act. However, after May 1, 2022, after approval by the director
29 of financial management and unless specifically prohibited by this
30 act, the department may transfer general fund—state appropriations
31 for fiscal year 2022 between programs. The department may not
32 transfer funds, and the director of financial management may not
33 approve the transfer, unless the transfer is consistent with the
34 objective of conserving, to the maximum extent possible, the
35 expenditure of state funds. To the extent that transfers under this
36 section are insufficient to fund actual expenditures made as a
37 response to the COVID-19 pandemic, the department may transfer state
38 appropriations that are provided solely for a specified purpose. The

1 director of financial management shall notify the appropriate fiscal
2 committees of the legislature in writing seven days prior to
3 approving any deviations from appropriation levels. The written
4 notification must include a narrative explanation and justification
5 of the changes, along with expenditures and allotments by budget unit
6 and appropriation, both before and after any allotment modifications
7 or transfers.

8 (1) ADMINISTRATION AND SUPPORT SERVICES

9	General Fund—State Appropriation (FY 2022).	((\$77,278,000))
10		<u>\$81,529,000</u>
11	General Fund—State Appropriation (FY 2023).	((\$79,651,000))
12		<u>\$90,298,000</u>
13	General Fund—Federal Appropriation.	\$400,000
14	TOTAL APPROPRIATION.	((\$157,329,000))
15		<u>\$172,227,000</u>

16 The appropriations in this subsection are subject to the
17 following conditions and limitations:

18 (a) \$1,135,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$1,731,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for expansion of reentry
21 supports and transition services for incarcerated individuals
22 including development and implementation of a coaching model approach
23 to supervision.

24 (b) Within the amounts provided in (a) of this subsection,
25 \$100,000 of the general fund—state appropriation for fiscal year 2022
26 is provided solely for the department to develop an implementation
27 plan for a community supervision coaching model to begin in fiscal
28 year 2023. The department must solicit input from incarcerated
29 individuals, family members of incarcerated individuals, experts in
30 supervision and reentry, community stakeholder and advocacy groups,
31 and impacted labor organizations. The plan shall propose appropriate
32 policies and procedures for the coaching model, including ongoing
33 training and organizational culture assessments. During development
34 of the plan, the department must consider potential inequities that
35 may arise from any changes or additional requirements of supervision
36 resulting from the model and mitigate those concerns to the greatest
37 extent possible in its final plan. This plan must be submitted to the
38 office of financial management prior to implementation.

1 (c) Within the amounts provided in (a) of this subsection,
2 \$706,000 of the general fund—state appropriation for fiscal year 2023
3 is provided solely for implementation of the plan to be developed
4 under (b) of this subsection and for the department to submit an
5 initial report to the legislature on the progress of implementation
6 of the coaching supervision model by no later than February 1, 2023.

7 (d) \$17,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$17,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for implementation of Engrossed
10 Second Substitute Senate Bill No. 5304 (providing reentry services to
11 persons releasing from state and local institutions). (~~If this bill
12 is not enacted by June 30, 2021, the amounts provided in this
13 subsection shall lapse.~~)

14 (e) \$197,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$187,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for implementation of Engrossed
17 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If
18 this bill is not enacted by June 30, 2021, the amounts provided in
19 this subsection shall lapse.~~)

20 (f) (i) \$779,000 of the general fund—state appropriation for
21 fiscal year 2022 and \$817,000 of the general fund—state appropriation
22 for fiscal year 2023 are provided solely for increasing access to
23 educational opportunities for incarcerated individuals.

24 (ii) Of the amounts provided in (f) (i) of this subsection,
25 \$680,000 of the general fund—state appropriation for fiscal year 2022
26 and \$285,000 of the general fund—state appropriation for fiscal year
27 2023 are provided solely for implementation of Second Substitute
28 House Bill No. 1044 (prison to postsecondary ed.). (~~If this bill is
29 not enacted by June 30, 2021, the amounts provided in this subsection
30 shall lapse.~~)

31 (g) \$1,116,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely to acquire and implement a sentencing
33 calculation module for the offender management network information
34 system and is subject to the conditions, limitations, and review
35 requirements of section 701 of this act.

36 (h) \$70,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$223,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for implementation of Engrossed
39 Substitute House Bill No. 1956 (incarcerated individuals/PRA). If the

1 bill is not enacted by June 30, 2022, the amounts provided in this
2 subsection shall lapse.

3 (i) \$12,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Second Substitute
5 House Bill No. 1818 (reentry and rehabilitation). If the bill is not
6 enacted by June 30, 2022, the amount provided in this subsection
7 shall lapse.

8 (2) CORRECTIONAL OPERATIONS

9	General Fund—State Appropriation (FY 2022)	((\$602,497,000))
10		<u>\$484,524,000</u>
11	General Fund—State Appropriation (FY 2023)	((\$605,877,000))
12		<u>\$628,672,000</u>
13	General Fund—Federal Appropriation	((\$1,300,000))
14		<u>\$1,393,000</u>
15	<u>General Fund—Private/Local Appropriation</u>	<u>\$335,000</u>
16	Washington Auto Theft Prevention Authority Account—	
17	State Appropriation	\$4,343,000
18	TOTAL APPROPRIATION	((\$1,214,017,000))
19		<u>\$1,119,267,000</u>

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

22 (a) The department may contract for local jail beds statewide to
23 the extent that it is at no net cost to the department. The
24 department shall calculate and report the average cost per offender
25 per day, inclusive of all services, on an annual basis for a facility
26 that is representative of average medium or lower offender costs. The
27 department shall not pay a rate greater than \$85 per day per offender
28 excluding the costs of department of corrections provided services,
29 including evidence-based substance abuse programming, dedicated
30 department of corrections classification staff on-site for
31 individualized case management, transportation of offenders to and
32 from department of corrections facilities, and gender responsive
33 training for jail staff. The capacity provided at local correctional
34 facilities must be for offenders whom the department of corrections
35 defines as close medium or lower security offenders. Programming
36 provided for offenders held in local jurisdictions is included in the
37 rate, and details regarding the type and amount of programming, and
38 any conditions regarding transferring offenders must be negotiated
39 with the department as part of any contract. Local jurisdictions must

1 provide health care to offenders that meets standards set by the
2 department. The local jail must provide all medical care including
3 unexpected emergent care. The department must utilize a screening
4 process to ensure that offenders with existing extraordinary medical/
5 mental health needs are not transferred to local jail facilities. If
6 extraordinary medical conditions develop for an inmate while at a
7 jail facility, the jail may transfer the offender back to the
8 department, subject to terms of the negotiated agreement. Health care
9 costs incurred prior to transfer are the responsibility of the jail.

10 (b) \$501,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$501,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the department to maintain
13 the facility, property, and assets at the institution formerly known
14 as the maple lane school in Rochester.

15 (c) Funding in this subsection is sufficient for the department
16 to track and report to the legislature on the changes in working
17 conditions and overtime usage as a result of increased funding
18 provided for custody relief and health care delivery by December 1,
19 2022.

20 (d) \$39,000 of the general fund—state appropriation for fiscal
21 year 2022 is provided solely for implementation of Engrossed
22 Substitute House Bill No. 1054 (peace officer tactics, equip). (~~If~~
23 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
24 ~~subsection shall lapse.~~)

25 (e) \$2,000,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely to acquire and implement a sentencing
27 calculation module for the offender management network information
28 system and is subject to the conditions, limitations, and review
29 requirements of section 701 of this act.

30 (f) Within amounts appropriated in this act, the department shall
31 designate one PREA (federal prison rape elimination act) coordinator
32 position at each of the department's prison facilities. At a minimum,
33 each PREA coordinator position is responsible for developing and
34 implementing PREA policies; developing and coordinating procedures to
35 track incidents of sexual misconduct; coordinating and tracking
36 reports of sexual misconduct allegations to law enforcement and
37 prosecutors; developing and implementing a system to audit facility
38 compliance with PREA policies and applicable laws; and overseeing

1 monitoring of PREA compliance of private and nondepartment public
2 entities contracted for offender confinement and supervision.

3 (3) COMMUNITY SUPERVISION

4	General Fund—State Appropriation (FY 2022).	((\$248,374,000))
5		<u>\$168,716,000</u>
6	General Fund—State Appropriation (FY 2023).	((\$274,412,000))
7		<u>\$221,656,000</u>
8	TOTAL APPROPRIATION.	((\$522,786,000))
9		<u>\$390,372,000</u>

10 The appropriations in this subsection are subject to the
11 following conditions and limitations:

12 (a) The department of corrections shall contract with local and
13 tribal governments for jail capacity to house offenders who violate
14 the terms of their community supervision. (~~(A contract rate increase~~
15 ~~may not exceed five percent each year.)~~) The department may negotiate
16 to include medical care of offenders in the contract rate if medical
17 payments conform to the department's offender health plan and
18 pharmacy formulary, and all off-site medical expenses are preapproved
19 by department utilization management staff. (~~(If medical care of~~
20 ~~offender is included in the contract rate, the contract rate may~~
21 ~~exceed five percent to include the cost of that service.)~~)

22 (b) The department shall engage in ongoing mitigation strategies
23 to reduce the costs associated with community supervision violators,
24 including improvements in data collection and reporting and
25 alternatives to short-term confinement for low-level violators.

26 (c) \$7,394,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for implementation of the plan to be
28 developed under subsection (1)(b) of this section.

29 (d) Within existing resources the department must update the
30 response to violations and new criminal activity policy to reflect
31 the savings assumed in this section as related to mandatory maximum
32 confinement sanctions.

33 (e) \$1,124,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$523,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for increased costs associated
36 with the relocation of leased facilities. The department shall engage
37 in ongoing strategies to reduce the need for relocating facilities
38 and when necessary contract only with lessors with rates that align
39 with comparable market rates in the area.

(f) \$59,000 of the general fund—state appropriation for fiscal year 2022 and \$23,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5071 (civil commitment transition). ~~((If this bill is not enacted by June 30, 2021, the amounts provided in this subsection shall lapse.))~~

(g) \$450,000 of the general fund—state appropriation for fiscal year 2022 is provided solely for conducting a community corrections caseload study. The department of corrections shall contract with an independent third party to provide a comprehensive review of the community corrections staffing model and develop an updated staffing model for use by the department of corrections. The updated model must include additional time and flexibility for community corrections officers to focus on case management, engagement, and interventions. The department of corrections shall submit a report, including a summary of the review and update, to the governor and appropriate committees of the legislature by July 1, 2022.

(h) \$2,521,000 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.

(i) \$1,810,000 of the general fund—state appropriation for fiscal year 2023 is provided solely for implementation of Second Substitute House Bill No. 1818 (reentry and rehabilitation). If the bill is not enacted by June 30, 2022, the amount provided in this subsection shall lapse.

(4) CORRECTIONAL INDUSTRIES

General Fund—State Appropriation (FY 2022)	(\$7,324,000)
	<u>\$9,183,000</u>
General Fund—State Appropriation (FY 2023)	(\$7,539,000)
	<u>\$8,639,000</u>
TOTAL APPROPRIATION	(\$14,863,000)
	<u>\$17,822,000</u>

(5) INTERAGENCY PAYMENTS

General Fund—State Appropriation (FY 2022)	(\$58,651,000)
	<u>\$57,752,000</u>
General Fund—State Appropriation (FY 2023)	(\$52,702,000)
	<u>\$50,325,000</u>

1 TOTAL APPROPRIATION. (~~(\$111,353,000)~~)
2 \$108,077,000

3 The appropriations in this subsection are subject to the
4 following conditions and limitations:

5 (a) \$21,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely to acquire and implement a sentencing
7 calculation module for the offender management network information
8 system and is subject to the conditions, limitations, and review
9 requirements of section 701 of this act.

10 (b) \$4,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$4,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for implementation of Engrossed
13 Substitute House Bill No. 1956 (incarcerated individuals/PRA). If the
14 bill is not enacted by June 30, 2022, the amounts provided in this
15 subsection shall lapse.

16 (c) \$2,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for implementation of Second Substitute
18 House Bill No. 1818 (reentry and rehabilitation). If the bill is not
19 enacted by June 30, 2022, the amount provided in this subsection
20 shall lapse.

21 (6) OFFENDER CHANGE

22 General Fund—State Appropriation (FY 2022). (~~(\$77,046,000)~~)
23 \$74,223,000
24 General Fund—State Appropriation (FY 2023). (~~(\$77,596,000)~~)
25 \$83,829,000
26 General Fund—Federal Appropriation. \$215,000
27 TOTAL APPROPRIATION. (~~(\$154,642,000)~~)
28 \$158,267,000

29 The appropriations in this subsection are subject to the
30 following conditions and limitations:

31 (a) The department of corrections shall use funds appropriated in
32 this subsection (6) for offender programming. The department shall
33 develop and implement a written comprehensive plan for offender
34 programming that prioritizes programs which follow the risk-needs-
35 responsivity model, are evidence-based, and have measurable outcomes.
36 The department is authorized to discontinue ineffective programs and
37 to repurpose underspent funds according to the priorities in the
38 written plan.

1 (b) The department of corrections shall collaborate with the
2 state health care authority to explore ways to utilize federal
3 medicaid funds as a match to fund residential substance use disorder
4 treatment-based alternative beds under RCW 9.94A.664 under the drug
5 offender sentencing alternative program and residential substance use
6 disorder treatment beds that serve individuals on community custody.
7 The department of corrections must complete a report and submit its
8 findings and recommendations to the appropriate committees of the
9 legislature by December 15, 2021.

10 (c) \$3,106,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$3,106,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the housing voucher program.

13 (d) \$3,300,000 of the general fund—state appropriation for fiscal
14 year 2022 is provided solely for temporary court facilities,
15 staffing, and to provide release assistance, including limited
16 housing and food assistance, and other costs associated with
17 individuals resentenced or ordered released from confinement as a
18 result of the *State v. Blake* decision.

19 (e) (i) \$1,001,000 of the general fund—state appropriation for
20 fiscal year 2022 and \$675,000 of the general fund—state appropriation
21 for fiscal year 2023 are provided solely for increasing access to
22 educational opportunities for incarcerated individuals.

23 (ii) Of the amounts provided in (e) (i) of this subsection,
24 \$272,000 of the general fund—state appropriation for fiscal year 2022
25 and \$247,000 of the general fund—state appropriation for fiscal year
26 2023 are provided solely for implementation of Second Substitute
27 House Bill No. 1044 (prison to postsecondary ed.). (~~If the bill is
28 not enacted by June 30, 2021, the amounts provided in this subsection
29 shall lapse.~~)

30 (f) \$121,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for the department of corrections to
32 collaborate with the Washington state board for community and
33 technical colleges and the department of licensing to develop a
34 prerelease commercial driving license training pilot program.

35 (g) \$655,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for implementation of Second Substitute
37 House Bill No. 1818 (reentry and rehabilitation). If the bill is not
38 enacted by June 30, 2022, the amount provided in this subsection
39 shall lapse.

1 (h) \$1,168,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely to expand library services to
3 incarcerated individuals in adult correctional facilities. The
4 department of corrections must work in conjunction with the
5 Washington state library to provide additional library materials,
6 collections, and one additional library staff position at each of the
7 nine institutional library service branches located throughout the
8 state. Library materials and collections include but are not limited
9 to Washington state newspapers, current consumer medical information,
10 and other current reference collections that will support the
11 department's reentry efforts in supporting the recovery and personal
12 growth of incarcerated individuals.

13 (i) \$320,000 of the general fund—state appropriation for fiscal
14 year 2023 is provided solely for two contracted parent navigator
15 positions. One parent navigator must be located at the Washington
16 correction center for women and one parent navigator position must be
17 located at the Airway Heights corrections center or another state
18 correctional facility that houses incarcerated male individuals and
19 is selected by the department of corrections as a more suitable fit
20 for a parent navigator. The parent navigators must have lived
21 experience in navigating the child welfare system. The parent
22 navigators must provide guidance and support to incarcerated
23 individuals towards family reunification, including, but not limited
24 to, how to access services, navigating the court system, assisting
25 with guardianship arrangements, and facilitating visitation with
26 their children. The goal of the parent navigator programs is to
27 assist incarcerated parents involved in dependency or child welfare
28 cases to maintain connections with their children and to assist these
29 individuals in successfully transitioning and reuniting with their
30 families upon release from incarceration. As part of the parent
31 navigation program, the department of corrections must also review
32 and provide a report to the legislature on the effectiveness of the
33 program that includes the number of incarcerated individuals that
34 received assistance from the parent navigators and that tracks
35 outcomes of the parenting navigator program. A preliminary report
36 must be submitted to the legislature by June 30, 2023, with the
37 expectation that a final report be funded in the 2023-2025 fiscal
38 biennium budget and submitted by December 1, 2024. Of the amounts
39 provided in this subsection, \$20,000 of the general fund—state

1 appropriation for fiscal year 2023 is provided solely for the
2 department's review and preliminary report on the effectiveness of
3 the parent navigator program.

4 (7) HEALTH CARE SERVICES

5	General Fund—State Appropriation (FY 2022)	((\$174,184,000))
6		<u>\$141,483,000</u>
7	General Fund—State Appropriation (FY 2023)	((\$175,599,000))
8		<u>\$194,881,000</u>
9	General Fund—Federal Appropriation	\$1,400,000
10	<u>General Fund—Private/Local Appropriation</u>	<u>\$2,000</u>
11	TOTAL APPROPRIATION	((\$351,183,000))
12		<u>\$337,766,000</u>

13 The appropriations in this subsection are subject to the
14 following conditions and limitations:

15 (a) The state prison medical facilities may use funds
16 appropriated in this subsection to purchase goods, supplies, and
17 services through hospital or other group purchasing organizations
18 when it is cost effective to do so.

19 (b) \$183,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$167,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for implementation of Engrossed
22 Second Substitute Senate Bill No. 5304 (providing reentry services to
23 persons releasing from state and local institutions). (~~If the bill~~
24 ~~is not enacted by June 30, 2021, the amounts provided in this~~
25 ~~subsection shall lapse.~~)

26 (c) Within amounts appropriated in this act, the department of
27 corrections must prepare a report on and an analysis of its medical
28 staffing.

29 (i) The report must identify barriers relating to incarcerated
30 individuals receiving timely treatment.

31 (ii) The report must specifically include a chart that shows:

32 (A) The incarcerated population caseloads from fiscal year 2019
33 through the first quarter of fiscal year 2023. The incarcerated
34 caseloads must be shown by each of the department's individual 12
35 institutions;

36 (B) The number of funded health care staff at each institution,
37 by major position type that includes, but is not limited to,
38 physicians, psychologists, psychiatrists, registered nurses,
39 supervising nursing staff, medical assistants, patient service

1 representatives, medical directors, clinical pharmacists, and medical
2 adjudicators;

3 (C) The caseloads for health care staff that shows the ratio of
4 each medical staff position referenced in (c)(ii)(B) of this
5 subsection to incarcerated individuals by institution;

6 (D) The number of funded medical staffing vacancies referenced in
7 (c)(ii)(B) of this subsection by institution and quarter in fiscal
8 year 2022 through the first quarter of fiscal year 2023; and

9 (E) A staffing model that shows the number of additional health
10 care staff needed by position referenced in (c)(ii)(B) of this
11 subsection for each institution.

12 (iii) The department must submit a final report to the
13 appropriate committees of the legislature by October 30, 2022.

14 **Sec. 224.** 2021 c 334 s 224 (uncodified) is amended to read as
15 follows:

16 **FOR THE DEPARTMENT OF SERVICES FOR THE BLIND**

17	General Fund—State Appropriation (FY 2022).	((\$3,534,000))
18		<u>\$4,908,000</u>
19	General Fund—State Appropriation (FY 2023).	((\$3,573,000))
20		<u>\$5,917,000</u>
21	General Fund—Federal Appropriation.	((\$25,544,000))
22		<u>\$25,507,000</u>
23	General Fund—Private/Local Appropriation.	\$60,000
24	TOTAL APPROPRIATION.	((\$32,711,000))
25		<u>\$36,392,000</u>

26 The appropriations in this subsection are subject to the
27 following conditions and limitations:

28 (1) \$50,000 of the general fund—state appropriation for fiscal
29 year 2022 is provided solely for the department to consult with a
30 food service architect to determine the feasibility and cost of
31 remodels to select cafes owned by entrepreneurs participating in the
32 business enterprise program, and to prepare a report that includes
33 the results, recommendations, cost, and potential funding sources
34 that could be used to assist with remodels. The report is due to the
35 governor and appropriate legislative committees by November 1, 2021.

36 (2) \$70,000 of the general fund—state appropriation is provided
37 solely for the department to provide individualized training to its

1 blind, visually-impaired, deaf, and hearing-impaired staff in
2 Microsoft 365 programs.

3 (3) \$100,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for the department to contract with a
5 consultant and create a report that identifies new or expanded
6 enterprise opportunities for blind individuals, potential revenue
7 sources, and new needs and methods for preparing individuals to
8 effectively manage these enterprises. The report is due to the
9 governor and appropriate legislative committees by June 30, 2023.

10 (4) \$1,093,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$1,962,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely to remodel and upgrade equipment
13 for select cafes owned by entrepreneurs participating in the business
14 enterprise program to help them adjust to the changing needs of
15 dining caused by the COVID-19 pandemic.

16 **Sec. 225.** 2021 c 334 s 225 (uncodified) is amended to read as
17 follows:

18 **FOR THE EMPLOYMENT SECURITY DEPARTMENT**

19	General Fund—State Appropriation (FY 2022).	((\$1,757,000))
20		<u>\$19,094,000</u>
21	General Fund—State Appropriation (FY 2023).	((\$2,834,000))
22		<u>\$30,873,000</u>
23	General Fund—Federal Appropriation.	((\$382,529,000))
24		<u>\$336,216,000</u>
25	General Fund—Private/Local Appropriation.	((\$36,416,000))
26		<u>\$36,893,000</u>
27	Unemployment Compensation Administration Account—	
28	Federal Appropriation.	((\$420,315,000))
29		<u>\$437,332,000</u>
30	Administrative Contingency Account—State	
31	Appropriation.	((\$26,636,000))
32		<u>\$26,819,000</u>
33	Employment Service Administrative Account—State	
34	Appropriation.	((\$60,926,000))
35		<u>\$66,843,000</u>
36	Family and Medical Leave Insurance Account—State	
37	Appropriation.	((\$139,697,000))
38		<u>\$142,440,000</u>

1	Workforce Education Investment Account—State	
2	Appropriation.	((\$7,400,000))
3		<u>\$7,401,000</u>
4	Long-Term Services and Supports Trust Account—State	
5	Appropriation.	((\$32,265,000))
6		<u>\$35,902,000</u>
7	Coronavirus State Fiscal Recovery Fund—Federal	
8	Appropriation.	((\$168,745,000))
9		<u>\$34,840,000</u>
10	Unemployment Insurance Relief Account—State	
11	Appropriation.	\$500,000,000
12	TOTAL APPROPRIATION.	((\$1,779,520,000))
13		<u>\$1,674,653,000</u>

14 The appropriations in this subsection are subject to the
15 following conditions and limitations:

16 (1) The department is directed to maximize the use of federal
17 funds. The department must update its budget annually to align
18 expenditures with anticipated changes in projected revenues.

19 (2) ((~~\$30,458,000~~)) \$34,095,000 of the long-term services and
20 supports trust account—state appropriation is provided solely for
21 implementation of the long-term services and support trust program.
22 Of this amount, \$10,932,833 is provided for implementation of the
23 long-term services and support trust program information technology
24 project and is subject to the conditions, limitations, and review
25 provided in section 701 of this act. The appropriations in this
26 subsection include sufficient funding to implement chapter 1, Laws of
27 2022 (long-term care/delay) and chapter 2, Laws of 2022 (long-term
28 care/exemptions).

29 (3) ((~~Within existing resources, the department must reassess its~~
30 ~~ongoing staffing and funding needs for the paid family medical leave~~
31 ~~program and submit documentation of the updated need to the governor~~
32 ~~and appropriate committees of the legislature by September 1, 2021,~~
33 ~~and annually thereafter.)) \$100,000 of the general fund—state
34 appropriation for fiscal year 2023 is provided solely for the
35 department to contract for an actuarial analysis of the paid family
36 and medical leave program. By November 1, 2022, and November 1, 2023,
37 the department must provide a report summarizing the actuarial
38 analysis to the governor and the legislature. The report must also
39 include:~~

1 (a) A program spending plan for the subsequent two fiscal years
2 that includes a forecast of premiums collected, estimated benefits
3 paid, and expected premium rates;

4 (b) A summary of program participant demographics for claimants
5 who collected benefits in the previous year, including: Age, county
6 of residence, gender identity, racial or ethnic identity, and income
7 level. The summary must identify any trends among demographic groups
8 or statistically significant differences between groups; and

9 (c) Data related to claimants' application for and use of other
10 sources of paid leave coverage, including employer-provided leave,
11 insurance benefits, or other sources.

12 (4) \$101,000 of the employment service administrative account—
13 state appropriation is provided solely for information technology
14 enhancements necessary for implementation of job title reporting and
15 is subject to the conditions, limitations, and review provided in
16 section 701 of this act.

17 (5) (a) Within existing resources, the department shall coordinate
18 outreach and education to paid family and medical leave benefit
19 recipients with a statewide family resource, referral, and linkage
20 system that connects families with children prenatal through age five
21 and residing in Washington state to appropriate services and
22 community resources. This coordination shall include but is not
23 limited to placing information about the statewide family resource,
24 referral, and linkage system on the paid family and medical leave
25 program web site and in printed materials, and conducting joint
26 events.

27 (b) Within existing resources, by December 1, 2021, and each year
28 thereafter, the department shall submit a report to the governor and
29 the appropriate committees of the legislature concerning the ability
30 for the paid family and medical leave program and a statewide family
31 resource, referral, and linkage system to provide integrated services
32 to eligible beneficiaries. The report shall include an analysis of
33 any statutory changes needed to allow information and data to be
34 shared between the statewide family resource, referral, and linkage
35 system and the paid family and medical leave program.

36 (6) Within existing resources, the department shall report the
37 following to the legislature and the governor by September 30, 2021,
38 and each year thereafter:

1 (a) An inventory of the department's programs, services, and
2 activities, identifying federal, state, and other funding sources for
3 each;

4 (b) Federal grants received by the department, segregated by line
5 of business or activity, for the most recent five fiscal years, and
6 the applicable rules;

7 (c) State funding available to the department, segregated by line
8 of business or activity, for the most recent five fiscal years;

9 (d) A history of staffing levels by line of business or activity,
10 identifying sources of state or federal funding, for the most recent
11 five fiscal years;

12 (e) A projected spending plan for the employment services
13 administrative account and the administrative contingency account.
14 The spending plan must include forecasted revenues and estimated
15 expenditures under various economic scenarios.

16 (7) \$3,264,000 of the employment services administrative account—
17 state appropriation is provided solely for the continuation of the
18 office of agricultural and seasonal workforce services.

19 (8) \$476,000 of the unemployment compensation administration
20 account—federal appropriation is provided for the department to
21 implement chapter 2, Laws of 2021 (unemployment insurance). If the
22 department does not receive adequate funding from the United States
23 department of labor to cover these costs, the department may use
24 funding made available to the state through section 903 (d), (f), and
25 (g) of the social security act (Reed act) in an amount not to exceed
26 the amount provided in this subsection (8).

27 (9) (a) \$875,000 of the general fund—state appropriation for
28 fiscal year 2022, \$875,000 of the general fund—state appropriation
29 for fiscal year 2023, and \$7,385,000 of the workforce education
30 investment account—state appropriation are provided solely for career
31 connected learning grants as provided in RCW 28C.30.050.

32 (b) \$3,000,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for career connect learning grants to
34 sector intermediaries. Up to five percent of the amount in this
35 subsection may be used by the department for administrative expenses
36 associated with the sector intermediary grant program.

37 (10) \$1,222,000 of the employment services administrative account
38 —state appropriation and \$1,500,000 of the family and medical leave
39 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)~~) \$15,646,000 of the (~~(general fund—federal~~
27 ~~appropriation—(ARPA)—and)~~) general fund—state appropriation for
28 fiscal year 2022, \$15,642,000 of the general fund—state appropriation
29 for fiscal year 2023, \$2,684,000 of the general fund—federal
30 appropriation (CRF), and \$13,063,000 of the unemployment compensation
31 administration account—federal appropriation are provided solely for
32 the department to address the impacts of COVID-19 on the state
33 unemployment system in order to prevent and detect fraud, promote
34 equitable access to the unemployment insurance system, and ensure the
35 timely payment of unemployment insurance benefits. Of the amounts
36 provided in this subsection:

37 (a) (~~(\$22,346,000)~~) \$3,766,000 of the (~~(general fund—federal~~
38 ~~appropriation—(ARPA)—is)~~) general fund—state appropriation for fiscal
39 year 2022, and \$18,580,000 of the general fund—state appropriation

1 for fiscal year 2023 are provided solely for the department to
2 address an anticipated increase in the unemployment insurance appeals
3 caseload.

4 (b) (~~(\$5,768,000)~~) \$6,223,000 of the (~~general fund federal~~
5 ~~appropriation (ARPA))~~) unemployment compensation administration
6 account—federal appropriation is provided solely for the department
7 to ensure adequate security measures are in place to prevent
8 unemployment insurance fraud and cases are investigated in a timely
9 manner.

10 (c) (~~(\$4,465,000)~~) \$1,527,000 of the (~~general fund federal~~
11 ~~appropriation (ARPA) is)~~) general fund—state appropriation for fiscal
12 year 2022 and \$2,938,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the department to migrate
14 and upgrade the unemployment insurance customer call center phone
15 system to a cloud-based system. Prior to executing a contract, the
16 department shall consult with the office of the chief information
17 officer. The department must ensure that the project plan, timeline
18 with quantifiable deliverables, and budget by fiscal year by fund, to
19 include ongoing costs by fiscal year, are adhered to. The department
20 shall report on the status of the project to the office of financial
21 management and the relevant committees of the legislature by December
22 1, 2021.

23 (d) (~~(\$400,000 of the general fund federal appropriation (ARPA)~~
24 ~~is provided solely for translation of documents and letters and other~~
25 ~~improvements to ensure customer ease-of-access~~).

26 (e)) \$4,477,000 of the (~~general fund federal appropriation~~
27 ~~(ARPA))~~) general fund—state appropriation for fiscal year 2022 is
28 provided for the department to process the unemployment insurance
29 claimant backlog and to make program changes that enhance user
30 experience in order to reduce claimant errors.

31 (~~(f))~~) (e) \$1,417,000 of the general fund—federal appropriation
32 (CRF) is provided solely for the department to contract with the
33 national guard to assist the department with its unemployment
34 insurance claims backlog.

35 (~~(g))~~) (f) \$1,267,000 of the general fund—federal appropriation
36 (CRF) is provided solely for the department to contract with a vendor
37 to provide fact-finding services related to unemployment insurance
38 claims.

1 (~~(h) \$4,000,000~~) (g) \$6,840,000 of the (~~general fund federal~~
2 ~~appropriation (ARPA) for fiscal year 2022~~) unemployment compensation
3 administration account—federal appropriation is provided solely for
4 the department to (~~translate notices~~) implement the federal United
5 States department of labor equity grant. This grant includes
6 improving the translation of notices sent to claimants as part of
7 their unemployment insurance claims into any of the 10 languages most
8 frequently spoken in the state and other language, demographic, and
9 geographic equity initiatives approved by the grantor. The department
10 must also ensure that letters, alerts, and notices produced manually
11 or by the department's unemployment insurance technology system are
12 written in plainly understood language and evaluated for ease of
13 claimant comprehension before they are approved for use.

14 (13) \$10,000,000 of the unemployment compensation administration
15 account—federal appropriation is provided solely for the department
16 to make information technology improvements to improve user
17 experience and increase security to prevent unemployment insurance
18 fraud. If the department does not receive adequate funding from the
19 United States department of labor to cover these costs, the
20 department may use funding made available to the state through
21 section 903 (d), (f), and (g) of the social security act (Reed act)
22 in an amount not to exceed the amount provided in this subsection.
23 This subsection is subject to the conditions, limitations, and review
24 provided in section 701 of this act.

25 (14) Within existing resources, the department shall report to
26 the legislature by September 2, 2021, the following information
27 pertaining to the unemployment insurance program:

28 (a) The number of full time equivalent employees of the
29 department who were working in the unemployment insurance program,
30 including those who were reassigned internally to the unemployment
31 insurance program, the number of full time equivalent employees that
32 were contracted by the department from other state agencies, and the
33 number of contractors or consultants engaged by the department, on a
34 monthly basis beginning March 1, 2020, through the latest available
35 month;

36 (b) A projection of full-time equivalent staffing or contractor
37 needs that would be affordable within anticipated base and above-base
38 federal unemployment administrative revenues;

1 (c) A spending plan for anticipated federal unemployment revenues
2 other than base or above-base revenues, including any proposed
3 additional full-time equivalent staff, consultants, contractors, or
4 other investments related to helping the department reduce the
5 backlog of unemployment insurance claims, appeals, denials,
6 overpayments, and other claimant issues; and

7 (d) A budget for the unemployment insurance program, showing
8 expenditures by object and fund source, for fiscal years 2022 and
9 2023, along with any projected shortfalls in revenues.

10 (15) \$797,000 of the general fund—state appropriation for fiscal
11 year 2022, \$1,874,000 of the general fund—state appropriation for
12 fiscal year 2023, and \$979,000 of the family medical leave insurance
13 account—state appropriation is provided solely for the implementation
14 of Engrossed Substitute Senate Bill No. 5097 (paid leave coverage).
15 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
16 ~~this subsection shall lapse.~~)

17 (16) \$90,000 of the unemployment account—federal appropriation is
18 provided solely for the implementation of Engrossed Substitute Senate
19 Bill No. 5190 (health care workers/benefits). (~~If the bill is not~~
20 ~~enacted by June 30, 2021, the amount provided in this subsection~~
21 ~~shall lapse.~~)

22 (17) \$5,322,000 of the unemployment account—federal appropriation
23 is provided solely for the department to implement Engrossed
24 Substitute Senate Bill No. 5193 (unemployment ins. system). (~~If the~~
25 ~~bill is not enacted by July 1, 2021, the amount provided in this~~
26 ~~subsection shall lapse.~~)

27 (18) (~~(\$168,745,000)~~) \$34,840,000 of the coronavirus state fiscal
28 recovery account—federal appropriation is provided solely for the
29 implementation of Engrossed Second Substitute House Bill No. 1073
30 (paid leave coverage). (~~Of the amount provided in this subsection,~~
31 ~~at least 95 percent is provided solely for grants and assistance~~
32 ~~awarded by the department pursuant to the bill. If the bill is not~~
33 ~~enacted by June 30, 2021, the amount provided in this subsection~~
34 ~~shall lapse.~~)

35 (19) \$500,000,000 of the unemployment insurance relief fund—state
36 appropriation is provided solely for the implementation of
37 unemployment insurance relief provided pursuant to Engrossed
38 Substitute Senate Bill No. 5478 (unemployment insurance). (~~If the~~
39 ~~bill is not enacted by June 30, 2021, the amount provided in this~~

1 ~~subsection shall lapse.))~~ The department is directed to implement the
2 bill within existing resources.

3 (20) \$1,806,000 of the long-term services and supports trust
4 account—state appropriation is provided solely for the implementation
5 of Substitute House Bill No. 1323 (long-term services trust). (~~If~~
6 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
7 ~~subsection shall lapse.))~~

8 (21) \$1,075,000 of the unemployment account—federal appropriation
9 is provided solely for the implementation of Substitute House Bill
10 No. 1455 (social security/L&I & ESD). (~~If the bill is not enacted by~~
11 ~~June 30, 2021, the amount provided in this subsection shall lapse.))~~

12 (22) \$10,571,000 of the ((~~general—fund~~)) unemployment
13 compensation administration account—federal appropriation is provided
14 solely for administration costs related to the federal unemployment
15 insurance programs extended under the American rescue plan act of
16 2021, P.L. 117-2.

17 (23) \$50,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$50,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the North Central
20 educational service district 171 to support the development of
21 industry and education partnerships and expand career awareness,
22 exploration and preparation activities for youth in Grant county.

23 (24) \$1,691,000 of the general fund—state appropriation for
24 fiscal year 2022 and \$3,049,000 of the general fund—state
25 appropriation for fiscal year 2023 are provided solely for the
26 department to temporarily hire additional staff during the COVID-19
27 pandemic if existing resources are not sufficient to manage
28 unemployment insurance program claims and backlogs. Prior to hiring
29 additional staff under this subsection, the department must consult
30 with the office of financial management.

31 (25) \$4,843,000 of the employment service administrative account—
32 state appropriation is provided solely for the replacement of the
33 WorkSource integrated technology platform. The replacement system
34 must support the workforce administration statewide to ensure
35 adoption of the United States department of labor's integrated
36 service delivery model and program performance requirements for the
37 state's workforce innovation and opportunity act and other federal
38 grants. This subsection is subject to the conditions, limitations,
39 and review provided in section 701 of this act.

1 (26) \$6,208,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for the continuation of the
3 economic security for all program. The department must collect
4 quarterly data on the number of participants that participate in the
5 program, the costs associated with career, training, and other
6 support services provided, and outcome metrics for program
7 participants related to progress made towards self-sufficiency. The
8 department must provide a report to the governor and the legislature
9 on December 1, 2022, and June 1, 2023, that includes an analysis of
10 the program, a summary of the quarterly data collected, and
11 associated recommendations for program delivery.

12 (27) \$140,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for one full-time employee to provide
14 casework on behalf of constituents who contact their legislators to
15 escalate unresolved claims.

16 **Sec. 226.** 2021 c 334 s 226 (uncodified) is amended to read as
17 follows:

18 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—GENERAL**

19 (1)(a) The appropriations to the department of children, youth,
20 and families in this act shall be expended for the programs and in
21 the amounts specified in this act. Appropriations made in this act to
22 the department of children, youth, and families shall initially be
23 allotted as required by this act. The department shall seek approval
24 from the office of financial management prior to transferring moneys
25 between sections of this act except as expressly provided in this
26 act. Subsequent allotment modifications shall not include transfers
27 of moneys between sections of this act except as expressly provided
28 in this act, nor shall allotment modifications permit moneys that are
29 provided solely for a specified purpose to be used for other than
30 that purpose. However, after May 1, 2022, unless prohibited by this
31 act, the department may transfer general fund—state appropriations
32 for fiscal year 2022 among programs after approval by the director of
33 the office of financial management. However, the department may not
34 transfer state appropriations that are provided solely for a
35 specified purpose except as expressly provided in (b) of this
36 subsection.

37 (b) To the extent that transfers under (a) of this subsection are
38 insufficient to fund actual expenditures in excess of fiscal year

1 2022 caseload forecasts and utilization assumptions in the foster
2 care, adoption support, child protective services, working
3 connections child care, and the juvenile rehabilitation programs or
4 in response to the COVID-19 pandemic, the department may transfer
5 appropriations that are provided solely for a specified purpose.

6 (2) The health care authority, the health benefit exchange, the
7 department of social and health services, the department of health,
8 and the department of children, youth, and families shall work
9 together within existing resources to establish the health and human
10 services enterprise coalition (the coalition). The coalition, led by
11 the health care authority, must be a multi-organization collaborative
12 that provides strategic direction and federal funding guidance for
13 projects that have cross-organizational or enterprise impact,
14 including information technology projects that affect organizations
15 within the coalition. The office of the chief information officer
16 shall maintain a statewide perspective when collaborating with the
17 coalition to ensure that projects are planned for in a manner that
18 ensures the efficient use of state resources, supports the adoption
19 of a cohesive technology and data architecture, and maximizes federal
20 financial participation. (~~The work of the coalition and any project~~
21 ~~identified as a coalition project is subject to the conditions,~~
22 ~~limitations, and review provided in section 701 of this act.~~)

23 (3) Information technology projects or investments and proposed
24 projects or investments impacting time capture, payroll and payment
25 processes and systems, eligibility, case management, and
26 authorization systems within the department are subject to technical
27 oversight by the office of the chief information officer.

28 **Sec. 227.** 2021 c 334 s 227 (uncodified) is amended to read as
29 follows:

30 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—CHILDREN AND**
31 **FAMILIES SERVICES PROGRAM**

32	General Fund—State Appropriation (FY 2022).	((\$389,597,000))
33		<u>\$375,696,000</u>
34	General Fund—State Appropriation (FY 2023).	((\$403,209,000))
35		<u>\$453,865,000</u>
36	General Fund—Federal Appropriation.	((\$475,829,000))
37		<u>\$485,253,000</u>
38	General Fund—Private/Local Appropriation.	\$2,824,000

1	Coronavirus State Fiscal Recovery Fund—Federal	
2	Appropriation.	\$5,500,000
3	TOTAL APPROPRIATION.	((\$1,276,959,000))
4		<u>\$1,323,138,000</u>

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

7 (1) \$748,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$748,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely to contract for the operation of
10 one pediatric interim care center. The center shall provide
11 residential care for up to thirteen children through two years of
12 age. Seventy-five percent of the children served by the center must
13 be in need of special care as a result of substance abuse by their
14 mothers. The center shall also provide on-site training to
15 biological, adoptive, or foster parents. The center shall provide at
16 least three months of consultation and support to the parents
17 accepting placement of children from the center. The center may
18 recruit new and current foster and adoptive parents for infants
19 served by the center. The department shall not require case
20 management as a condition of the contract. No later than December 1,
21 2021, the department must, in consultation with the health care
22 authority, report to the appropriate legislative committees on
23 potential options to maximize federal funding for the center,
24 including any potential for the center to bill managed care
25 organizations for services provided to medicaid recipients.

26 (2) \$453,000 of the general fund—state appropriation for fiscal
27 year 2022 and (~~\$453,000~~) \$722,000 of the general fund—state
28 appropriation for fiscal year 2023 are provided solely for the costs
29 of hub home foster and kinship families that provide a foster care
30 delivery model that includes a hub home. Use of the hub home model is
31 intended to support foster parent retention, provide support to
32 biological families, improve child outcomes, and encourage the least
33 restrictive community placements for children in out-of-home care.

34 (a) \$453,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$572,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the costs of hub home foster
37 and kinship family constellations, and for a contract with an
38 organization with expertise in implementing the hub home model with

1 fidelity to provide technical assistance to hub home families and the
2 department.

3 (b) \$150,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely to support long-term implementation of
5 the hub home model, including integrating the hub home model within
6 the department's current and future service array and multiyear
7 expansion planning. The department shall submit a preliminary report
8 to the governor and appropriate legislative committees by December 1,
9 2022, and a final report to the governor and appropriate legislative
10 committees by June 30, 2023, that details its progress and plans for
11 long-term implementation of the hub home model.

12 (3) \$579,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$579,000 of the general fund—state appropriation for
14 fiscal year 2023 and \$110,000 of the general fund—federal
15 appropriation are provided solely for a receiving care center east of
16 the Cascade mountains.

17 (4) \$1,245,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$1,245,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for services provided through
20 children's advocacy centers.

21 (5) In fiscal year 2022 and in fiscal year 2023, the department
22 shall provide a tracking report for social service specialists and
23 corresponding social services support staff to the office of
24 financial management, and the appropriate policy and fiscal
25 committees of the legislature. The report shall detail progress
26 toward meeting the targeted 1:18 caseload ratio standard for child
27 and family welfare services caseload-carrying staff and targeted 1:8
28 caseload ratio standard for child protection services caseload
29 carrying staff. To the extent to which the information is available,
30 the report shall include the following information identified
31 separately for social service specialists doing case management work,
32 supervisory work, and administrative support staff, and identified
33 separately by job duty or program, including but not limited to
34 intake, child protective services investigations, child protective
35 services family assessment response, and child and family welfare
36 services:

37 (a) Total full time equivalent employee authority, allotments and
38 expenditures by region, office, classification and band, and job duty
39 or program;

1 (b) Vacancy rates by region, office, and classification and band;
2 and

3 (c) Average length of employment with the department, and when
4 applicable, the date of exit for staff exiting employment with the
5 department by region, office, classification and band, and job duty
6 or program.

7 (6) \$94,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$94,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for a contract with a child
10 advocacy center in Spokane to provide continuum of care services for
11 children who have experienced abuse or neglect and their families.

12 (7)(a) \$539,000 of the general fund—state appropriation for
13 fiscal year 2022, \$540,000 of the general fund—state appropriation
14 for fiscal year 2023, \$656,000 of the general fund private/local
15 appropriation, and \$252,000 of the general fund—federal appropriation
16 are provided solely for a contract with an educational advocacy
17 provider with expertise in foster care educational outreach. The
18 amounts in this subsection are provided solely for contracted
19 education coordinators to assist foster children in succeeding in
20 K-12 and higher education systems and to assure a focus on education
21 during the department's transition to performance-based contracts.
22 Funding must be prioritized to regions with high numbers of foster
23 care youth, or regions where backlogs of youth that have formerly
24 requested educational outreach services exist. The department is
25 encouraged to use private matching funds to maintain educational
26 advocacy services.

27 (b) The department shall contract with the office of the
28 superintendent of public instruction, which in turn shall contract
29 with a nongovernmental entity or entities to provide educational
30 advocacy services pursuant to RCW 28A.300.590.

31 (8) \$375,000 of the general fund—state appropriation for fiscal
32 year 2022, \$375,000 of the general fund—state appropriation for
33 fiscal year 2023, and \$112,000 of the general fund—federal
34 appropriation are provided solely for the department to develop,
35 implement, and expand strategies to improve the capacity,
36 reliability, and effectiveness of contracted visitation services for
37 children in temporary out-of-home care and their parents and
38 siblings. Strategies may include, but are not limited to, increasing
39 mileage reimbursement for providers, offering transportation-only

1 contract options, and mechanisms to reduce the level of parent-child
2 supervision when doing so is in the best interest of the child. The
3 department shall report to the office of financial management and the
4 relevant fiscal and policy committees of the legislature regarding
5 these strategies by November 1, 2022. The report shall include the
6 number and percentage of parents requiring supervised visitation and
7 the number and percentage of parents with unsupervised visitation,
8 prior to reunification.

9 (9) For purposes of meeting the state's maintenance of effort for
10 the state supplemental payment program, the department of children,
11 youth, and families shall track and report to the department of
12 social and health services the monthly state supplemental payment
13 amounts attributable to foster care children who meet eligibility
14 requirements specified in the state supplemental payment state plan.
15 Such expenditures must equal at least \$3,100,000 annually and may not
16 be claimed toward any other federal maintenance of effort
17 requirement. Annual state supplemental payment expenditure targets
18 must continue to be established by the department of social and
19 health services. Attributable amounts must be communicated by the
20 department of children, youth, and families to the department of
21 social and health services on a monthly basis.

22 (10) \$2,230,000 of the general fund—state appropriation for
23 fiscal year 2022, \$2,230,000 of the general fund—state appropriation
24 for fiscal year 2023, and \$156,000 of the general fund—federal
25 appropriation are provided solely to increase the travel
26 reimbursement for in-home service providers.

27 (11) \$197,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$197,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the department to conduct
30 biennial inspections and certifications of facilities, both overnight
31 and day shelters, that serve those who are under 18 years old and are
32 homeless.

33 (12) \$6,195,000 of the general fund—state appropriation for
34 fiscal year 2022, \$6,195,000 of the general fund—state appropriation
35 for fiscal year 2023, and \$1,188,000 of the general fund—federal
36 appropriation are provided solely for the department to operate
37 emergent placement and enhanced emergent placement contracts.

38 (a) The department shall not include the costs to operate
39 emergent placement contracts in the calculations for family foster

1 home maintenance payments and shall submit as part of the budget
2 submittal documentation required by RCW 43.88.030 any costs
3 associated with increases in the number of emergent placement
4 contract beds after the effective date of this section that cannot be
5 sustained within existing appropriations.

6 (b) Beginning October 1, 2021, and every quarter thereafter, the
7 department shall publish on its website the rates or fees paid for
8 emergent placement contracts, the number of beds retained, and the
9 number of beds purchased. If the department determines that there is
10 a need to increase the rates or fees paid or the number of beds
11 retained or purchased under this subsection, the secretary shall
12 request authorization from the office of financial management and
13 notify the fiscal committees of the legislature.

14 (13) Beginning January 1, 2022, and continuing through the
15 2021-2023 fiscal biennium, the department must provide semi-annual
16 reports to the governor and appropriate legislative committees that
17 includes the number of in-state behavioral rehabilitation services
18 providers and licensed beds, the number of out-of-state behavioral
19 rehabilitation services placements, and a comparison of these numbers
20 to the same metrics expressed as an average over the prior six
21 months. The report shall identify separately beds with the enhanced
22 behavioral rehabilitation services rate. Effective January 1, 2022,
23 and to the extent the information is available, the report will
24 include the same information for emergency placement services beds
25 and enhanced emergency placement services beds.

26 (14) \$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 implementing the supportive
29 visitation model that utilizes trained visit navigators to provide a
30 structured and positive visitation experience for children and their
31 parents.

32 (15) \$600,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$600,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for enhanced adoption placement
35 services for legally free children in state custody, through a
36 partnership with a national nonprofit organization with private
37 matching funds. These funds must supplement, but not supplant, the
38 work of the department to secure permanent adoptive homes for
39 children with high needs.

1 (16) The department of children, youth, and families shall make
2 foster care maintenance payments to programs where children are
3 placed with a parent in a residential program for substance abuse
4 treatment. These maintenance payments are considered foster care
5 maintenance payments for purposes of forecasting and budgeting at
6 maintenance level as required by RCW 43.88.058.

7 (17) \$2,000,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$2,000,000 of the general fund—(~~federal~~) state
9 appropriation for fiscal year 2023 are provided solely for the
10 department to contract with one or more nonprofit, nongovernmental
11 organizations to purchase and deliver concrete goods to low-income
12 families.

13 (18) \$5,500,000 of the (~~general fund—federal—appropriation~~
14 ~~(ARPA/CSFRF)~~) coronavirus state fiscal recovery fund—federal
15 appropriation is provided solely for one-time \$250 per child grants
16 to families on behalf of up to 22,000 children who may be at risk of
17 child welfare system involvement and have experienced economic
18 impacts of the COVID-19 pandemic.

19 (19) The department is authorized to use the amounts provided in
20 this section for services and maintenance payments to former
21 dependent youth as authorized and directed in the supporting foster
22 youth and families through the pandemic act, P.L. 116-260, division
23 X.

24 (20) \$387,000 of the general fund—state appropriation for fiscal
25 year 2022, \$393,000 of the general fund—state appropriation for
26 fiscal year 2023, and \$143,000 of the general fund—federal
27 appropriation are provided solely to increase all fees paid to child-
28 placing agencies by 7.5 percent, effective July 1, 2021.

29 (21)(a) \$739,000 of the general fund—state appropriation for
30 fiscal year 2022, \$702,000 of the general fund—state appropriation
31 for fiscal year 2023, and \$482,000 of the general fund—federal
32 appropriation are provided solely for the department of children,
33 youth, and families to create and implement a new approach to
34 transition planning for young people preparing to exit the child
35 welfare system and juvenile rehabilitation institutions, pursuant to
36 the recommendations in the *improving stability for youth exiting*
37 *systems of care* report submitted in January 2020 as required by RCW
38 43.330.720. The department must engage young people, caregivers,

1 providers, and other stakeholders in the creation and implementation
2 of the approach by:

3 (i) Providing one statewide adolescent transitions program
4 manager and six adolescent liaisons, one in each region of the
5 department, who are dedicated to supporting the transition planning
6 approaches developed by the department, providing program oversight,
7 and supporting improved outcomes for adolescents during the
8 transition to adulthood; and

9 (ii) Strengthening the administration and competency of the
10 independent living program and direct independent living services. No
11 later than June 1, 2022, the department must centralize
12 administration of its independent living program and develop a
13 framework for service delivery, including best practice
14 recommendations. The framework must be codesigned with adolescents,
15 caregivers, providers, and stakeholders. No later than June 30, 2022,
16 the department must develop and launch a competitive request for
17 proposal process to solicit bidders to provide independent living
18 services under the new framework.

19 (b) No later than November 30, 2022, the department must report
20 to the governor and appropriate legislative committees on the
21 implementation of the new approach to transition planning, the new
22 independent living framework, and the state's capacity to provide
23 high-quality transition services, including independent living
24 services, to youth and young adults exiting the child welfare system
25 and juvenile rehabilitation institutions. The report must identify
26 any remaining service gaps that prevent statewide implementation and
27 address the additional resources needed to improve outcomes for young
28 people exiting these systems of care.

29 (22) \$2,400,000 of the general fund—state appropriation for
30 fiscal year 2022 and \$2,400,000 of the general fund—state
31 appropriation for fiscal year 2023 are provided solely for
32 implementation of performance-based contracts for family support and
33 related services pursuant to RCW 74.13B.020.

34 (23) The appropriations in this section include sufficient
35 funding for continued implementation of chapter 80, Laws of 2018
36 (2SSB 6453) (kinship caregiver legal support).

37 (24) The appropriations in this section include sufficient
38 funding to implement chapter 51, Laws of 2020 (SHB 2873) (families in
39 conflict).

1 (25) \$511,000 of the general fund—state appropriation for fiscal
2 year 2023 and \$153,000 of the general fund—federal appropriation are
3 provided solely to implement Second Substitute House Bill No. 1219
4 (youth counsel/dependency). (~~If the bill is not enacted by June 30,~~
5 ~~2021, the amounts provided in this subsection shall lapse.~~)

6 (26) \$219,000 of the general fund—state appropriation for fiscal
7 year 2022, \$208,000 of the general fund—state appropriation for
8 fiscal year 2023, and \$295,000 of the general fund—federal
9 appropriation are provided solely to implement Second Substitute
10 House Bill No. 1061 (child welfare/developmental disability). (~~If~~
11 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
12 ~~this subsection shall lapse.~~)

13 (~~(27) (\$29,000 of the general fund—state appropriation for fiscal~~
14 ~~year 2022 is provided solely to implement Second Substitute House~~
15 ~~Bill No. 1127 (COVID-19 health data privacy). If the bill is not~~
16 ~~enacted by June 30, 2021, the amount provided in this subsection~~
17 ~~shall lapse.~~

18 ~~(28))~~ \$451,000 of the general fund—state appropriation for
19 fiscal year 2022 and \$662,000 of the general fund—state appropriation
20 for fiscal year 2023 are provided solely for the department to
21 contract with a community organization with expertise in the LifeSet
22 case management model to serve youth and adults currently being
23 served in or exiting the foster care, juvenile justice, and mental
24 health systems to successfully transition to adulthood.

25 ~~((29))~~ (28) \$326,000 of the general fund—state appropriation
26 for fiscal year 2022, \$326,000 of the general fund—state
27 appropriation for fiscal year 2023, and \$148,000 of the general fund—
28 federal appropriation are provided solely to implement Engrossed
29 Second Substitute House Bill No. 1194 (parent-child visitation). (~~If~~
30 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
31 ~~this subsection shall lapse.~~

32 ~~(30))~~ (29) \$499,000 of the general fund—state appropriation for
33 fiscal year 2022, ~~(\$499,000)~~ \$824,000 of the general fund—state
34 appropriation for fiscal year 2023, and ~~(\$310,000)~~ \$410,000 of the
35 general fund—federal appropriation are provided solely to expand the
36 family connections program in two areas of the state in which the
37 program is not already established as of the effective date of this
38 section. One expansion site must be located west of the crest of the
39 Cascade mountain range and the other expansion site must be located

1 east of the crest of the Cascade mountain range. The program
2 expansion must follow the family connections program model pursuant
3 to RCW 74.13.715. To operate the two expansion sites, the department
4 must contract with a community-based organization that has experience
5 working with the foster care population and administering the family
6 connections program.

7 ~~((31))~~ (30) \$25,000 of the general fund—state appropriation for
8 fiscal year 2023 and \$25,000 of the general fund—federal
9 appropriation (ARPA) are provided solely for the department to
10 implement Engrossed Second Substitute House Bill No. 1227 (child
11 abuse allegations). ~~((If the bill is not enacted by June 30, 2021,~~
12 ~~the amounts provided in this subsection shall lapse.~~

13 ~~(32))~~ (31) If the department receives an allocation of federal
14 funding through an unanticipated receipt, the department shall not
15 expend more than what was approved or for another purpose than what
16 was approved by the governor through the unanticipated receipt
17 process pursuant to RCW 43.79.280.

18 (32) \$1,513,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely for a new behavioral
20 rehabilitation services facility in Vancouver.

21 (33) \$449,000 of the general fund—state appropriation for fiscal
22 year 2022, \$1,203,000 of the general fund—state appropriation for
23 fiscal year 2023, and \$353,000 of the general fund—federal
24 appropriation are provided solely for the department to revise and
25 update its policies, procedures, and the state Title IV-E plan to
26 reflect that it is appropriate to only refer child welfare cases to
27 the department of social and health services division of child
28 support enforcement when the court has found a child to have been
29 abandoned by their parent or guardian as defined in RCW 13.34.030.

30 (34) \$800,000 of the general fund—state appropriation for fiscal
31 year 2023 and \$200,000 of the general fund—federal appropriation are
32 provided solely for the department to contract for a workload study
33 of the duties of child welfare employees. The workload study must
34 include but is not limited to an evaluation of workload impacts
35 resulting from chapter 211, Laws of 2021 (child abuse allegations);
36 the federal family first prevention services act; the online foster
37 parent portal; and the changes in the application of the federal and
38 state Indian child welfare acts as required by the state supreme
39 court decisions in *In re Dependency of G.J.A.* and *In re Dependency of*

1 Z.J.G. and M.E.J.G. The staff addressed in the workload study must
2 include, at a minimum, all child welfare case-carrying workers
3 including, but not limited to, child protective services workers;
4 child and family welfare services workers; child welfare licensing
5 staff including staff who work on foster care assessment, safety, and
6 monitoring; and child protective services licensing workers. The
7 department must submit a report describing the workload study and its
8 results to the governor and appropriate legislative committees no
9 later than June 30, 2023.

10 (35) Within the amounts provided in this section, sufficient
11 funding is provided for the department to contract with a community
12 organization to administer monthly stipends to young adults who were
13 impacted by the federal moratorium that prohibited states from
14 discharging them from extended foster care due to age through
15 September 30, 2021, and young adults who age out of extended foster
16 care between October 1, 2021, and June 30, 2023. To the extent
17 feasible, the organization must administer the monthly stipends at
18 consistent amounts per young adult each month.

19 (36) \$200,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for the department to contract for a
21 systems assessment of state and federally funded services and
22 benefits for young adults enrolled in or exiting extended foster care
23 and make recommendations to improve the continuum of supports for the
24 extended foster care population to support successful transitions to
25 independent adulthood.

26 (a) The systems assessment must include, but is not limited to,
27 the following:

28 (i) A survey of state and federally funded services and benefits,
29 and the utilization of such services and benefits, including but not
30 limited to economic services, housing programs and payment vouchers,
31 independent living programs, educational supports, and access to
32 postsecondary opportunities, including vocational training and
33 placement programs, legal services, navigation assistance, and peer
34 mentoring. The survey must examine how these services and benefits
35 contribute to a continuum of supports for young adults enrolled in
36 extended foster care and those who have exited since September 2021;

37 (ii) A young adult needs assessment, including collecting data on
38 young adults enrolled in extended foster care and those who have
39 exited since September 2021. The needs assessment must also gauge

1 young adults' awareness of and ability to access the available
2 services and benefits;

3 (iii) Identification of gaps or redundancies within the existing
4 array of state and federally funded programs serving the extended
5 foster care population;

6 (iv) Identification of funding sources or programs that could be
7 used to address any gaps in the array of services and benefits
8 available; and

9 (v) An assessment of the various data systems currently used or
10 capable of being used to report on the young adult population served
11 by the extended foster care program. The data assessment must include
12 a discussion of any system limitations and recommendations to support
13 future data tracking of outcomes for this population.

14 (b) The department and contractor must engage with state agencies
15 administering relevant programs, contracted organizations serving the
16 extended foster care population, and young adults currently in
17 extended foster care and those who have exited since September 2021
18 to conduct the systems assessment. A status update must be submitted
19 to the governor and appropriate fiscal and policy committees of the
20 legislature by November 30, 2022. A final report must be submitted to
21 the governor and appropriate fiscal and policy committees by June 30,
22 2023.

23 (37) \$492,000 of the general fund—state appropriation for fiscal
24 year 2023 and \$133,000 of the general fund—federal appropriation are
25 provided solely to implement Substitute House Bill No. 1747 (child
26 relative placements). If the bill is not enacted by June 30, 2022,
27 the amounts provided in this subsection shall lapse.

28 (38) \$5,537,000 of the general fund—state appropriation for
29 fiscal year 2022, \$22,150,000 of the general fund—state appropriation
30 for fiscal year 2023, and \$6,078,000 of the general fund—federal
31 appropriation are provided solely to, effective April 1, 2022,
32 increase the hourly rate for contracted visitation providers to
33 \$35.89, implement standards regarding quality enhancement and Indian
34 child welfare act compliance in visitation contracts, and reimburse
35 visitation providers for mileage travelled between zero and 60 miles.
36 It is the intent of the legislature that contracted visitation
37 providers use funding provided in this subsection to provide an
38 hourly wage of at least \$20.00 for visitation workers.

1 (39) \$767,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the child welfare housing assistance
3 pilot program authorized in RCW 74.13.802.

4 (40) \$100,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for the provision of SafeCare, an
6 evidence-based parenting program, for families in Grays Harbor
7 county.

8 (41) \$50,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely to establish and implement two play-and-
10 learn groups for families in Grays Harbor county.

11 (42) \$300,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for the department to contract with a
13 clinic that treats prenatal substance exposure in children up to age
14 13 and that primarily serves families from Snohomish and King
15 counties. It is the intent of the legislature that the department's
16 contract with the clinic prioritize children for services who are at
17 risk of being removed from their family home, who were recently
18 reunified with their family following an out-of-home placement, who
19 have experienced multiple out-of-home placements and are at risk of
20 additional placements, and any other priority populations identified
21 by the department.

22 (43) \$1,926,000 of the general fund—state appropriation for
23 fiscal year 2022, \$7,704,000 of the general fund—state appropriation
24 for fiscal year 2023, and \$3,745,000 of the general fund—federal
25 appropriation are provided solely to increase the monthly rate paid
26 to contracted behavioral rehabilitation services facilities to
27 \$16,861.91 per youth, effective April 1, 2022. It is the intent of
28 the legislature that contracted facilities use funding provided in
29 this subsection to provide an hourly wage of at least \$25.00 to
30 direct care workers.

31 (44) \$650,000 of the general fund—state appropriation for fiscal
32 year 2022, \$2,598,000 of the general fund—state appropriation for
33 fiscal year 2023, and \$1,263,000 of the general fund—federal
34 appropriation are provided solely to increase the monthly rate paid
35 for contracted behavioral rehabilitation services therapeutic foster
36 care to \$10,126.92 per youth, effective April 1, 2022. It is the
37 intent of the legislature that the department's vendor contracts
38 specify that funding provided in this subsection is provided to
39 increase pass-through payments to therapeutic foster care homes.

1 **Sec. 228.** 2021 c 334 s 228 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—JUVENILE**
4 **REHABILITATION PROGRAM**

5	General Fund—State Appropriation (FY 2022)	((\$127,325,000))
6		<u>\$123,463,000</u>
7	General Fund—State Appropriation (FY 2023)	((\$129,690,000))
8		<u>\$126,893,000</u>
9	General Fund—Federal Appropriation	((\$3,464,000))
10		<u>\$694,000</u>
11	General Fund—Private/Local Appropriation	((\$1,787,000))
12		<u>\$166,000</u>
13	Washington Auto Theft Prevention Authority Account—	
14	State Appropriation	\$196,000
15	TOTAL APPROPRIATION	((\$262,462,000))
16		<u>\$251,412,000</u>

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

19 (1) ((~~\$331,000 of the general fund state appropriation for fiscal~~
20 ~~year 2022 and \$331,000 of the general fund state appropriation for~~
21 ~~fiscal year 2023 are provided solely for deposit in the county~~
22 ~~criminal justice assistance account for costs to the criminal justice~~
23 ~~system associated with the implementation of chapter 338, Laws of~~
24 ~~1997 (juvenile code revisions). The amounts provided in this~~
25 ~~subsection are intended to provide funding for county adult court~~
26 ~~costs associated with the implementation of chapter 338, Laws of 1997~~
27 ~~and shall be distributed in accordance with RCW 82.14.310.~~

28 (2)) \$2,841,000 of the general fund—state appropriation for
29 fiscal year 2022 and \$2,841,000 of the general fund—state
30 appropriation for fiscal year 2023 are provided solely for grants to
31 county juvenile courts for the ((juvenile justice)) programs
32 identified by the Washington state institute for public policy in its
33 report: "Inventory of Evidence-based, Research-based, and Promising
34 Practices for Prevention and Intervention Services for Children and
35 Juveniles in the Child Welfare, Juvenile Justice, and Mental Health
36 Systems." Additional funding for this purpose is provided through an
37 interagency agreement with the health care authority. County juvenile
38 courts shall apply to the department of children, youth, and families
39 for funding for program-specific participation and the department

1 shall provide grants to the courts consistent with the per-
2 participant treatment costs identified by the institute.

3 ~~((3))~~ (2) \$1,537,000 of the general fund—state appropriation
4 for fiscal year 2022 and \$1,537,000 of the general fund—state
5 appropriation for fiscal year 2023 are provided solely for expansion
6 of the juvenile justice treatments and therapies in department of
7 children, youth, and families programs identified by the Washington
8 state institute for public policy in its report: "Inventory of
9 Evidence-based, Research-based, and Promising Practices for
10 Prevention and Intervention Services for Children and Juveniles in
11 the Child Welfare, Juvenile Justice, and Mental Health Systems." The
12 department may concentrate delivery of these treatments and therapies
13 at a limited number of programs to deliver the treatments in a cost-
14 effective manner.

15 ~~((4))~~ (3)(a) \$6,198,000 of the general fund—state appropriation
16 for fiscal year 2022 and \$6,198,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely to implement
18 evidence- and research-based programs through community juvenile
19 accountability grants, administration of the grants, and evaluations
20 of programs funded by the grants. In addition to funding provided in
21 this subsection, funding to implement alcohol and substance abuse
22 treatment programs for locally committed offenders is provided
23 through an interagency agreement with the health care authority.

24 (b) The department of children, youth, and families shall
25 administer a block grant to county juvenile courts for the purpose of
26 serving youth as defined in RCW 13.40.510(4)(a) in the county
27 juvenile justice system. Funds dedicated to the block grant include:
28 Consolidated juvenile service (CJS) funds, community juvenile
29 accountability act (CJAA) grants, chemical dependency/mental health
30 disposition alternative (CDDA), and suspended disposition alternative
31 (SDA). The department of children, youth, and families shall follow
32 the following formula and must prioritize evidence-based programs and
33 disposition alternatives and take into account juvenile courts
34 program-eligible youth in conjunction with the number of youth served
35 in each approved evidence-based program or disposition alternative:
36 (i) Thirty-seven and one-half percent for the at-risk population of
37 youth ten to seventeen years old; (ii) fifteen percent for the
38 assessment of low, moderate, and high-risk youth; (iii) twenty-five
39 percent for evidence-based program participation; (iv) seventeen and

1 one-half percent for minority populations; (v) three percent for the
2 chemical dependency and mental health disposition alternative; and
3 (vi) two percent for the suspended dispositional alternatives.
4 Funding for the special sex offender disposition alternative (SSODA)
5 shall not be included in the block grant, but allocated on the
6 average daily population in juvenile courts. Funding for the
7 evidence-based expansion grants shall be excluded from the block
8 grant formula. Funds may be used for promising practices when
9 approved by the department of children, youth, and families and
10 juvenile courts, through the community juvenile accountability act
11 committee, based on the criteria established in consultation with
12 Washington state institute for public policy and the juvenile courts.

13 (c) The department of children, youth, and families and the
14 juvenile courts shall establish a block grant funding formula
15 oversight committee with equal representation from the department of
16 children, youth, and families and the juvenile courts. The purpose of
17 this committee is to assess the ongoing implementation of the block
18 grant funding formula, utilizing data-driven decision making and the
19 most current available information. The committee will be co-chaired
20 by the department of children, youth, and families and the juvenile
21 courts, who will also have the ability to change members of the
22 committee as needed to achieve its purpose. The committee may make
23 changes to the formula categories in (d)(ii) of this subsection if it
24 determines the changes will increase statewide service delivery or
25 effectiveness of evidence-based program or disposition alternative
26 resulting in increased cost/benefit savings to the state, including
27 long-term cost/benefit savings. The committee must also consider
28 these outcomes in determining when evidence-based expansion or
29 special sex offender disposition alternative funds should be included
30 in the block grant or left separate.

31 (d) The juvenile courts and administrative office of the courts
32 must collect and distribute information and provide access to the
33 data systems to the department of children, youth, and families and
34 the Washington state institute for public policy related to program
35 and outcome data. The department of children, youth, and families and
36 the juvenile courts must work collaboratively to develop program
37 outcomes that reinforce the greatest cost/benefit to the state in the
38 implementation of evidence-based practices and disposition
39 alternatives.

1 ~~((5) \$1,352,000))~~ (4) \$645,000 of the general fund—state
2 appropriation for fiscal year 2022 and ~~((1,352,000))~~ \$645,000 of the
3 general fund—state appropriation for fiscal year 2023 are provided
4 solely for funding of the teamchild project.

5 ~~((6) \$283,000 of the general fund—state appropriation for fiscal~~
6 ~~year 2022 and \$283,000 of the general fund—state appropriation for~~
7 ~~fiscal year 2023 are provided solely for the juvenile detention~~
8 ~~alternatives initiative.~~

9 ~~(7))~~ (5) \$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 a grant program focused
12 on criminal street gang prevention and intervention. The department
13 of children, youth, and families may award grants under this
14 subsection. The department of children, youth, and families shall
15 give priority to applicants who have demonstrated the greatest
16 problems with criminal street gangs. Applicants composed of, at a
17 minimum, one or more local governmental entities and one or more
18 nonprofit, nongovernmental organizations that have a documented
19 history of creating and administering effective criminal street gang
20 prevention and intervention programs may apply for funding under this
21 subsection. Each entity receiving funds must report to the department
22 of children, youth, and families on the number and types of youth
23 served, the services provided, and the impact of those services on
24 the youth and the community.

25 ~~((8))~~ (6) The juvenile rehabilitation institutions may use
26 funding appropriated in this subsection to purchase goods, supplies,
27 and services through hospital group purchasing organizations when it
28 is cost-effective to do so.

29 ~~((9))~~ (7) \$50,000 of the general fund—state appropriation for
30 fiscal year 2022 and \$50,000 of the general fund—state appropriation
31 for fiscal year 2023 are provided solely for grants to county
32 juvenile courts to establish alternative detention facilities similar
33 to the proctor house model in Jefferson county, Washington, that will
34 provide less restrictive confinement alternatives to youth in their
35 local communities. County juvenile courts shall apply to the
36 department of children, youth, and families for funding and each
37 entity receiving funds must report to the department on the number
38 and types of youth serviced, the services provided, and the impact of
39 those services on the youth and the community.

1 ~~((10))~~ (8) \$432,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$432,000 of the general fund—state appropriation
3 for fiscal year 2023 are provided solely for the department to
4 provide housing services to clients releasing from incarceration into
5 the community.

6 ~~((11))~~ (9) \$100,000 of the general fund—state appropriation for
7 fiscal year 2022 is provided solely to assess the juvenile court
8 assessment tool. The juvenile rehabilitation program shall contract
9 with the Washington state institute for public policy to review the
10 standardized juvenile court assessment tool to assess whether it
11 accurately determines eligibility criteria and properly assigns youth
12 to programs that meet their needs. The institute must work in
13 collaboration with the juvenile block grant proviso committee.

14 ~~((12))~~ (10)(a) \$773,000 of the general fund—state appropriation
15 for fiscal year 2022 and \$986,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for
17 implementation of Engrossed Second Substitute House Bill No. 1186
18 (concerning juvenile rehabilitation community transition services).
19 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
20 in this subsection shall lapse.))~~

21 (b) Of the amounts provided in (a) of this subsection, \$50,000 of
22 the general fund—state appropriation for fiscal year 2022 and
23 \$105,000 of the general fund—state appropriation for fiscal year 2023
24 are provided solely for housing vouchers.

25 ~~((13))~~ (11) \$128,000 of the general fund—state appropriation
26 for fiscal year 2022 is provided solely for implementation of
27 Engrossed Second Substitute House Bill No. 1295 (institutional ed./
28 release). ~~((If the bill is not enacted by June 30, 2021, the amount
29 provided in this subsection shall lapse.~~

30 ~~(14))~~ (12) \$122,000 of the general fund—state appropriation for
31 fiscal year 2022 and \$123,000 of the general fund—state appropriation
32 for fiscal year 2023 are provided solely for implementation of
33 Engrossed Substitute Senate Bill No. 5118 (supporting successful
34 reentry). ~~((If the bill is not enacted by June 30, 2021, the amounts
35 provided in this subsection shall lapse.~~

36 ~~(15))~~ (13) Sufficient funding is provided within this section
37 for implementation of Engrossed Second Substitute Senate Bill No.
38 5304 (reentry services/state and local institutions).

1 ~~((16))~~ (14) Within existing resources, the department shall
2 evaluate the Martin hall juvenile detention facility located in
3 Medical Lake as an option for increased capacity needs for the
4 juvenile rehabilitation program.

5 (15) \$711,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$848,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for implementation of Substitute
8 House Bill No. 2050 (parent pay/child detention). If the bill is not
9 enacted by June 30, 2022, the amounts provided in this subsection
10 shall lapse.

11 (16) The department of children, youth, and families—juvenile
12 rehabilitation must cease operation of the Naselle youth camp by June
13 30, 2023. It is the intention of the legislature after the closure to
14 transfer management of the Naselle youth camp land and facilities to
15 the department of natural resources and develop the facilities into
16 an outdoor school. The department must assist the department of
17 natural resources and the office of the superintendent of public
18 instruction with the report on the use of the Naselle youth camp for
19 an outdoor school as needed pursuant to section 310 of this act.

20 (17)(a) The block grant oversight committee, as defined in RCW
21 13.40.511, shall work in collaboration with the Washington state
22 institute for public policy, the University of Washington's evidence-
23 based practice institute, and the children and family and early
24 learning divisions of the department of children, youth, and families
25 to develop recommendations for the expansion of community juvenile
26 accountability programs funded through juvenile court block grant
27 funding provided by the juvenile rehabilitation division of the
28 department of children, youth, and families and the juvenile courts.
29 The committee's recommendations shall include consideration of the
30 expansion of:

31 (i) Block grant funding to community juvenile programs that
32 provide services to juveniles assessed as low risk;

33 (ii) Block grant funding to community juvenile programs that
34 provide services that are not solely focused on reducing recidivism;

35 (iii) Available block grant funding needed to complete
36 evaluations of programs such that more programs may be evaluated to
37 be classified as evidence-based; and

1 (iv) Classifications used by the Washington state institute for
2 public policy to demonstrate the effectiveness of programs provided
3 by juvenile court.

4 (b) The block grant oversight committee must report its findings
5 and recommendations to the appropriate committees of the legislature
6 by November 1, 2022.

7 (18) \$100,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for the juvenile rehabilitation
9 administration to contract with a peer navigator program that
10 currently mentors and assists with the needs of justice-involved
11 youth and young adults who are from the city of Federal Way and who
12 are currently residing at the Green Hill school. The mentorship
13 program must provide peer coaching and support by aiding in the
14 personal and professional development of incarcerated youth and young
15 adults through life skills, job readiness, youth leadership, and
16 results-based projects.

17 (19) \$40,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$156,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided for two juvenile education-security
20 staff positions for juvenile rehabilitation's GED education programs.
21 One education-security position must be located at the Echo Glen
22 children's center to assist with the open doors program and one
23 education-security position must be located at the Green Hill school.
24 The goal of the education-security positions is to provide
25 dependable, daily education opportunities for students participating
26 in the GED programs located at the respective institutional
27 facilities. The education-security positions are responsible for
28 providing daily escort to and from the classroom for students
29 attending school and for providing classroom management during the
30 period while students are attending classes.

31 **Sec. 229.** 2021 c 334 s 229 (uncodified) is amended to read as
32 follows:

33 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—EARLY LEARNING**
34 **PROGRAM**

35	General Fund—State Appropriation (FY 2022).	((\$289,936,000))
36		\$327,631,000
37	General Fund—State Appropriation (FY 2023).	((\$348,787,000))
38		\$427,291,000

1	General Fund—Federal Appropriation.	((\$1,066,945,000))
2		<u>\$1,070,049,000</u>
3	General Fund—Private/Local Appropriation.	((\$86,000))
4		<u>\$96,000</u>
5	Education Legacy Trust Account—State Appropriation. . .	((\$28,127,000))
6		<u>\$28,155,000</u>
7	Home Visiting Services Account—State Appropriation. . .	((\$23,966,000))
8		<u>\$25,529,000</u>
9	Home Visiting Services Account—Federal Appropriation. . .	\$29,776,000
10	Washington Opportunity Pathways Account—State	
11	Appropriation.	\$80,000,000
12	Workforce Education Investment Account—State	
13	Appropriation.	\$8,482,000
14	TOTAL APPROPRIATION.	((\$1,876,105,000))
15		<u>\$1,997,009,000</u>

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

18 (1) (a) ((~~\$80,273,000~~)) \$82,040,000 of the general fund—state
19 appropriation for fiscal year 2022, ((~~\$119,932,000~~)) \$132,308,000 of
20 the general fund—state appropriation for fiscal year 2023,
21 \$24,070,000 of the education legacy trust account—state
22 appropriation, \$80,000,000 of the opportunity pathways account—state
23 appropriation, and \$25,452,000 of the general fund—federal
24 appropriation (CRRSA/GEER) are provided solely for the early
25 childhood education and assistance program. These amounts shall
26 support at least 15,162 slots in fiscal year 2022 and ((~~15,912~~))
27 16,000 slots in fiscal year 2023. Of the total slots in each fiscal
28 year, 100 slots must be reserved for foster children to receive
29 school-year-round enrollment.

30 (b) Of the amounts provided in this subsection, \$14,930,000 of
31 the general fund—state appropriation for fiscal year 2023 and
32 \$14,889,000 of the general fund—federal appropriation (CRRSA/GEER)
33 are for a slot rate increase of ten percent beginning July 1, 2021.
34 The funding provided in this subsection is sufficient for the
35 department to increase rates according to inflation, pursuant to
36 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
37 dev. exp.), beginning in fiscal year 2023 and annually thereafter.

38 (c) Of the amounts provided in this subsection, \$1,358,000 of the
39 general fund—state appropriation for fiscal year 2022 and \$4,612,000

1 of the general fund—state appropriation for fiscal year 2023 are
2 provided solely for the department to provide early childhood
3 education and assistance program services during summer 2022.

4 (d) Of the amounts provided in this subsection, \$409,000 of the
5 general fund—state appropriation for fiscal year 2022 and \$859,000 of
6 the general fund—state appropriation for fiscal year 2023 are
7 provided solely for a quality support rate for the early childhood
8 education and assistance program.

9 (e) The department of children, youth, and families must develop
10 a methodology to identify, at the school district level, the
11 geographic locations of where early childhood education and
12 assistance program slots are needed to meet the entitlement specified
13 in RCW 43.216.556. This methodology must be linked to the caseload
14 forecast produced by the caseload forecast council and must include
15 estimates of the number of slots needed at each school district and
16 the corresponding facility needs required to meet the entitlement in
17 accordance with RCW 43.216.556. This methodology must be included as
18 part of the budget submittal documentation required by RCW 43.88.030.

19 (2) \$200,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$200,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely to develop and provide
22 culturally relevant supports for parents, family, and other
23 caregivers.

24 (3) The department is the lead agency for and recipient of the
25 federal child care and development fund grant. Amounts within this
26 grant shall be used to fund child care licensing, quality
27 initiatives, agency administration, and other costs associated with
28 child care subsidies.

29 (4) The legislature recognizes that the federal government has
30 provided substantial additional funding through the coronavirus
31 response and relief supplemental appropriations act, P.L. 116-260,
32 division M. and the American rescue plan act of 2021, P.L. 117-2. The
33 purpose of the additional federal funding is to ensure access to
34 affordable child care and to stabilize and support child care
35 providers from the effects of the COVID-19 pandemic. The legislature
36 intends with the passage of Engrossed Second Substitute Senate Bill
37 No. 5237 (child care & early dev. exp.) to implement these federal
38 purposes by expanding eligibility for subsidized child care, reducing
39 parent copayments, increasing provider base rates to recognize

1 increased costs, and providing other financial support to stabilize
2 the child care sector to remain open or to reopen. The legislature
3 finds that the state lacked the fiscal capacity to make these
4 investments and the additional federal funding has provided the
5 opportunity to supplement state funding to expand and accelerate
6 child care access, affordability, and provider support as the state
7 navigates the COVID-19 pandemic and its aftermath.

8 (5) (~~(\$20,110,000)~~) \$39,723,000 of the general fund—state
9 appropriation in fiscal year 2022, (~~(\$45,757,000)~~) \$82,187,000 of the
10 general fund—state appropriation in fiscal year 2023, \$8,482,000 of
11 the workforce education investment account—state appropriation,
12 \$283,375,000 of the general fund—federal appropriation, \$59,893,000
13 of the general fund—federal appropriation (CARES), (~~(\$65,482,000)~~)
14 \$98,723,000 of the general fund—federal appropriation (CRRSA), and
15 (~~(\$111,252,000)~~) \$153,814,000 of the general fund—federal
16 appropriation (ARPA) are provided solely for the working connections
17 child care program under RCW 43.216.135. Of the amounts provided in
18 this subsection:

19 (a) The department of children, youth, and families shall work in
20 collaboration with the department of social and health services to
21 determine the appropriate amount of state expenditures for the
22 working connections child care program to claim towards the state's
23 maintenance of effort for the temporary assistance for needy families
24 program. The departments will also collaborate to track the average
25 monthly child care subsidy caseload and expenditures by fund type,
26 including child care development fund, general fund—state
27 appropriation, and temporary assistance for needy families for the
28 purpose of estimating the annual temporary assistance for needy
29 families reimbursement from the department of social and health
30 services to the department of children, youth, and families.
31 Effective December 1, 2022, and annually thereafter, the department
32 of children, youth, and families must report to the governor and the
33 appropriate fiscal and policy committees of the legislature the total
34 state contribution for the working connections child care program
35 claimed the previous fiscal year towards the state's maintenance of
36 effort for the temporary assistance for needy families program and
37 the total temporary assistance for needy families reimbursement from
38 the department of social and health services for the previous fiscal
39 year.

1 (b) \$6,390,000 is for the compensation components of the
2 2021-2023 collective bargaining agreement covering family child care
3 providers as provided in section 947 of this act. Of the amounts
4 provided in this subsection:

5 (i) \$4,410,000 is for a 35 cent per hour per child rate increase
6 for family, friends, and neighbor providers (FFNs) beginning July 1,
7 2022;

8 (ii) \$854,000 is to increase the rate paid to providers who reach
9 level 3.5 of the state's early achievers quality rating system by two
10 percent beginning July 1, 2021; and

11 (iii) \$1,126,000 is to increase the nonstandard hour care rate by
12 \$10.00 per child per month beginning July 1, 2021.

13 (c) \$42,562,000 of the general fund—federal appropriation (ARPA)
14 and \$2,785,000 of the general fund—federal appropriation (CRRSA) are
15 provided solely for the implementation of an agreement reached
16 between the governor and the service employees international union
17 local 925 for a cost of care rate enhancement for family child care
18 providers under the provisions of chapter 41.56 RCW for fiscal year
19 2023 as provided in section 939 of this act.

20 (d) \$73,627,000 of the general fund—state appropriation for
21 fiscal year 2023, \$59,893,000 of the general fund—federal
22 appropriation (CARES), \$65,925,000 of the general fund—federal
23 appropriation (CRRSA), and \$99,918,000 of the general fund—federal
24 appropriation (ARPA) are provided solely for enhancements to the
25 working child care connections program, pursuant to Engrossed Second
26 Substitute Senate Bill No. 5237 (child care & early dev. exp.). Of
27 the amounts provided in this subsection:

28 (i) \$28,759,000 of the general fund—federal appropriation
29 (CARES), \$11,993,000 of the general fund—federal appropriation
30 (CRRSA), and \$35,979,000 of the general fund—federal appropriation
31 (ARPA) are provided solely for the implementation of reduced
32 household child care monthly copayments. For households at or below
33 50 percent of the state median income, copayments are capped at \$115
34 through January 1, 2022, and \$90 from January 1, 2022, through fiscal
35 year 2023. For households at or below 60 percent of the state median
36 income, copayments are capped at \$115 through June 30, 2023.

37 (ii) \$73,627,000 of the general fund—state appropriation for
38 fiscal year 2023, \$31,134,000 of the general fund—federal
39 appropriation (CARES), \$40,195,000 of the general fund—federal

1 appropriation (CRRSA), and \$45,476,000 of the general fund—federal
2 appropriation (ARPA) are provided solely to increase subsidy base
3 rates to the 85th percentile of market for child care providers based
4 on the 2021 market rate survey beginning January 1, 2023. The state
5 and the representative for family child care providers must enter
6 into bargaining over the implementation of subsidy rate increases,
7 and apply those increases consistent with the terms of this proviso
8 and the agreement reached between the parties.

9 (iii) \$3,930,000 of the general fund—federal appropriation
10 (CRRSA) and \$4,903,000 of the general fund—federal appropriation
11 (ARPA) are provided solely to waive work requirements for student
12 parents utilizing the working connections child care program.

13 (iv) \$6,726,000 of the general fund—federal appropriation (CRRSA)
14 and \$10,633,000 of the general fund—federal appropriation (ARPA) are
15 provided solely to expand eligibility for the working connections
16 child care program to households at or below 60 percent of state
17 median income, beginning October 1, 2021.

18 (v) \$1,549,000 of the general fund—federal appropriation (CRRSA)
19 and \$982,000 of the general fund—federal appropriation (ARPA) are
20 provided solely for the department to implement an infant rate
21 enhancement for child care providers.

22 ~~((d) In order to not exceed the appropriated amount, the~~
23 ~~department shall manage the program so that the average monthly~~
24 ~~caseload does not exceed 33,000 households and the department shall~~
25 ~~give prioritized access into the program according to the following~~
26 ~~order:~~

27 ~~(i) Families applying for or receiving temporary assistance for~~
28 ~~needy families (TANF);~~

29 ~~(ii) TANF families curing sanction;~~

30 ~~(iii) Foster children;~~

31 ~~(iv) Families that include a child with special needs;~~

32 ~~(v) Families in which a parent of a child in care is a minor who~~
33 ~~is not living with a parent or guardian and who is a full-time~~
34 ~~student in a high school that has a school-sponsored on-site child~~
35 ~~care center;~~

36 ~~(vi) Families with a child residing with a biological parent or~~
37 ~~guardian who have received child protective services, child welfare~~
38 ~~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) Funding provided in this subsection is sufficient for the
10 department to pay licensed providers for child care subsidy payments
11 based on a child's enrollment rather than attendance from April 1,
12 2022, through June 30, 2022. Licensed providers may still receive
13 subsidy payment based on enrollment when:

14 (i) The provider temporarily closes their child care setting due
15 to a COVID-19 outbreak; and

16 (ii) The child's family remains eligible for subsidy and the
17 provider is authorized care.

18 The department will not make subsidy payments to providers who
19 close for reasons not related to the pandemic.

20 (f) On July 1, 2021, and July 1, 2022, the department, in
21 collaboration with the department of social and health services, must
22 report to the governor and the appropriate fiscal and policy
23 committees of the legislature on the status of overpayments in the
24 working connections child care program. The report must include the
25 following information for the previous fiscal year:

26 (i) A summary of the number of overpayments that occurred;

27 (ii) The reason for each overpayment;

28 (iii) The total cost of overpayments;

29 (iv) A comparison to overpayments that occurred in the past two
30 preceding fiscal years; and

31 (v) Any planned modifications to internal processes that will
32 take place in the coming fiscal year to further reduce the occurrence
33 of overpayments.

34 (6) Within available amounts, the department in consultation with
35 the office of financial management shall report enrollments and
36 active caseload for the working connections child care program to the
37 governor and the legislative fiscal committees and the legislative-
38 executive WorkFirst poverty reduction oversight task force on an
39 agreed upon schedule. The report shall also identify the number of
40 cases participating in both temporary assistance for needy families

1 and working connections child care. The department must also report
2 on the number of children served through contracted slots.

3 (7) \$623,000 of the general fund—state appropriation for fiscal
4 year 2022, \$935,000 of the general fund—state appropriation for
5 fiscal year 2023, and \$6,701,000 of the general fund—federal
6 appropriation are provided solely for the seasonal child care
7 program.

8 (8) \$871,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$871,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the department of children,
11 youth, and families to contract with a countywide nonprofit
12 organization with early childhood expertise in Pierce county for a
13 pilot project to prevent child abuse and neglect using nationally
14 recognized models.

15 (a) The nonprofit organization must continue to implement a
16 countywide resource and referral linkage system for families of
17 children who are prenatal through age five.

18 (b) The nonprofit organization must offer a voluntary brief
19 newborn home visiting program. The program must meet the diverse
20 needs of Pierce county residents and, therefore, it must be flexible,
21 culturally appropriate, and culturally responsive. The department, in
22 collaboration with the nonprofit organization, must examine the
23 feasibility of leveraging federal and other fund sources, including
24 federal Title IV-E and medicaid funds, for home visiting provided
25 through the pilot. The department must report its findings to the
26 governor and appropriate legislative committees by September 1, 2022.

27 (9) (a) \$5,899,000 of the general fund—state appropriation for
28 fiscal year 2022 and \$8,382,000 of the general fund—state
29 appropriation for fiscal year 2023 are provided solely for the early
30 childhood intervention prevention services (ECLIPSE) program. The
31 department shall contract for ECLIPSE services to provide therapeutic
32 child care and other specialized treatment services to abused,
33 neglected, at-risk, and/or drug-affected children. The department
34 shall pursue opportunities to leverage other funding to continue and
35 expand ECLIPSE services. Priority for services shall be given to
36 children referred from the department.

37 (b) Of the amounts provided in this subsection (9), \$1,246,000 of
38 the general fund—state appropriation for fiscal year 2022 and
39 \$3,719,000 of the general fund—state appropriation for fiscal year

1 2023 are provided solely for the expansion of ECLIPSE services,
2 pursuant to Engrossed Second Substitute Senate Bill No. 5237 (child
3 care & early dev. exp.). Funding provided for the expansion of
4 services is intended to serve new geographic areas not currently
5 served by ECLIPSE services. (~~If the bill is not enacted by June 30,~~
6 ~~2021, the amounts provided in this subsection (9)(b) shall lapse.~~)

7 (10) The department shall place a ten percent administrative
8 overhead cap on any contract entered into with the University of
9 Washington. In a bi-annual report to the governor and the
10 legislature, the department shall report the total amount of funds
11 spent on the quality rating and improvements system and the total
12 amount of funds spent on degree incentives, scholarships, and tuition
13 reimbursements.

14 (11) \$1,728,000 of the general fund—state appropriation for
15 fiscal year 2022 and \$1,728,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely for reducing
17 barriers for low-income providers to participate in the early
18 achievers program.

19 (12) \$300,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$300,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for a contract with a nonprofit
22 entity experienced in the provision of promoting early literacy for
23 children through pediatric office visits.

24 (13) \$4,000,000 of the education legacy trust account—state
25 appropriation is provided solely for early intervention assessment
26 and services.

27 (14) The department shall work with state and local law
28 enforcement, federally recognized tribal governments, and tribal law
29 enforcement to develop a process for expediting fingerprinting and
30 data collection necessary to conduct background checks for tribal
31 early learning and child care providers.

32 (15) \$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 implementation of chapter
35 202, Laws of 2017 (children's mental health).

36 (16) Within existing resources, the department shall implement
37 chapter 409, Laws of 2019 (early learning access).

38 (17)(a) \$7,355,000 of the general fund—state appropriation for
39 fiscal year 2022, \$11,126,000 of the general fund—state appropriation

1 for fiscal year 2023, \$11,032,000 of the general fund—federal
2 appropriation (CRRSA), and \$9,632,000 of the general fund—federal
3 appropriation (ARPA) are provided solely for the implementation of
4 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
5 dev. exp.). (~~If the bill is not enacted by June 30, 2021, the~~
6 ~~amounts provided in this subsection shall lapse.~~) The legislature
7 intends for the appropriations provided in this subsection to
8 stabilize and support child care providers and early learning
9 contractors and to expand families' access to affordable, quality
10 child care and early learning during and after the COVID-19 public
11 health emergency. Of the amounts provided in this subsection:

12 (i) \$2,535,000 of the general fund—state appropriation for fiscal
13 year 2022, \$2,535,000 of the general fund—state appropriation for
14 fiscal year 2023, and \$4,604,000 of the general fund—federal
15 appropriation (CRRSA) are provided solely for the implementation of
16 complex needs funds.

17 (ii) \$966,000 of the general fund—federal appropriation (CRRSA)
18 and \$1,836,000 of the general fund—federal appropriation (ARPA) are
19 provided solely for the implementation of trauma-informed care
20 supports.

21 (iii) \$180,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$3,200,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the department to implement
24 dual language rate enhancements.

25 (iv) \$671,000 of the general fund—state appropriation for fiscal
26 year 2022, \$656,000 of the general fund—state appropriation for
27 fiscal year 2023, and \$3,982,000 of the general fund—federal
28 appropriation (ARPA) are provided solely for the implementation of
29 equity grants.

30 (v) \$773,000 of the general fund—state appropriation for fiscal
31 year 2022, (~~(\$773,000)~~) \$958,000 of the general fund—state
32 appropriation for fiscal year 2023, \$1,500,000 of the general fund—
33 federal appropriation (CRRSA), and \$900,000 of the general fund—
34 federal appropriation (ARPA) are provided solely for infant and early
35 childhood mental health consultation.

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.

1 (vii) \$930,000 of the general fund—state appropriation for fiscal
2 year 2022, \$1,075,000 of the general fund—state appropriation for
3 fiscal year 2023, \$3,597,000 of the general fund—federal
4 appropriation (CRRSA), and \$2,419,000 of the general fund—federal
5 appropriation (ARPA) are provided solely for the implementation of
6 trainings, early achievers scholarships, and other professional
7 development activities. Amounts provided in this subsection may be
8 used to contract with a nonprofit organization that provides
9 relationship-based professional development support to family,
10 friend, and neighbor, child care center, and licensed family care
11 providers.

12 (viii) \$1,585,000 of the general fund—state appropriation for
13 fiscal year 2022 and \$2,196,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for the
15 department to expand the birth-to-three early childhood education and
16 assistance program.

17 (ix) \$421,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$408,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the department to
20 collaborate with the department of commerce on technical assistance
21 to employers interested in providing child care to employees.

22 (b) The state and the representative for family child care
23 providers must enter into bargaining over the implementation of
24 grants and rate increases included in this proviso, and apply those
25 increases consistent with the terms of this proviso and the agreement
26 reached between the parties.

27 (18) \$265,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$265,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for a statewide family resource
30 and referral linkage system, with coordinated access point of
31 resource navigators who will connect families with children prenatal
32 through age five with services, programs, and community resources
33 through a facilitated referral and linkage process.

34 (19)(a) \$414,000 of the general fund—federal appropriation (ARPA)
35 is provided solely for the department to establish a pilot project to
36 determine the feasibility of a child care license category for multi-
37 site programs operating under one owner or one entity. The department
38 shall adopt rules to implement the pilot project and may waive or
39 adapt licensing requirements when necessary to allow for the

1 operation of a new license category. Pilot participants must include,
2 at least:

- 3 (i) One governmental agency;
- 4 (ii) One nonprofit organization; and
- 5 (iii) One for-profit private business.

6 (b) New or existing license child care providers may participate
7 in the pilot. When selecting and approving pilot project locations,
8 the department shall aim to select a mix of rural, urban, and
9 suburban locations. By July 1, 2024, the department shall submit to
10 the relevant committees of the legislature recommendations on whether
11 to permanently implement this license category and what, if any,
12 changes are needed to law to accomplish this.

13 (20) (a) \$2,771,000 of the home visiting account—state
14 appropriation for fiscal year 2022, \$5,299,000 of the home visiting
15 account—state appropriation for fiscal year 2023, and \$3,000,000 of
16 the general fund—federal appropriation (ARPA) are provided to expand
17 home visiting services, enhance data collection, and support the
18 local implementing agencies providing home visiting services. The
19 department shall:

20 (i) Contract with local implementing agencies to expand home
21 visiting services by October 1, 2021; and

22 (ii) Provide semiannual updates to the home visiting advisory
23 committee established in RCW 43.216.130 that includes an updated
24 number of families served in home visiting programs and a status of
25 the home visiting services account balance.

26 (iii) The home visiting advisory committee established in RCW
27 43.216.130 shall make recommendations to the department and the
28 legislature by June 1, 2022, containing strategies for supporting
29 home visiting providers and serving additional families.
30 Recommendations should include, but are not limited to, strategies in
31 the 2019 report to the legislature *Opportunities and Considerations*
32 *for Expanding Home Visiting Services in Washington State*, such as
33 enhancing data system collections and reporting, professional
34 development supports, and rate adjustments to reimburse for the true
35 cost of service delivery.

36 (b) Of the amounts provided in (a) of this subsection, \$2,528,000
37 of the home visiting account—state appropriation for fiscal year 2023
38 and \$3,000,000 of the general fund—federal appropriation (ARPA) are
39 provided for additional home visiting services in order to implement

1 Engrossed Second Substitute Senate Bill No. 5237 (child care & early
2 dev. exp.). (~~If the bill is not enacted by June 30, 2021, the~~
3 ~~amounts provided in this subsection shall lapse.~~)

4 (21) The appropriations in this section are sufficient funding to
5 implement section 29 of Substitute Senate Bill No. 5151 (foster care
6 & child care).

7 (22) (a) \$390,600,000 of the general fund—federal appropriation
8 (ARPA) and \$9,400,000 of the general fund—federal appropriation
9 (CARES) are provided solely for the department to distribute grants
10 to child care providers to stabilize the child care industry as part
11 of the state's response to the COVID-19 public health emergency.
12 Child care providers are eligible for grants if they are eligible for
13 child care development fund moneys or if they are licensed,
14 regulated, or registered within the state. The funding provided in
15 this subsection must be expended consistent with federal law. Of the
16 amounts provided in this subsection:

17 (i) \$27,342,000 of the general fund—federal appropriation (ARPA)
18 is provided solely for the department to administer the grant
19 program, including but not limited to costs related to creating and
20 administering the online grant application, providing technical
21 assistance and support for applying for and accessing the grants,
22 publicizing the availability of the grants, and processing
23 applications on a rolling basis.

24 (ii) \$11,718,000 of the general fund—federal appropriation (ARPA)
25 is provided solely for the department to contract with an
26 organization to provide language access support to child care
27 providers during the grant application process, including but not
28 limited to translation services, community-based support related to
29 the grant application process, and other grant application support.

30 (iii) \$351,540,000 of the general fund—federal appropriation
31 (ARPA) and \$9,400,000 of the general fund—federal appropriation
32 (CARES) are provided solely for child care stabilization grants to
33 eligible child care providers as defined in section 2202 of the
34 American rescue plan act of 2021 (ARPA). In applying for grants,
35 child care providers are expected to meet the certification
36 requirements defined in section 2202(d)(2)(D)(i) of ARPA. To the
37 extent practicable, at least 10 percent of each grant awarded to an
38 eligible child care provider must be used for compensation increases
39 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) \$260,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for the department to implement an
9 infant and early childhood mental health consultation initiative to
10 support tribal child care and early learning programs. Funding may be
11 used to provide culturally congruent infant and early childhood
12 mental health supports for tribal child care, tribal early childhood
13 education and assistance program, and tribal head start providers.
14 The department must consult with federally recognized tribes which
15 may include round tables through the Indian policy early learning
16 committee.

17 (30) \$640,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for the department to help expand and
19 support family, friend, or neighbor caregivers with a focus on the
20 provision of play and learn groups. Funding provided in this
21 subsection may be used for the department to:

22 (a) Fund consistent staffing across the state's six geographic
23 regions to support the needs of family, friend, or neighbor
24 caregivers;

25 (b) Contract with a statewide child care resource and referral
26 program to sustain and expand the number of facilitated play groups
27 to meet the needs of communities statewide;

28 (c) Support existing infrastructure for organizations that have
29 developed the three existing play and learn program models so they
30 have capacity to provide training, technical assistance, evaluation,
31 data collection, and other support needed for implementation; and

32 (d) Provide direct implementation support to community-based
33 organizations that offer play and learn groups.

34 **Sec. 230.** 2021 c 334 s 230 (uncodified) is amended to read as
35 follows:

36 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—PROGRAM SUPPORT**
37 General Fund—State Appropriation (FY 2022). (~~(\$171,339,000)~~)
38 \$189,004,000

1	General Fund—State Appropriation (FY 2023)	((\$171,554,000))
2		<u>\$196,236,000</u>
3	General Fund—Federal Appropriation	((\$194,079,000))
4		<u>\$186,505,000</u>
5	General Fund—Private/Local Appropriation	((\$394,000))
6		<u>\$456,000</u>
7	Education Legacy Trust Account—State Appropriation	\$180,000
8	Home Visiting Services Account—State Appropriation	((\$458,000))
9		<u>\$468,000</u>
10	Home Visiting Services Account—Federal Appropriation	\$380,000
11	TOTAL APPROPRIATION	((\$538,384,000))
12		<u>\$573,229,000</u>

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

15 (1) \$400,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$400,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for a Washington state mentoring
18 organization to continue its public-private partnerships providing
19 technical assistance and training to mentoring programs that serve
20 at-risk youth.

21 (2) (a) \$1,000 of the general fund—state appropriation for fiscal
22 year 2022, \$1,000 of the general fund—state appropriation for fiscal
23 year 2023, and \$2,000 of the general fund—federal appropriation are
24 provided solely for the implementation of an agreement reached
25 between the governor and the Washington federation of state employees
26 for the language access providers under the provisions of chapter
27 41.56 RCW for the 2021-2023 fiscal biennium, as provided in section
28 945 of this act.

29 (b) \$6,000 of the general fund—state appropriation for fiscal
30 year 2023 and \$2,000 of the general fund—federal appropriation are
31 provided solely for the implementation of an agreement reached
32 between the governor and the Washington federation of state employees
33 for the language access providers under the provisions of chapter
34 41.56 RCW for fiscal year 2023 as provided in section 937 of this
35 act.

36 (3) \$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 a full-time employee to
39 coordinate policies and programs to support pregnant and parenting

1 individuals receiving chemical dependency or substance use disorder
2 treatment.

3 (4) \$505,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$505,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department to
6 collaborate with the office of the superintendent of public
7 instruction to complete a report with options and recommendations for
8 administrative efficiencies and long-term strategies that align and
9 integrate high-quality early learning programs administered by both
10 agencies and consistent with implementation of Engrossed Second
11 Substitute Senate Bill No. 5237 (child care dev. exp.). The report,
12 due September 1, 2022, shall address capital needs, data collection
13 and data sharing, licensing changes, quality standards, options for
14 community-based and school-based settings with inclusive facilities
15 and operations, fiscal modeling, statutory changes needed to achieve
16 administrative efficiencies, and all other requirements of Engrossed
17 Second Substitute Senate Bill No. 5237 (child care & early dev.
18 exp.).

19 (5) Within existing resources, the department shall submit a
20 brief report to the governor and appropriate legislative committees
21 by December 1, 2022, outlining options for creating a new dedicated
22 account for adoption support that will meet 42 U.S.C. Sec. 473
23 requirements. The report shall include a methodology for calculating
24 savings in a manner that can be incorporated into the adoption
25 support forecast budget process, statutory needs, and expenditure
26 guidelines for the account.

27 (6) \$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 a statewide nonprofit with
30 demonstrated capability of partnering with state agencies and
31 community organizations to develop public-facing regionalized data
32 dashboards and reports to support the goals of the department and the
33 early learning advisory council, pursuant to Engrossed Second
34 Substitute Senate Bill No. 5237 (child care & early learning dev.
35 exp.).

36 (7) \$2,500,000 of the general fund—state appropriation for fiscal
37 year 2022, \$2,500,000 of the general fund—state appropriation for
38 fiscal year 2023, and \$5,000,000 of the general fund—federal
39 appropriation are provided solely for the implementation of Engrossed

1 Second Substitute House Bill No. 1227 (child abuse allegations). (~~If~~
2 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
3 ~~this subsection shall lapse.~~)

4 (8) \$20,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$20,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the implementation of
7 Engrossed Substitute Senate Bill No. 5118 (reentry). (~~If the bill is~~
8 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
9 ~~shall lapse.~~)

10 (9) \$6,532,000 of the general fund—state appropriation for fiscal
11 year 2022, \$7,385,000 of the general fund—state appropriation for
12 fiscal year 2023, and \$6,083,000 of the general fund—federal
13 appropriation (CRRSA) are provided solely for the department to
14 migrate the social service payment system to a cloud-based payment
15 system in order to implement child care stabilization grants, child
16 care subsidy rate enhancements, and other payments intended to
17 support child care providers during and after the COVID-19 public
18 health emergency, to implement changes to the social service payment
19 system necessary to implement these payments, and for other
20 improvements necessary for the successful implementation of Engrossed
21 Second Substitute Senate Bill No. 5237 (child care & early dev.
22 exp.). The amounts in this section are subject to the conditions,
23 limitations, and review provided in section 701 of this act.

24 (10) \$250,000 of the general fund—federal appropriation (CARES)
25 is provided solely for the department to develop or contract to
26 develop a language access plan that addresses equity and access for
27 immigrant, multilingual providers, caregivers, and families. The plan
28 must be submitted to the appropriate committees of the legislature by
29 June 30, 2022. The plan must include, but is not limited to, the
30 following:

31 (a) A needs assessment and staffing recommendation for program
32 accessibility at the department for individuals with limited English
33 and a geographic landscape analysis of language needs for providers,
34 caregivers, and families in their interactions with the department;

35 (b) A review of successful language access policies and practices
36 in public agencies to effectively address the needs of non-English
37 speaking families, providers, and other stakeholders;

38 (c) An alignment of best practices across the department in
39 multilingual workforce development;

1 (d) A framework for proactive community engagement to provide
2 child care providers, early learning providers, or families that
3 speak languages other than English access to information and support
4 in navigating English-dominant state resources at the department;

5 (e) Recommendations for a continuous improvement model of
6 measuring progress and success in language access at the department;
7 and

8 (f) Compliance with federal and state laws at the department.

9 (11) \$40,000 of the general fund—federal appropriation (CRRSA) is
10 provided solely for the department to establish a process for
11 informing, upon clearance of required background checks, employees of
12 licensed family home, center-based, and outdoor nature-based
13 childcares about available financial supports and options for
14 accessing health coverage. On at least an annual basis, no less than
15 45 days before the start of open-enrollment, the department must
16 share with the health benefits exchange (exchange) and designated
17 navigator organizations, but no additional third-party entity,
18 workforce data identifying licensed childcare employees for the sole
19 purpose of outreach, enrollment, verification, and other program
20 implementation activities identified by the exchange. The department
21 must share with the exchange and designated navigator organizations,
22 but no additional third-party entity, workforce data identifying
23 newly licensed childcare employees on an ongoing basis as needed
24 during the plan year for the sole purpose of outreach, enrollment,
25 verification, and other program implementation activities identified
26 by the exchange.

27 (12) \$1,494,000 of the general fund—federal appropriation is
28 provided solely for the department to implement the family first
29 prevention services act requirements, including technology
30 enhancements to support the automated assessments, data quality, and
31 reporting requirements. Funding provided in this subsection is
32 subject to the conditions, limitations, and review provided in
33 section 701 of this act.

34 (13) \$267,000 of the general fund—state appropriation for fiscal
35 year 2022, \$717,000 of the general fund—state appropriation for
36 fiscal year 2023, and \$223,000 of the general fund—federal
37 appropriation are provided solely for the implementation of Second
38 Substitute House Bill No. 1219 (youth counsel/dependency). (~~If the~~

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

3 (14) \$85,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for the implementation of Engrossed
5 Second Substitute House Bill No. 1295 (institutional ed/release).
6 ~~((If the bill is not enacted by June 30, 2021, the amount provided in~~
7 ~~this subsection shall lapse.))~~

8 (15) \$848,000 of the general fund—state appropriation for fiscal
9 year 2022, \$848,000 of the general fund—state appropriation for
10 fiscal year 2023, and \$384,000 of the general fund—federal
11 appropriation are provided solely for the implementation of Engrossed
12 Second Substitute House Bill No. 1194 (parent-child visitation). ~~((If~~
13 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
14 ~~this subsection shall lapse.))~~

15 (16) (a) \$1,000,000 of the general fund—state appropriation for
16 fiscal year 2023 is provided solely for the department to expand its
17 housing pilot to two additional sites. The housing pilot will serve
18 hard-to-place foster youth who are at least 16 years old with housing
19 and intensive case management.

20 (b) \$96,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$24,000 of the general fund—federal appropriation are
22 provided solely for the extraordinary litigation expenses of the
23 attorney general's office related to the case of *D.S., et al. v.*
24 *DCYF*, United States district court western district of Washington
25 case no. 2:21-cv-00111-BJR.

26 (17) \$500,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for the department to contract with a
28 nonprofit organization to provide culturally relevant support
29 services to children and families when a child is removed from their
30 parents due to potential abuse or neglect as defined in RCW
31 26.44.020(1). The nonprofit organization must have experience
32 providing culturally relevant support services to children and
33 families through daycare, the early childhood education and
34 assistance program, and department of social and health services
35 contracted services.

36 (18) \$65,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for implementation of Substitute House
38 Bill No. 1747 (child relative placements). If the bill is not enacted
39 by June 30, 2022, the amount provided in this subsection shall lapse.

1 (19) \$664,000 of the general fund—state appropriation for fiscal
2 year 2023 and \$120,000 of the general fund—federal appropriation are
3 provided solely for implementation of Substitute House Bill No. 2034
4 (juvenile records). If the bill is not enacted by June 30, 2022, the
5 amount provided in this subsection shall lapse.

6 (20) \$341,000 of the general fund—state appropriation for fiscal
7 year 2023 and \$85,000 of the general fund—federal appropriation are
8 provided solely for implementation of Second Substitute House Bill
9 No. 1905 (homelessness/youth discharge). If the bill is not enacted
10 by June 30, 2022, the amounts provided in this subsection shall
11 lapse.

12 (21) \$26,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for implementation of Substitute House
14 Bill No. 2068 (imagination library). If the bill is not enacted by
15 June 30, 2022, the amount provided in this subsection shall lapse.

16 (22) \$30,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$70,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the department of children,
19 youth, and families to partner with the department of commerce to
20 codesign community-based family reconciliation services to assess and
21 stabilize youth and families in crisis through primary prevention
22 services. The codesign team shall include youth and families with
23 lived experience, tribes, child welfare professionals, community-
24 based providers, and representatives from state and local agencies,
25 including the department of social and health services, the health
26 care authority, the office of the superintendent of public
27 instruction, the employment security department, and juvenile court
28 administrators. The codesign team must develop a community-based
29 family reconciliation services program model that addresses entry
30 points to services, program eligibility, utilization of family
31 assessments, provision of concrete economic supports, referrals to
32 and utilization of in-home services, and the identification of
33 trauma-informed and culturally responsive practices. Preliminary
34 recommendations from the codesign team must be submitted to the
35 governor and appropriate legislative committees no later than
36 December 1, 2022, with the annual family reconciliation services data
37 required under RCW 13.32A.045.

(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>\$821,000</u>
General Fund—Federal Appropriation	\$32,000
General Fund—Private/Local Appropriation	(\$1,354,000)
	<u>\$1,355,000</u>
TOTAL APPROPRIATION	(\$2,958,000)
	<u>\$2,960,000</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>\$45,030,000</u>
General Fund—State Appropriation (FY 2023)	(\$39,868,000)
	<u>\$63,995,000</u>
General Fund—Federal Appropriation	(\$98,760,000)
	<u>\$100,217,000</u>

1	General Fund—Private/Local Appropriation.	((\$26,999,000))
2		<u>\$27,292,000</u>
3	Reclamation Account—State Appropriation.	((\$4,286,000))
4		<u>\$4,369,000</u>
5	Flood Control Assistance Account—State Appropriation.	((\$4,066,000))
6		<u>\$4,127,000</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>\$28,714,000</u>
14	State Drought Preparedness <u>and Response</u> 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>\$575,000</u>
24	Worker and Community Right to Know Fund—State	
25	Appropriation.	((\$1,968,000))
26		<u>\$2,007,000</u>
27	Water Rights Processing Account—State Appropriation.	\$39,000
28	Water Quality Permit Account—State Appropriation.	((\$46,578,000))
29		<u>\$48,797,000</u>
30	Underground Storage Tank Account—State Appropriation.	((\$3,876,000))
31		<u>\$4,105,000</u>
32	Biosolids Permit Account—State Appropriation.	((\$2,594,000))
33		<u>\$2,667,000</u>
34	Hazardous Waste Assistance Account—State	
35	Appropriation.	((\$7,389,000))
36		<u>\$7,566,000</u>
37	Radioactive Mixed Waste Account—State Appropriation.	((\$22,281,000))
38		<u>\$23,025,000</u>
39	Air Pollution Control Account—State Appropriation.	((\$4,135,000))

1		<u>\$4,257,000</u>
2	Oil Spill Prevention Account—State Appropriation.	((\$6,446,000))
3		<u>\$6,878,000</u>
4	Air Operating Permit Account—State Appropriation.	((\$4,786,000))
5		<u>\$4,907,000</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>\$295,857,000</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>\$290,000</u>
23	Water Pollution Control Revolving Administration	
24	Account—State Appropriation.	((\$4,566,000))
25		<u>\$5,378,000</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>\$697,717,000</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—~~
34 ~~state appropriation is~~)) \$455,000 of the general fund—state
35 appropriation for fiscal year 2022 and \$455,000 of the general fund—
36 state appropriation for fiscal year 2023 are provided solely for the
37 department to grant to the northwest straits commission to distribute
38 equally among the seven Puget Sound marine resource committees.

1 (2) \$2,024,000 of the model toxics control operating account—
2 state appropriation is provided solely for additional staff to
3 process an increased workload of clean water act certification
4 requests and to process all United States army corps of engineers
5 permitted projects in Washington within the sixty-day processing
6 requirement, should it be implemented.

7 (3) Within the amounts appropriated in this section, the
8 department must adopt rules to implement the provisions of RCW
9 88.40.025.

10 (4) \$739,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$363,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the implementation of
13 Engrossed Second Substitute House Bill No. 1050 (fluorinated gases).
14 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
15 ~~in this subsection shall lapse.~~)

16 (5) \$2,277,000 of the general fund—state appropriation for fiscal
17 year 2022, \$897,000 of the general fund—state appropriation for
18 fiscal year 2023, and \$382,000 of the clean fuels program account—
19 state appropriation are provided solely for the implementation of
20 Engrossed Third Substitute House Bill No. 1091 (transportation fuel/
21 carbon). (~~If the bill is not enacted by June 30, 2021, the amounts~~
22 ~~provided in this subsection shall lapse.~~)

23 (6) \$262,000 of the model toxics control operating account—state
24 appropriation is provided solely for the implementation of Engrossed
25 Second Substitute House Bill No. 1382 (salmon recovery projects).
26 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
27 ~~this subsection shall lapse.~~)

28 (7) \$170,000 of the oil spill prevention account—state
29 appropriation is provided solely for a contract with the University
30 of Washington's sea grant program to continue an educational program
31 targeted to small spills from commercial fishing vessels, ferries,
32 cruise ships, ports, and marinas.

33 (8) (~~\$204,000 of the model toxics control operating account—~~
34 ~~state appropriation is~~) \$102,000 of the general fund—state
35 appropriation for fiscal year 2022 and \$102,000 of the general fund—
36 state appropriation for fiscal year 2023 are provided solely for
37 implementation of Executive Order No. 12-07, Washington's response to
38 ocean acidification.

1 (9) \$14,000,000 of the model toxics control operating account—
2 state appropriation is provided solely for the department to provide
3 grants to local governments for the purpose of supporting local solid
4 waste and financial assistance programs.

5 (10) \$150,000 of the aquatic lands enhancement account—state
6 appropriation is provided solely for implementation of the state
7 marine management plan and ongoing costs of the Washington coastal
8 marine advisory council to serve as a forum and provide
9 recommendations on coastal management issues.

10 (11) \$588,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$662,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the department to address
13 outstanding water rights issues. Of the amounts provided in this
14 subsection:

15 (a) \$463,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$537,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for preparation and filing of
18 adjudications of state water rights in the Nooksack (water resource
19 inventory area 1) and lake Roosevelt and middle tributaries (water
20 resource inventory area 58) watersheds. The department will not file
21 an adjudication in water resource inventory area 1 prior to June 1,
22 2023; and

23 (b) \$125,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$125,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for Whatcom county to support a
26 collaborative process among local water users and water right holders
27 that can complement water rights adjudication in the Nooksack (water
28 resources inventory area 1) watershed. Funding is provided for
29 facilitation and mediation among parties, development of planning and
30 technical information, and assessment of local solutions. At a
31 minimum, the collaborative process must seek to provide opportunities
32 for discussion of increasing salmon populations and preserving
33 farmland.

34 (12) (~~(\$242,000)~~) \$178,000 of the model toxics control operating
35 account—state appropriation is provided solely for an equipment cache
36 grant for the Jamestown S'klallam Tribe for a new response vehicle.

37 (13) \$398,000 of the model toxics control operating account—state
38 appropriation is provided solely for consumer product testing data

1 validation services to support increases to the agency's product
2 testing program.

3 (14) \$2,305,000 of the model toxics control operating account—
4 state appropriation is provided solely to increase the department's
5 capacity to test for toxics in children's products and other general
6 consumer goods, to implement needed policy changes resulting from
7 product testing, to communicate results to the public, and to conduct
8 a feasibility study to add an inorganics component to the plan for
9 new laboratory space at the department's headquarters building in
10 Lacey, Washington.

11 (15) \$497,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$497,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the department to provide
14 grants to conservation organizations and certain tribes for the
15 purpose of coordination, monitoring, and research related to Puget
16 Sound kelp conservation and recovery. Of the amounts provided in this
17 subsection the department shall distribute grants as follows:
18 \$175,000 each fiscal year to the Northwest Straits commission;
19 \$72,000 each fiscal year to the Lower Elwha Klallam Tribe; \$100,000
20 each fiscal year to the Samish Indian Nation; and \$150,000 each
21 fiscal year to the Puget Sound Restoration Fund.

22 (16) \$2,000,000 of the model toxics control operating account—
23 state appropriation is provided solely for the Spokane river regional
24 toxics task force to address elevated levels of polychlorinated
25 biphenyls in the Spokane river.

26 (17) \$150,000 of the general fund—state appropriation for fiscal
27 year 2022 is provided solely for the department to grant to Clark
28 county for the purpose of designing the process for developing a
29 long-term plan to restore and maintain the health of Vancouver lake,
30 a category 5 303(d) status impaired body of water, as well as
31 designing an institutional structure to take responsibility for the
32 plan's implementation in a financially sustainable manner. The plan
33 will build on existing work completed by the county, state agencies,
34 and nonprofit organizations. The department will support the work of
35 the county to include involvement by property owners around the lake
36 and within the watersheds that drain to the lake, the department of
37 natural resources, the department of fish and wildlife, other state
38 agencies and local governments with proprietary or regulatory
39 jurisdiction, tribes, and nonprofit organizations advocating for the

1 lake's health. The design should address timelines for plan
2 development, roles and responsibilities of governmental and nonprofit
3 entities, potential funding sources and options for plan
4 implementation, including formation of a potential lake management
5 district under chapter 36.61 RCW, and the management objectives to be
6 included in the plan.

7 (18) \$80,000 of the general fund—state appropriation for fiscal
8 year 2022 is provided solely for the department to work with the
9 Guemes island planning advisory committee to follow on to a United
10 States geologic survey study of the island's aquifer recharge areas,
11 quantify an updated water budget, and provide an accurate water-level
12 analysis and water-table map of the two aquifers on the island.

13 (19) \$150,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$150,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the department to support
16 the Pierce county health department and the friends of Spanaway lake
17 to treat and clean up elevated phosphorus and algae levels in
18 Spanaway lake.

19 (20) \$92,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely to San Juan county for a study to build
21 on the existing knowledge of the islands' water resources to gain a
22 current understanding of the state of groundwater in the county,
23 including hydrologic data evaluation, completing recharge estimates,
24 and updating the water balance.

25 (21) \$146,000 of the general fund—state appropriation for fiscal
26 year 2022 is provided solely for the department to work with
27 landowners, state agencies, and others to analyze the water quality
28 of Deep lake.

29 (22) \$195,000 of the model toxics control operating account—state
30 appropriation is provided solely for the department to carry out an
31 assessment of potential hazards of 6PPD (CAS 793-24-8) and other
32 chemicals or chemical classes and breakdown products used as anti-
33 oxidants and/or antiozonants in tires and submit a technical memo to
34 the appropriate committees of the legislature by December 1, 2021.

35 (23) \$523,000 of the model toxics control operating account—state
36 appropriation is provided solely for the department to work with the
37 department of transportation, University of Washington-Tacoma, and
38 Washington State University-Puyallup to identify priority areas
39 affected by 6PPD or other related chemicals toxic to aquatic life

1 from roads and transportation infrastructure and on best management
2 practices for reducing toxicity. This includes developing a standard
3 method for the laboratory measurement of 6PPD-quinone and related
4 chemicals. The department will submit a report to the appropriate
5 committees of the legislature by November 1, 2022.

6 (24) \$1,090,000 of the general fund—state appropriation for
7 fiscal year 2022 and \$1,090,000 of the general fund—state
8 appropriation for fiscal year 2023 are provided solely for the
9 department to create a database, monitoring program, and laboratory
10 assessment method regarding polychlorinated biphenyls (PCB).
11 (~~Within~~) Of the amount provided in this subsection, \$440,000 is
12 provided to enhance the environmental information management
13 database; \$1,200,000 is provided to create a long-term statewide PCB
14 monitoring program; and \$540,000 is provided for developing a PCB
15 specific laboratory method for conducting analysis. The department
16 must coordinate with the department of fish and wildlife on the
17 implementation of this subsection and for recommending PCB clean-up
18 projects for legislative funding in subsequent appropriations.

19 (25) \$847,000 of the model toxics control operating account—state
20 appropriation is provided solely for the implementation of Engrossed
21 Second Substitute Senate Bill No. 5022 (recycling, waste, & litter).
22 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
23 ~~this subsection shall lapse.~~)

24 (26) (~~(\$11,716,000)~~) \$11,068,000 of the general fund—state
25 appropriation for fiscal year 2022, (~~(\$6,284,000)~~) \$7,788,000 of the
26 general fund—state appropriation for fiscal year 2023, and
27 (~~(\$5,139,000)~~) \$6,589,000 of the climate investment account—state
28 appropriation are provided solely for the implementation of Engrossed
29 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~
30 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
31 ~~this subsection shall lapse.~~)

32 (27) \$95,000 of the general fund—state appropriation for fiscal
33 year 2022, \$105,000 of the general fund—state appropriation for
34 fiscal year 2023, \$61,000 of the waste reduction, recycling, and
35 litter control account—state appropriation, \$231,000 of the water
36 quality permit account—state appropriation, \$31,000 of the hazardous
37 waste assistance account—state appropriation, \$31,000 of the oil
38 spill prevention account—state appropriation, and \$983,000 of the
39 model toxics control operating account—state appropriation are

1 provided solely for the implementation of Engrossed Second Substitute
2 Senate Bill No. 5141 (environmental justice task force
3 recommendations). (~~If the bill is not enacted by June 30, 2021, the~~
4 ~~amounts provided in this subsection shall lapse.~~)

5 (28) \$43,000 of the model toxics control operating account—state
6 appropriation is provided solely for the implementation of Substitute
7 Senate Bill No. 5381 (fish passage project permits). (~~If the bill is~~
8 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
9 ~~shall lapse.~~)

10 (29) \$52,000 of the general fund—state appropriation for fiscal
11 year 2022, \$52,000 of the general fund—state appropriation for fiscal
12 year 2023, \$8,000 of the reclamation account—state appropriation,
13 \$8,000 of the flood control assistant account—state appropriation,
14 \$32,000 of the waste reduction, recycling, and litter control account
15 —state appropriation, \$4,000 of the worker and community right-to-
16 know account—state appropriation, \$120,000 of the water quality
17 permit account—state appropriation, \$10,000 of the underground
18 storage tank account—state appropriation, \$6,000 of the bio solids
19 permit account—state appropriation, \$18,000 of the hazardous waste
20 assistance account—state appropriation, \$52,000 of the radioactive
21 mixed waste account—state appropriation, \$10,000 of the air pollution
22 control account—state appropriation, \$20,000 of the oil spill
23 prevention account—state appropriation, \$12,000 of the air operating
24 permit account—state appropriation, \$514,000 of the model toxics
25 control operating account—state appropriation, and \$80,000 of the
26 water pollution control revolving administration account—state
27 appropriation are provided solely for the department to maintain and
28 license the new eHub system. Funding is subject to the conditions,
29 limitations, and review requirements of section 701 of this act.

30 (30) \$250,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$250,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the department to enter into
33 a contract with a qualified third party to develop standards that
34 provide a framework for assessing the quality of volume, validity,
35 and durability of potential future carbon dioxide removal projects.
36 The resulting product should be adequate to allow in-state entities
37 to analyze proposed carbon removal project for conformity with state
38 carbon reduction laws, rules, and goals. The selected vendor should

1 build upon previously completed analyses by the state of Washington
2 and the federal government.

3 (31) \$40,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for the department to:

5 (a) Develop recommendations and implement actions under existing
6 authority to modify the process for the review of water banks to
7 ensure that key information is made available to the public. The
8 changes should consider requirements such as:

9 (i) A description of a proposed banking and operations plan,
10 including the needs and customers the bank intends to serve, the
11 geographic area to be served, the portfolio of available mitigating
12 rights and their allowed uses, any anticipated change in use of
13 available mitigating rights, any limitations the bank intends to
14 impose in offering water rights for use, and anything else the
15 department deems necessary to promote transparency and the public
16 interest;

17 (ii) Reporting requirements that include any changes in the
18 intended customers or needs being serviced by the bank, any change in
19 the geographic area to be served, any anticipated change in the use
20 of available mitigating rights, any change in limitation the banks
21 intends to impose in offering water right for use, and any other
22 change the department deems necessary to promote transparency and the
23 public interest; and

24 (iii) Reporting requirements for publishing each change and
25 providing notice to pertinent parties and soliciting public comment.

26 (b) The department must build off its work directed under chapter
27 357, Laws of 2020 to refine recommendations on improving the state's
28 framework for water banking, water trust, and water right transfers.
29 Recommendations should address issues of private investment in water
30 banking and the merits of incentives and regulations pertaining to
31 the out-of-basin transfer of water rights. In refining its
32 recommendations, the department shall consult with tribes and
33 consider input from stakeholders with expertise in water banking.

34 (c) By December 31, 2021, the department shall update the
35 appropriate committees of the legislature on its progress on refining
36 policy recommendations under this section, including any recommended
37 statutory changes, and on the status of the pilot grant program
38 established under subsection (32) of this section.

39 (d) By December 1, 2022, the department shall submit a report to
40 the appropriate committees of the legislature on work conducted

1 pursuant to this section and on the pilot grant program established
2 under this section. The report should include but is not limited to a
3 summary of water banking activity funded including success and
4 challenges, a summary of outcomes of the pilot grant program, a
5 summary of actions taken under current authority, and policy
6 recommendations. The policy recommendations may also come in the form
7 of agency request legislation.

8 ~~(32) ((\$4,500,000 of the general fund state appropriation for
9 fiscal year 2022 and \$4,500,000 of the general fund state
10 appropriation for fiscal year 2023 are provided solely for the
11 department to administer the pilot grant program for water banking
12 strategies to meet water needs as described in this section. Within
13 available appropriations, grants must be awarded to qualified
14 applicants according to (c) of this subsection. Grant awards must be
15 limited to not more than \$2,000,000 per applicant.~~

16 ~~(a) Grant awards may only be used for:~~

17 ~~(i) Development of water banks in rural counties as defined in
18 RCW 82.14.370(5) that have the headwaters of a major watershed within
19 their borders and only for water banking strategies within the county
20 of origin. A major watershed has the same meaning as shoreline of the
21 state in RCW 90.58.030(2)(f)(v)(A) and (B);~~

22 ~~(ii) Acquisition of water rights appropriate for use in a water
23 bank including all costs necessary to evaluate the water right for
24 eligibility for its intended use; and~~

25 ~~(iii) Activities necessary to facilitate the creation of a water
26 bank.~~

27 ~~(b) For the purposes of a grant pursuant to this section, a water
28 bank must meet water needs, which include but are not limited to
29 agricultural use and instream flow for fish and wildlife. The water
30 bank must preserve water rights for use in the county of origin and
31 for permanent instream flows for fish and wildlife through the
32 primary and secondary reaches of the water right.~~

33 ~~(c) To be qualified for these funds, an applicant must also show:~~

34 ~~(i) That the applicant has sufficient expertise and capacity to
35 develop and maintain a water bank consistent with the purposes of
36 this appropriation;~~

37 ~~(ii) That the applicant has secured a valid interest to purchase
38 a water right;~~

39 ~~(iii) That the water rights appear to be adequate for the
40 intended use;~~

1 ~~(iv) That the applicant agrees to have one-third of any water~~
2 ~~right purchased with the funds appropriated under this section to~~
3 ~~have its purpose of use changed permanently to instream flow~~
4 ~~benefiting fish and wildlife; and~~

5 ~~(v) That the applicant is a public entity or a participant in a~~
6 ~~public/private partnership with a public entity.~~

7 ~~(33))~~ \$500,000 of the general fund—state appropriation for
8 fiscal year 2022 and \$500,000 of the general fund—state appropriation
9 for fiscal year 2023 are provided solely for the department to:

10 (a) Establish and administer a pilot grant program for
11 implementing water banking strategies to meet local water needs;

12 (b) Review water banking grant applications submitted under this
13 section, including evaluation of water right suitability; and

14 (c) Develop and finalize water banking agreements, trust water
15 right agreements, and other necessary legal instruments with entities
16 selected to receive grants under this section.

17 ~~((34))~~ (33) \$30,000 of the general fund—state appropriation for
18 fiscal year 2022 is provided solely for the department to designate a
19 regional clean air agency to convene a stakeholder group to assess
20 and develop recommendations for reducing and mitigating air quality
21 impacts in the form of noxious odors resulting from asphalt plants in
22 the Puget Sound region. The stakeholder group should include
23 representatives from the asphalt industry, cities within a county in
24 the region in which an asphalt plant is located, the Puget Sound
25 clean air agency, local and state health departments, research
26 institutions, and a community or environmental organization
27 representative with expertise in air pollution, toxicology, or other
28 relevant fields. The recommendations must address steps needed for
29 asphalt production facilities to develop odor control plans and best
30 management practices to reduce noxious odors that negatively impact
31 neighboring residents, businesses and persons utilizing publicly
32 owned recreational facilities. A report containing recommendations
33 must be submitted to the appropriate committees of the legislature by
34 December 1, 2021.

35 (34) \$233,000 of the model toxics control operating account—state
36 appropriation and \$100,000 of the oil spill prevention account—state
37 appropriation are provided solely for additional staff to develop and
38 implement new area contingency plans related to spill response in
39 Washington state.

1 (35) \$1,642,000 of the model toxics control operating account—
2 state appropriation and \$115,000 of the underground storage tank
3 account—state appropriation are provided solely for additional staff
4 to meet environmental protection agency underground storage tank site
5 inspection requirements and oversee the cleanup of known contaminated
6 leaking underground storage tank sites in Washington.

7 (36) \$1,800,000 of the waste reduction, recycling, and litter
8 control account—state appropriation is provided solely for
9 implementation of the food waste reduction act of 2019, chapter 255
10 Laws of 2019, through a series of food waste reduction campaigns, in
11 addition to continuing to invest in litter prevention campaigns to
12 address the state's ongoing litter problem.

13 (37) \$1,382,000 of the model toxics control operating account—
14 state appropriation is provided solely to develop methods and analyze
15 6PPD compounds in water and sediment, establish baseline monitoring
16 data, and fund projects to identify best management practices and
17 treatment devices that remove 6PPD from stormwater.

18 (38) \$1,322,000 of the model toxics control operating account—
19 state appropriation is provided solely for the department to complete
20 a full safer alternatives assessment of the 6PPD compounds used in
21 tires. The assessment shall incorporate and evaluate toxicity data of
22 alternatives on Coho and other species. Of the amounts provided in
23 this subsection, \$246,000 of the model toxics control operating
24 account—state appropriation is provided to support materials science
25 expertise and collection of industry data necessary to evaluate
26 feasibility of alternatives. The department shall provide a completed
27 assessment to the governor's office, office of financial management,
28 and the appropriate committees of the legislature, and, if the
29 department finds safer alternatives exist, include recommended
30 regulatory, policy, or legislative actions to advance safer
31 alternatives.

32 (39) \$4,000,000 of the model toxics control operating account—
33 state appropriation is provided solely for grants to local stormwater
34 municipalities for expanding capacity to address stormwater
35 management needs and meeting new municipal stormwater permit
36 requirements, including stormwater management action planning to
37 ensure that capital stormwater retrofit projects and other local
38 stormwater management actions are prioritized, planned, and scheduled
39 for construction or implementation.

1 (40) \$350,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the department to establish a permit
3 assistance unit to facilitate the timely and efficient processing of
4 permits for low carbon energy facilities and projects.

5 (41) \$1,378,000 of the general fund—state appropriation for
6 fiscal year 2023 and \$549,000 of the climate investment account—state
7 appropriation is provided solely for the department to increase air
8 quality monitoring in overburdened communities as directed under RCW
9 70A.65.020(1).

10 (42) \$557,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for coordinating regulatory efforts to
12 address temperature and other water quality issues associated with
13 dams on the Columbia and Snake rivers, and for additional staff to
14 assist with hydropower relicensing and license implementation.

15 (43) \$200,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely to update the department's database of
17 shoreline aerial photos to assist state agencies, local governments,
18 and tribes in managing marine and freshwater shorelines throughout
19 the state.

20 (44) \$164,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely to develop standardized channel
22 migration zone mapping methodology and to offer support for tribes,
23 counties, and local jurisdictions to refine existing channel
24 migration zone maps with local information.

25 (45) \$901,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely to identify the technologies,
27 methodologies, datasets, and resources needed to refine and maintain
28 the accuracy of the national hydrography dataset for Washington in
29 order to better monitor the health of riparian buffers.

30 (46) \$10,000,000 of the general fund—state appropriation for
31 fiscal year 2023 is provided solely to administer grants for specific
32 best management practices that are eligible under the centennial
33 clean water program, with a priority for those projects that protect
34 and restore riparian zones along the state's rivers and streams.
35 Grants funded in this subsection must focus on improving water
36 quality and salmon habitat in priority-impaired watersheds based on
37 the department of fish and wildlife's riparian guidance, clean water
38 act 303(d) listing for temperature-impaired streams, regional
39 recovery plan priorities, and stocks limiting fisheries.

1 (47) \$750,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for flood prevention in the Nooksack
3 basin. Of this amount:

4 (a) \$500,000 is provided solely to grant to Whatcom county to:

5 (i) Integrate Nooksack basin (WRIA 1) floodplain projects with
6 mutually beneficial water resource and riparian habitat management
7 actions that address climate change and extreme weather events; and

8 (ii) Support Whatcom county's floodplain integrated planning
9 (FLIP) team planning, technical review, local solutions, and projects
10 development.

11 (b) \$250,000 is provided solely for the department to lead
12 facilitation and technical support for the Nooksack river
13 international task force, which is a long-standing cross-border task
14 force focused on developing and evaluating alternatives for managing
15 flooding from the Nooksack river in Whatcom county and British
16 Columbia.

17 (48) \$350,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for the department to recommend one or
19 more draft structures for nutrient credit trading that could be used
20 to efficiently and quickly achieve nutrient discharge reductions for
21 point source dischargers covered under the Puget Sound nutrient
22 general permit. By June 30, 2023, the department must submit a report
23 to the appropriate committees of the legislature consistent with RCW
24 43.01.036 that summarizes the draft structure or structures and
25 describes a tribal consultation and a stakeholder engagement process
26 to solicit feedback on the draft structure or structures and any
27 necessary statutory changes and funding.

28 (49) \$243,000 of the model toxics control operating account—state
29 appropriation is provided solely for implementation of Engrossed
30 House Bill No. 1964 (alternative energy decomm.). If the bill is not
31 enacted by June 30, 2022, the amount provided in this subsection
32 shall lapse.

33 (50) \$203,000 of the model toxics control operating account—state
34 appropriation and \$87,000 of the oil spill prevention account—state
35 appropriation are provided solely for implementation of Engrossed
36 Second Substitute House Bill No. 1691 (oil spills/financial resp.).
37 If the bill is not enacted by June 30, 2022, the amounts provided in
38 this subsection shall lapse.

1 (51) \$355,000 of the model toxics control operating account—state
2 appropriation is provided solely for implementation of Engrossed
3 Substitute House Bill No. 1694 (chemicals/consumer products). If the
4 bill is not enacted by June 30, 2022, the amount provided in this
5 subsection shall lapse.

6 (52) \$449,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for implementation of Engrossed Second
8 Substitute House Bill No. 1663 (landfill methane emissions). If the
9 bill is not enacted by June 30, 2022, the amount provided in this
10 subsection shall lapse.

11 (53) \$1,603,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely for implementation of Engrossed
13 Second Substitute House Bill No. 1799 (organic materials management).
14 If the bill is not enacted by June 30, 2022, the amount provided in
15 this subsection shall lapse.

16 (54) \$4,232,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for grants to federally
18 recognized tribes for consultation on spending decisions from
19 accounts created in the climate commitment act, chapter 316, Laws of
20 2021 (E2SSB 5126), as described in Engrossed Substitute House Bill
21 No. 1753 (climate funding/tribes).

22 (55) \$100,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for a hydrologic analysis of the causes
24 of flooding on and around Sprague Lake, including stream flows
25 between Sprague Lake and Cow Creek during high water events. The
26 department may contract with a third party to complete the analysis,
27 and the department must collaborate with the department of fish and
28 wildlife in overseeing the analysis. The department must report the
29 results of the analysis to the appropriate committees of the
30 legislature by June 30, 2023.

31 **Sec. 303.** 2021 c 334 s 303 (uncodified) is amended to read as
32 follows:

33 **FOR THE WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM**

34 General Fund—Federal Appropriation. (~~(\$638,000)~~)
35 \$754,000

36 Pollution Liability Insurance Agency Underground
37 Storage Tank Revolving Account—State
38 Appropriation. \$957,000

1	Pollution Liability Insurance Program Trust Account—	
2	State Appropriation.	((\$1,392,000))
3		<u>\$1,398,000</u>
4	TOTAL APPROPRIATION.	((\$2,987,000))
5		<u>\$3,109,000</u>

6 **Sec. 304.** 2021 c 334 s 304 (uncodified) is amended to read as
7 follows:

8 **FOR THE STATE PARKS AND RECREATION COMMISSION**

9	General Fund—State Appropriation (FY 2022).	((\$29,059,000))
10		<u>\$29,604,000</u>
11	General Fund—State Appropriation (FY 2023).	((\$29,036,000))
12		<u>\$36,745,000</u>
13	General Fund—Federal Appropriation.	((\$7,058,000))
14		<u>\$7,111,000</u>
15	Winter Recreation Program Account—State	
16	Appropriation.	((\$3,303,000))
17		<u>\$4,897,000</u>
18	<u>Millersylvania Park Current Account—State</u>	
19	<u>Appropriation.</u>	<u>\$5,000</u>
20	ORV and Nonhighway Vehicle Account—State	
21	Appropriation.	((\$369,000))
22		<u>\$379,000</u>
23	Snowmobile Account—State Appropriation.	((\$5,645,000))
24		<u>\$5,671,000</u>
25	Aquatic Lands Enhancement Account—State	
26	Appropriation.	\$367,000
27	Parks Renewal and Stewardship Account—State	
28	Appropriation.	((\$125,451,000))
29		<u>\$139,503,000</u>
30	Parks Renewal and Stewardship Account—Private/Local	
31	Appropriation.	\$420,000
32	TOTAL APPROPRIATION.	((\$200,708,000))
33		<u>\$224,702,000</u>

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

- 36 (1) \$129,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$129,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for a grant for the operation of
2 the Northwest weather and avalanche center.

3 (2) \$100,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$100,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the commission to pay
6 assessments charged by local improvement districts.

7 (3) (~~(\$406,000)~~) \$514,000 of the general fund—state appropriation
8 for fiscal year 2022, (~~(\$322,000)~~) \$663,000 of the general fund—state
9 appropriation for fiscal year 2023, and (~~(\$88,000)~~) \$249,000 of the
10 parks renewal and stewardship account—state appropriation are
11 provided solely for operating budget impacts from capital budget
12 projects funded in the 2019-2021 and 2021-2023 fiscal (~~(biennium)~~)
13 biennia.

14 (4) (~~(\$272,000)~~) \$80,000 of the general fund—state appropriation
15 for fiscal year 2022 and (~~(\$272,000)~~) \$464,000 of the general fund—
16 state appropriation for fiscal year 2023 are provided solely for an
17 update to the Seashore conservation area survey and plan.

18 (5) \$130,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$130,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the commission to hire a
21 diversity, equity, and inclusion coordinator to expand the diversity
22 of the agency's workforce.

23 (6) \$85,000 of the general fund—state appropriation for fiscal
24 year 2022 is provided solely for the facilitation of a work group
25 that includes representation from the state parks and recreation
26 commission, the commission on African American affairs, and
27 stakeholders with expertise of the black experience in outdoor
28 recreation to identify barriers to inclusion and develop
29 recommendations to increase participation of Black Washingtonians in
30 the state parks system and other outdoor recreation spaces and public
31 parks. The work group will be selected by the governor's office and
32 will consist of at least twelve participants representing diverse
33 geographic, socioeconomic, and experiential backgrounds. The parks
34 commission will enter into an interagency agreement with the
35 commission on African American affairs to procure a contractor to
36 facilitate the work group and develop a report with recommendations.
37 The amount provided in this subsection may also be used for a survey
38 or focus group to assess the needs of Black Washingtonians related to
39 state parks and outdoor recreation. The work group will submit a

1 report to the governor's office and appropriate committees of the
2 legislature no later than (~~January~~) April 1, 2022.

3 (7) \$7,900,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$7,900,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the commission to increase
6 customer service, conduct more custodial maintenance, expand
7 interpretive services, accelerate work on preventative maintenance
8 and improve the conditions of park facilities, and expand public
9 safety.

10 (8) \$90,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$6,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the implementation of
13 Engrossed Second Substitute Senate Bill No. 5259 (law enforcement
14 data). (~~If the bill is not enacted by June 30, 2021, the amounts
15 provided in this subsection shall lapse.~~)

16 (9) \$76,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$757,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the commission to address
19 needs identified in the "2017 vulnerability assessment" conducted by
20 the climate impacts group.

21 (10) \$114,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$705,000 of the general fund—state appropriation for
23 2023 are provided solely for the commission to dedicate resources to
24 government-to-government consultations with Indian tribes and
25 implement executive order 21-02, archaeological and cultural
26 resources.

27 (11) (a) \$160,000 of the general fund—state appropriation for
28 fiscal year 2023 is provided solely for a contract with a statewide
29 trail maintenance and hiking nonprofit organization to provide the
30 emerging leaders program: expanding equity in the outdoors. The goal
31 of the program is expanding both the number and diversity of trained,
32 qualified individuals available for employment in the outdoor
33 recreation and natural resource management sectors.

34 (b) The program must demonstrate a commitment to diversity,
35 equity, and inclusion by providing a safe and supportive environment
36 for individuals of diverse backgrounds, including those who have been
37 historically underrepresented in the outdoor recreation and natural
38 resource sectors, such as indigenous people and people of color.

1 (c) The program must provide both technical outdoor skills
2 training and professional development opportunities that include, but
3 are not limited to, outdoor leadership, representation in the
4 outdoors, and team building.

5 (12) \$5,000,000 of the general fund—state appropriation for
6 fiscal year 2023 is provided solely to address the maintenance
7 backlog associated with providing recreation on lands managed by the
8 commission. Allowable uses include, but are not limited to, general
9 maintenance of facilities and grounds, equipment, and construction
10 materials, and maintenance of trails and trailheads, restrooms,
11 campgrounds, picnic sites, water access areas, signs, kiosks, and
12 access roads. The commission is encouraged to partner with nonprofit
13 organizations in the maintenance of public lands and to partner with
14 Washington tribes to respectfully and sustainably care for their
15 ancestral lands in public ownership.

16 **Sec. 305.** 2021 c 334 s 305 (uncodified) is amended to read as
17 follows:

18 **FOR THE RECREATION AND CONSERVATION OFFICE**

19	General Fund—State Appropriation (FY 2022).	((\$4,119,000))
20		<u>\$4,272,000</u>
21	General Fund—State Appropriation (FY 2023).	((\$3,655,000))
22		<u>\$54,396,000</u>
23	General Fund—Federal Appropriation.	((\$3,716,000))
24		<u>\$4,285,000</u>
25	General Fund—Private/Local Appropriation.	\$24,000
26	Aquatic Lands Enhancement Account—State	
27	Appropriation.	((\$320,000))
28		<u>\$378,000</u>
29	Firearms Range Account—State Appropriation.	\$37,000
30	Recreation Resources Account—State Appropriation. . .	((\$3,999,000))
31		<u>\$4,196,000</u>
32	NOVA Program Account—State Appropriation.	((\$1,444,000))
33		<u>\$1,465,000</u>
34	Youth Athletic Facility Nonappropriated Account—	
35	State Appropriation.	\$181,000
36	TOTAL APPROPRIATION.	((\$17,495,000))
37		<u>\$69,234,000</u>

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

3 (1) \$125,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$125,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely to pass through to the Spokane
6 tribe of Indians for a pilot study of salmon migratory behavior and
7 survival upstream of the Chief Joseph and Grand Coulee dams.

8 (2)(a) \$375,000 of the general fund—state appropriation for
9 fiscal year 2022 is provided solely to conduct a comprehensive equity
10 review of state grant programs administered by the office. The office
11 may, in consultation with the interested parties identified in (d) of
12 this subsection, contract with a consultant to assist with the
13 community engagement and review necessary to complete this review
14 process.

15 (b) The purposes of this comprehensive equity review are:

16 (i) To reduce barriers to historically underserved populations'
17 participation in recreation and conservation office grant programs;

18 (ii) To redress inequities in existing recreation and
19 conservation office policies and programs; and

20 (iii) To improve the equitable delivery of resources and benefits
21 in these programs.

22 (c) In completing the comprehensive equity review required under
23 this section, the office shall:

24 (i) Identify changes to policy and operational norms and
25 practices in furtherance of the equity review purposes identified in
26 (b) of this subsection;

27 (ii) Identify new investments and programs that prioritize
28 populations and communities that have been historically underserved
29 by conservation and recreation policies and programs; and

30 (iii) Include consideration of historic and systemic barriers
31 that may arise due to any of the following factors: Race, ethnicity,
32 religion, income, geography, disability, and educational attainment.

33 (d) The office must collaborate with: (i) The Washington state
34 commission on African American affairs; (ii) the Washington state
35 commission on Asian Pacific American affairs; (iii) the Washington
36 state commission on Hispanic affairs; (iv) the governor's office of
37 Indian affairs; (v) the governor's committee on disability issues and
38 employment; (vi) the office of equity; (vii) the office of minority
39 and women's business enterprises; (viii) the environmental justice

1 council if established by passage of Engrossed Second Substitute
2 Senate Bill No. 5141; and (ix) other interested parties as
3 appropriate to develop and conduct a community engagement process to
4 inform the review.

5 (e) The office must complete the comprehensive equity review
6 under this section and submit a final report, containing all of the
7 elements and considerations specified in this section, to the
8 legislature by June 30, 2022.

9 (3) \$76,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$76,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for the implementation of
12 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
13 projects). ((If the bill is not enacted by June 30, 2021, the amounts
14 provided in this subsection shall lapse.))

15 (4) \$200,000 of the general fund—federal appropriation, \$12,000
16 of the general fund—private/local appropriation, and ((~~\$112,000~~)
17 \$116,000) of the aquatic lands enhancement account—state appropriation
18 are provided solely for the implementation of Senate Bill No. 5063
19 (invasive species council expiration). ((If the bill is not enacted
20 by June 30, 2021, the amounts provided in this subsection shall
21 lapse.))

22 (5) \$37,000 of the firearms range account—state appropriation is
23 provided solely to the recreation and conservation funding board for
24 administration of the firearms range grant program as described in
25 RCW 79A.25.210.

26 (6) ((~~\$3,999,000~~) \$4,196,000) of the recreation resources account
27 —state appropriation is provided solely to the recreation and
28 conservation funding board for administrative and coordinating costs
29 of the recreation and conservation office and the board as described
30 in RCW 79A.25.080(1).

31 (7) ((~~\$1,444,000~~) \$1,465,000) of the NOVA program account—state
32 appropriation is provided solely to the recreation and conservation
33 funding board for administration of the nonhighway and off-road
34 vehicle activities program as described in chapter 46.09 RCW.

35 (8) \$1,809,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$1,809,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for a grant to a nonprofit
38 organization with a mission for salmon and steelhead restoration to

1 install near-term solutions to prevent steelhead mortality at the
2 Hood Canal bridge.

3 (9) \$140,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$140,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the governor's salmon
6 recovery office to coordinate ongoing recovery efforts of southern
7 resident orcas and monitor progress toward implementation of
8 recommendations from the governor's southern resident killer whale
9 task force.

10 (10) \$175,000 of the youth athletic facility nonappropriated
11 account—state appropriation is provided solely for a task force to
12 consider ways to improve equitable access to K-12 schools' fields and
13 athletic facilities and local parks agency facilities with the goal
14 of increasing physical activity for youth and families. The task
15 force shall be created and managed by the recreation and conservation
16 office. A portion of the funds must be used to inventory K-12 school
17 fields and athletic facilities and park agency facilities, and for
18 joint use agreements for these facilities. The task force
19 participants must represent geographic diversity and must include
20 representatives from the office of the superintendent of public
21 instruction, the Washington association of school administrators, the
22 association of Washington principals, and the Washington recreation
23 and parks association; participants with a background in public
24 health; and stakeholders who represent diverse communities and
25 communities of color. The task force shall consider joint use
26 agreements, partnerships, improved scheduling practices with local
27 parks agencies including facility rental fees, and other strategies,
28 and submit a report with best practices and policy recommendations to
29 the recreation and conservation funding board. A final report from
30 the board must be submitted to the governor's office and legislature
31 no later than February 1, 2022.

32 (11) \$209,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$209,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely to contract for implementation
35 of the Nisqually watershed stewardship plan.

36 (12) \$30,000 of the general fund—state appropriation for fiscal
37 year 2022 is provided solely for the office to facilitate the
38 transfer of management authority over the project known as the beach
39 lake conservation area from the current owner to a local public

1 government entity. If the current owner does not accept the offer to
2 transfer management authority, then the office must pursue all legal
3 means to enforce the right of public access consistent with the deed
4 restrictions as set forth in the contract PSAR #15-1045. The amount
5 provided in this subsection is intended to secure daily public
6 access, during daylight hours, with minimal closures to the beach
7 lake conservation area.

8 (13) \$345,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$345,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the connections program to
11 provide outdoor learning experiences and virtual learning support for
12 vulnerable youth in the Blaine and Mount Baker school districts. Of
13 the amounts provided in this subsection, \$25,000 in each fiscal year
14 is provided solely for an organization in Whatcom county that
15 increases access to environmental education.

16 (14) \$139,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for the governor's salmon recovery
18 office to implement the governor's salmon recovery strategy update by
19 convening the natural resources sub-cabinet on a regular basis and
20 developing biennial statewide work priorities with a recommended
21 budget for salmon recovery pursuant to RCW 77.85.030(4)(e) that align
22 with tribal priorities and regional salmon recovery plans. The office
23 shall submit the biennial implementation plan to the governor's
24 office and the office of financial management no later than October
25 31, 2022.

26 (15) \$250,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for the governor's salmon recovery
28 office to provide recommendations on establishing a dedicated funding
29 source for salmon recovery. The office shall consult with the office
30 of financial management when developing the recommendations. The
31 recommendations shall include prioritized options of long-term,
32 reliable funding for salmon recovery, a cost and feasibility analysis
33 of each recommendation, a legal analysis of proposed recommendations,
34 and a summary of input received, including consultation with Indian
35 tribes. The office shall submit a final report to the appropriate
36 committees of the legislature and the office of financial management
37 by June 30, 2023.

38 (16) \$50,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$150,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the governor's salmon
2 recovery office to provide a grant to the Spokane Tribe of Indians
3 for purposes of forming a Spokane river watershed lead entity
4 pursuant to RCW 77.85.050(1) and developing a habitat restoration
5 strategy to support reintroduction of salmon upstream of Chief Joseph
6 and Grand Coulee dams.

7 (17) (a) \$50,000,000 of the general fund—state appropriation for
8 fiscal year 2023 is provided solely to develop and implement a
9 statewide, competitive riparian habitat conservation grant program to
10 protect and restore habitat with a focus on acquiring and restoring
11 riparian habitat to fully functioning healthy conditions.

12 (b) The office shall administer the amounts provided in this
13 subsection separately from state salmon recovery funding board and
14 federal pacific coastal salmon recovery funds for lead entity salmon
15 recovery projects.

16 (c) The office shall establish criteria for the issuance of the
17 grants, including whether nonstate matching funds are required. To be
18 eligible for funding under this program, a project must be within the
19 department of fish and wildlife's riparian watershed maps and
20 consistent with the department's best available science standards.
21 The board shall prioritize funding for riparian restoration projects
22 in watersheds prioritized by the department of fish and wildlife, in
23 consultation with regional salmon recovery boards, lead entity
24 watersheds, and tribes, and where progress goals established by the
25 department have not been met.

26 (d) The office must provide a progress report, including trends
27 in amount and condition of riparian habitat in the salmon and
28 riparian atlas.

29 (e) The office may retain a portion of the funds provided in this
30 subsection for the administration of the grants. The portion of the
31 funds retained for administration may not exceed 4.12 percent of the
32 amounts provided in this subsection.

33 (f) Of the amounts provided in this subsection, \$350,000 is
34 provided solely to convene a technical work group to develop a
35 project list for riparian projects and any related policies,
36 procedures, and criteria. The work group must include experts from
37 the department of fish and wildlife, department of ecology, Puget
38 Sound partnership, and recreation and conservation office. Projects
39 must be subject to screening to prioritize projects or watersheds
40 based on the department of fish and wildlife's riparian guidance,

1 clean water act 303(d) listing for temperature-impaired streams,
2 regional recovery plan priorities, and stocks limiting fisheries. The
3 office must solicit input from tribes on the project selection
4 criteria. To be eligible, a project must come from the following
5 programs: The salmon recovery funding board, Puget Sound acquisition
6 and restoration, the estuary and salmon restoration program, the
7 Washington coast restoration and resiliency initiative, and
8 floodplains by design. The office of financial management must allot
9 project funds to the recreation and conservation office based upon
10 the technical work group list for riparian projects.

11 (18) \$100,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$200,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for motorized and nonmotorized
14 boater education and outreach on Lake Union, with a specific goal of
15 preventing boat and airplane conflicts on the lake during peak
16 recreation season, given the provisions of United States coast guard
17 navigation rules that seaplanes must in general keep well clear of
18 other vessels. The office may grant funding to local or federal
19 government agencies or nonprofit organizations. The office must
20 publish a publicly available summary report by June 30, 2023, on
21 funding recipients, uses of the funding, and the successes and
22 failures of programs funded. Funding provided in this subsection may
23 not be used to preclude or restrict public use of Lake Union,
24 including recreational, commercial, or tribal use of the waters of
25 the state.

26 **Sec. 306.** 2021 c 334 s 306 (uncodified) is amended to read as
27 follows:

28 **FOR THE ENVIRONMENTAL AND LAND USE HEARINGS OFFICE**

29	General Fund—State Appropriation (FY 2022).	((\$2,686,000))
30		<u>\$2,732,000</u>
31	General Fund—State Appropriation (FY 2023).	((\$2,728,000))
32		<u>\$3,040,000</u>
33	TOTAL APPROPRIATION.	((\$5,414,000))
34		<u>\$5,772,000</u>

35 **Sec. 307.** 2021 c 334 s 307 (uncodified) is amended to read as
36 follows:

37 **FOR THE CONSERVATION COMMISSION**

1	General Fund—State Appropriation (FY 2022).	((\$10,859,000))
2		<u>\$11,188,000</u>
3	General Fund—State Appropriation (FY 2023).	((\$10,797,000))
4		<u>\$37,010,000</u>
5	General Fund—Federal Appropriation.	\$2,482,000
6	General Fund—Private/Local Appropriation.	\$100,000
7	Public Works Assistance Account—State Appropriation. . . .	\$8,450,000
8	Model Toxics Control Operating Account—State	
9	Appropriation.	\$1,110,000
10	TOTAL APPROPRIATION.	((\$33,798,000))
11		<u>\$60,340,000</u>

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

14 (1) \$2,000,000 of the general fund—state appropriation for fiscal
15 year 2023 and \$100,000 of the general fund—private/local
16 appropriation ((is)) are provided solely for the sustainable farms
17 and fields program created in RCW 89.08.615 to provide technical
18 assistance, education, and outreach to promote carbon storage and
19 reduce greenhouse gas emissions. Grant funds may be used to promote
20 cover crops, cost-share opportunities such as purchases of equipment,
21 seeds, soil amendments, and development of conservation plans that
22 increase carbon storage and reduce greenhouse gas emissions.

23 (2) \$1,500,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$1,500,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for conservation district
26 technical assistance, project cultural resources review, project
27 engineering, agency administration, and cost-share grants to
28 landowners for recovery from wildfire damage, including, but not
29 limited to, rebuilding fences, seeding unstable slopes, controlling
30 weeds, and planting shrubs and trees for wildlife habitat.

31 (3) \$85,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$40,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the commission to:

34 (a) Enter into an agreement with the department of ecology for a
35 water bank in Okanogan county, which must focus solely on retaining
36 agricultural water rights for use by other agricultural producers in
37 the watershed of origin; and

38 (b) Report to the appropriate committees of the legislature by
39 December 31, 2022, on the effectiveness of the Okanogan water bank at

1 retaining agricultural water rights, and the potential for developing
2 additional water banks in Washington using this model.

3 (4) \$8,450,000 of the public works assistance account—state
4 appropriation is provided solely for implementation of the voluntary
5 stewardship program. This amount may not be used to fund agency
6 indirect and administrative expenses.

7 (5) \$170,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$170,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely for the commission to continue
10 to convene and facilitate a food policy forum.

11 (6) \$1,000,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$1,000,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the commission to share
14 evenly with conservation districts to increase assistance to
15 landowners to achieve environmental stewardship and agricultural
16 sustainability.

17 (7) \$23,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$4,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the implementation of Second
20 Substitute Senate Bill No. 5253 (pollinator health). ~~((If the bill is
21 not enacted by June 30, 2021, the amounts provided in this subsection
22 shall lapse.))~~

23 (8) \$1,300,000 of the general fund—state appropriation for fiscal
24 year 2023 is provided solely for the commission to develop a riparian
25 plant propagation program of native trees and shrubs to implement
26 riparian restoration projects that meet riparian zone requirements
27 established by the department of fish and wildlife.

28 (9) \$1,000,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for the commission, in collaboration
30 with the department of agriculture, conservation districts, counties,
31 and tribes, to provide grants to advance research and monitoring on
32 the effectiveness of existing and new riparian habitat restoration on
33 agricultural lands, better understand gaps in salmon recovery, and
34 provide accountability on investments and programs.

35 (10) \$400,000 of the general fund state—appropriation for fiscal
36 year 2023 is provided solely for the commission to:

37 (a) Participate in riparian buffer and agriculture and natural
38 resources work led by the department of fish and wildlife with other

1 state agencies and federally recognized tribes, including the
2 riparian ecosystems assessment in section 308 of this act; and

3 (b) Contract with the Washington state academy of sciences to
4 provide a report on the status of state-funded agriculture and
5 conservation programs, including plans for future growth and steps to
6 balance policy, science, and finances for sustainable agriculture and
7 conservation industries in Washington.

8 (11) \$7,000,000 of the general fund—state appropriation for
9 fiscal year 2023 is provided solely for the purposes of the
10 conservation reserve enhancement program, including additional
11 project management and cost-share funding.

12 (12) \$8,000,000 of the general fund—state appropriation for
13 fiscal year 2023 is provided solely for incentives to increase
14 riparian habitat on agricultural land not enrolled in the
15 conservation reserve enhancement program and nonagricultural land.
16 Potential incentives include a true commodity buffer program, an
17 adapted commodity buffer program, and a small landowner program.

18 (13)(a) \$125,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely to provide a grant to the King
20 county conservation district for a pilot program to reduce the
21 impacts of artificial lighting on or near the water (on-water
22 lighting) on the behavior of salmon and other aquatic life in Lake
23 Sammamish. The grant funding may be used for:

24 (i) Supporting local efforts to develop a model ordinance to
25 reduce on-water lighting impacts on salmon for new and existing
26 construction;

27 (ii) Education and outreach on the impacts of on-water lighting;

28 (iii) Development of methods to reduce the impacts of on-water
29 lighting; and

30 (iv) A contract with the United States geologic survey to conduct
31 a baseline survey of artificial light levels, including light
32 location and intensity along the Lake Sammamish nearshore, artificial
33 light hotspots, and a survey report.

34 (b) The department must report to the appropriate committees of
35 the legislature by June 30, 2023, on the use of the funding in this
36 subsection and the resulting reductions in on-water lighting.

37 (14) \$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 implementation of Substitute

1 House Bill No. 2051 (agricultural disaster assist). If the bill is
2 not enacted by June 30, 2022, the amounts provided in this subsection
3 shall lapse.

4 (15) \$6,000,000 of the general fund—state appropriation for
5 fiscal year 2023 is provided solely for the voluntary stewardship
6 program, including grants to counties to implement projects to
7 enhance critical areas.

8 (16) \$60,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for the commission to grant to the
10 Washington resource conservation and development council to complete
11 a community wildfire protection plan.

12 **Sec. 308.** 2021 c 334 s 308 (uncodified) is amended to read as
13 follows:

14 **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

15	General Fund—State Appropriation (FY 2022)	((\$89,387,000))
16		<u>\$100,640,000</u>
17	General Fund—State Appropriation (FY 2023)	((\$87,617,000))
18		<u>\$137,006,000</u>
19	General Fund—Federal Appropriation.	((\$130,092,000))
20		<u>\$132,108,000</u>
21	General Fund—Private/Local Appropriation.	((\$62,539,000))
22		<u>\$63,796,000</u>
23	ORV and Nonhighway Vehicle Account—State	
24	Appropriation.	((\$646,000))
25		<u>\$664,000</u>
26	Aquatic Lands Enhancement Account—State	
27	Appropriation.	((\$12,240,000))
28		<u>\$12,204,000</u>
29	Recreational Fisheries Enhancement Account—State	
30	Appropriation.	((\$3,300,000))
31		<u>\$3,326,000</u>
32	Warm Water Game Fish Account—State Appropriation. . .	((\$2,779,000))
33		<u>\$3,435,000</u>
34	Eastern Washington Pheasant Enhancement Account—	
35	State Appropriation.	((\$675,000))
36		<u>\$865,000</u>
37	Limited Fish and Wildlife Account—State	
38	Appropriation.	((\$32,825,000))

1		<u>\$38,984,000</u>
2	Special Wildlife Account—State Appropriation.	((\$2,891,000))
3		<u>\$2,901,000</u>
4	Special Wildlife Account—Federal Appropriation.	\$518,000
5	Special Wildlife Account—Private/Local Appropriation.	((\$3,634,000))
6		<u>\$3,662,000</u>
7	Wildlife Rehabilitation Account—State Appropriation.	\$661,000
8	Ballast Water and Biofouling Management Account—	
9	State Appropriation.	\$10,000
10	Regional Fisheries Enhancement Salmonid Recovery	
11	Account—Federal Appropriation.	\$5,001,000
12	Oil Spill Prevention Account—State Appropriation.	((\$1,163,000))
13		<u>\$1,199,000</u>
14	Aquatic Invasive Species Management Account—State	
15	Appropriation.	\$1,037,000
16	Model Toxics Control Operating Account—State	
17	Appropriation.	((\$2,969,000))
18		<u>\$2,973,000</u>
19	Fish, Wildlife, and Conservation Account—State	
20	Appropriation.	((\$75,023,000))
21		<u>\$74,107,000</u>
22	Oyster Reserve Land Account—State Appropriation.	\$524,000
23	TOTAL APPROPRIATION.	((\$515,531,000))
24		<u>\$585,621,000</u>

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

27 (1) \$45,000 of the general fund—state appropriation for fiscal
28 year 2022 is provided solely for the implementation of Engrossed
29 Substitute House Bill No. 1054 (peace officer tactics, equip). (~~If~~
30 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
31 ~~subsection shall lapse.))~~)

32 (2) \$29,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for the implementation of Engrossed
34 Second Substitute House Bill No. 1310 (uses of force by officers).
35 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~
36 ~~this subsection shall lapse.))~~)

37 (3) \$534,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$472,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the implementation of

1 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
2 projects). ((If the bill is not enacted by June 30, 2021, the amounts
3 provided in this subsection shall lapse.))

4 (4) \$1,777,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$1,777,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely to grant to the northwest Indian
7 fisheries commission for hatchery operations that are prioritized to
8 increase prey abundance for southern resident orcas, including
9 \$200,000 per fiscal year for tagging and marking costs, and the
10 remainder to grant to tribes in the following amounts per fiscal
11 year: \$150,000 for the Quinault Indian Nation, \$199,000 for the
12 Tulalip Tribes, \$268,000 for the Quileute Tribe, \$186,000 for the
13 Puyallup Tribe, \$122,000 for the Port Gamble S'Klallam Tribe, \$25,000
14 for the Muckleshoot Indian Tribe, \$207,000 for the Squaxin Island
15 Tribe, \$142,000 for the Skokomish Indian Tribe, and \$278,000 for the
16 Lummi Nation. It is the intent of the legislature to continue this
17 funding in future biennia.

18 (5) \$330,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$330,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the department to provide to
21 the Yakama Nation for hatchery operations that are prioritized to
22 increase prey abundance for southern resident orcas. It is the intent
23 of the legislature to continue this funding in future biennia.

24 (6) \$175,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$175,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely to grant to public utility
27 districts for additional hatchery production that is prioritized to
28 increase prey abundance for southern resident orcas. It is the intent
29 of the legislature to continue this funding in future biennia.

30 (7) \$500,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$500,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely to the department for hatchery
33 maintenance.

34 (8) (~~(\$467,000)~~) \$3,139,000 of the general fund—state
35 appropriation for fiscal year 2022 and \$467,000 of the general fund—
36 state appropriation for fiscal year 2023 are provided solely to pay
37 for emergency fire suppression costs. These amounts may not be used
38 to fund agency indirect and administrative expenses.

1 (9) \$503,000 of the general fund—state appropriation for fiscal
2 year 2022, \$503,000 of the general fund—state appropriation for
3 fiscal year 2023, and \$440,000 of the general fund—federal
4 appropriation are provided solely for county assessments.

5 (10) \$400,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$400,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for a state match to support the
8 Puget Sound nearshore partnership between the department and the
9 United States army corps of engineers.

10 (11) (~~(\$378,000)~~) \$555,000 of the general fund—state
11 appropriation for fiscal year 2022 and (~~(\$378,000)~~) \$558,000 of the
12 general fund—state appropriation for fiscal year 2023 are provided
13 solely for operating budget impacts from capital budget projects
14 funded in the 2019-2021 and 2021-2023 fiscal (~~(biennium)~~) biennia.

15 (12) \$477,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$477,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely to develop conflict mitigation
18 strategies for wolf recovery and staff resources in northeast
19 Washington for response to wolf-livestock conflicts. The department
20 must provide focus on minimizing wolf-livestock issues in the Kettle
21 range. The department is discouraged from the use of firearms from
22 helicopters for removing wolves.

23 (13) \$251,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$251,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for suppression, eradication,
26 and monitoring of northern pike in the Columbia river. The department
27 must work with the Spokane Tribe of Indians, the Confederated Tribes
28 of the Colville Reservation, and the Kalispel Tribe of Indians on
29 identifying appropriate actions to reduce threats to anadromous
30 salmon from invasive northern pike.

31 (14) \$753,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$753,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for expanded management of
34 pinniped populations on the lower Columbia river and its tributaries
35 with the goal of increasing chinook salmon abundance and prey
36 availability for southern resident orcas.

37 (15) \$1,262,000 of the general fund—state appropriation for
38 fiscal year 2022 and \$1,262,000 of the general fund—state
39 appropriation for fiscal year 2023 are provided solely for the costs

1 for the department to maintain shellfish sanitation activities
2 necessary to implement its memorandum of understanding with the
3 department of health to ensure the state is compliant with its
4 federal obligations under the model ordinance of the national
5 shellfish sanitation program.

6 (16) \$603,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$603,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the department to create a
9 statewide permittee assistance program as part of hydraulic project
10 approvals, in which department staff collaborate with landowners
11 during construction to help resolve risks of permit noncompliance.

12 (17) \$470,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$470,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the department to expand
15 efforts to survey the diets of seals and sea lions in Puget Sound and
16 identify nonlethal management actions to deter them from preying on
17 salmon and steelhead.

18 (~~(19)~~) (18) \$518,000 of the general fund—state appropriation
19 for fiscal year 2022 and \$519,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely for the
21 department to continue to provide policy and scientific support to
22 the department of ecology regarding surface and groundwater
23 management issues as part of implementing chapter 90.94 RCW
24 streamflow restoration.

25 (~~(20)~~) (19) \$271,000 of the general fund—state appropriation
26 for fiscal year 2022 and \$271,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for the
28 implementation of chapter 291, Laws of 2019 (southern resident orca
29 whales-protection from vessels), contracts with nonprofit
30 organizations to monitor vessel traffic and educate boaters to be
31 whale wise, and participation in other orca recovery efforts.

32 (~~(21)~~) (20) Within amounts appropriated in this section, the
33 department, in coordination with statewide law enforcement agencies,
34 must provide a report to the legislature by January, 2022 on the
35 number of cougars reported to the department as harvested by local
36 government law enforcement agencies, training opportunities provided
37 to local law enforcement agencies, and how cougar removals by local
38 enforcement agencies impact the department's cougar management
39 strategies.

1 ~~((22))~~ (21) \$200,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$200,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for the
4 department to implement priority actions in the state pinto abalone
5 recovery plan. Of the amounts provided, \$85,000 each fiscal year must
6 be used to locate, monitor, and safeguard wild populations of pinto
7 abalone along the strait of Juan de Fuca, outer coast, and San Juan
8 islands and the remaining amounts must be granted to the Puget Sound
9 restoration fund to increase production, diversity, and resilience of
10 out-planted abalone.

11 ~~((23))~~ (22) \$315,000 of the general fund—state appropriation
12 for fiscal year 2022 and \$315,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for the
14 department to research and monitor the impacts of polychlorinated
15 biphenyls (PCB) on indicator species. The department must coordinate
16 with the department of ecology on implementation of this subsection.

17 ~~((24))~~ (23) \$125,000 of the general fund—state appropriation
18 for fiscal year 2022 and \$125,000 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely for the
20 department to conduct an evaluation of the forest practices adaptive
21 management program. The evaluation will be carried out generally
22 consistent with the proposal provided to the timber, fish, and
23 wildlife (TFW) policy committee in January 2020 titled *Assessing*
24 *Changes in Uncertainty During Adaptive Management: A Case Study of*
25 *the Washington State Forest Practices Habitat Conservation Plan*. To
26 the extent practicable, the evaluation shall satisfy the cooperative
27 monitoring, evaluation, and research five-year peer review process as
28 required in WAC 222-12-045(2)(f), and support other ongoing forest
29 practices adaptive management program evaluation and improvement
30 efforts. The department shall consult with TFW policy caucus
31 participants during the evaluation and provide for public review and
32 comment of the draft report. A progress report shall be delivered to
33 TFW policy participants and appropriate committees of the legislature
34 by December 31, 2022, and a final report by June 30, 2023.

35 ~~((25))~~ (24) \$1,175,000 of the general fund—state appropriation
36 for fiscal year 2022 and \$1,175,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for the
38 department to restore shrubsteppe habitat and associated wildlife
39 impacted by wildfires.

1 (a) This funding is intended for the restoration of habitat on
2 public lands as well as private lands by landowners who are willing
3 to participate. The restoration effort must be coordinated with other
4 natural resource agencies and interested stakeholders.

5 (b) Restoration actions may include: (i) Increasing the
6 availability of native plant materials; (ii) increasing the number of
7 certified and trained personnel for implementation at scale; (iii)
8 support for wildlife-friendly fencing replacement; (iv) support for
9 private landowners/ranchers to defer wildland grazing and allow
10 natural habitat regeneration; and (v) species-specific recovery
11 actions.

12 (c) The department must submit a progress report to the
13 appropriate committees of the legislature on the investments made
14 under this subsection by December 1, 2022, with a final report
15 submitted by September 1, 2023.

16 (d) Within the amounts provided in this subsection, \$250,000 must
17 be used by the department to form a collaborative group process
18 representing diverse stakeholders and facilitated by a neutral third-
19 party to develop a long-term strategy for shrubsteppe conservation
20 and fire preparedness, response, and restoration to meet the needs of
21 the state's shrubsteppe wildlife and human communities. The
22 collaborative may serve as providing expertise and advice to the
23 wildland fire advisory committee administered by the department of
24 natural resources and build from the wildland fire 10-year strategic
25 plan. Components to be addressed by the collaborative include the
26 restoration actions described in (b) of this subsection and on
27 spatial priorities for shrubsteppe conservation, filling gaps in fire
28 coverage, management tools to reduce fire-prone conditions on public
29 and private lands, and identifying and making recommendations on any
30 other threats. Any reports and findings resulting from the
31 collaborative may be included in the report specified in (c) of this
32 subsection.

33 ~~((26))~~ (25) \$80,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$60,000 of the general fund—state appropriation
35 for fiscal year 2023 are provided solely for the department to
36 contract with the Washington state academy of sciences to provide
37 policymakers with a report on current evidence on pinniped predation
38 of salmon, with an emphasis on Washington's portion of the Salish sea
39 and Washington's outer coast. The academy must provide an independent
40 study that reviews the existing science regarding pinniped predation

1 of salmonids, including what is known about pinniped predation of
2 salmonids, and with what level of certainty; where the knowledge gaps
3 are; where additional research is needed; how the science may inform
4 decisionmakers; and assessment of the scientific and technical
5 aspects of potential management actions. Early in this process, the
6 academy must convene separate meetings with comanagers and scientists
7 to share relevant research and data and provide context for the
8 academy's work.

9 ~~((27))~~ (26) \$198,000 of the general fund—state appropriation
10 for fiscal year 2022 and \$70,000 of the general fund—state
11 appropriation for fiscal year 2023 are provided solely for the
12 implementation of Second Substitute Senate Bill No. 5253 (pollinator
13 health). ~~((If the bill is not enacted by June 30, 2021, the amounts
14 provided in this subsection shall lapse.~~

15 ~~(28))~~ (27) \$21,000 of the general fund—state appropriation for
16 fiscal year 2022 is provided solely for the implementation of
17 Substitute Senate Bill No. 5273 (shoreline armoring). ~~((If the bill
18 is not enacted by June 30, 2021, the amount provided in this
19 subsection shall lapse.~~

20 ~~(29))~~ (28) \$44,000 of the general fund—state appropriation for
21 fiscal year 2022 and \$24,000 of the general fund—state appropriation
22 for fiscal year 2023 are provided solely for the implementation of
23 Substitute Senate Bill No. 5381 (fish passage project permits). ~~((If
24 the bill is not enacted by June 30, 2021, the amounts provided in
25 this subsection shall lapse.~~

26 ~~(30))~~ (29) \$132,000 of the general fund—state appropriation for
27 fiscal year 2022 and \$48,000 of the general fund—state appropriation
28 for fiscal year 2023 are provided solely for the implementation of
29 Engrossed Substitute Senate Bill No. 5452 (electric-assisted
30 bicycles). ~~((If the bill is not enacted by June 30, 2021, the amount
31 provided in this subsection shall lapse.~~

32 ~~(31))~~ (30) \$600,000 of the general fund—state appropriation for
33 fiscal year 2022 is provided solely for the department to conduct a
34 pilot project to test New Zealand style elk fencing, similar to the
35 style used by the United States Department of Agriculture at the
36 Starkey Experimental Forest and Range, including materials and
37 construction techniques, and determine the cost and effectiveness of
38 the fence design in reducing damage to school property and
39 agricultural lands within the range of the north Cascades elk herd.

1 The department of fish and wildlife shall work with at least one
2 agricultural property owner in Skagit county with property abutting
3 state highway 20 and one school district located in Skagit county
4 with enrollment of less than 650 students that volunteer to build and
5 test the elk fence design and, in compliance with RCW 43.01.036,
6 report back to the natural resources committees of the legislature by
7 November 1, 2022, on the results of the pilot project.

8 ~~((+32+))~~ (31) \$155,000 of the general fund—state appropriation
9 for fiscal year 2022 and \$310,000 of the general fund—state
10 appropriation for fiscal year 2023 are provided solely for the
11 department to implement strategies to control against chronic wasting
12 disease in native species of the state.

13 ~~((+33) — \$1,682,000))~~ (32) \$841,000 of the fish, wildlife and
14 conservation account—state appropriation ~~((is)),~~ \$430,000 of the
15 general fund—state appropriation for fiscal year 2022, and \$411,000
16 of the general fund—state appropriation for fiscal year 2023 are
17 provided solely for the department to work with stakeholders to
18 improve steelhead spawning estimates for improved fishing regulations
19 such that enhanced conservation and equitable fisheries are
20 established.

21 ~~((+34+))~~ (33) \$50,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$50,000 of the general fund—state appropriation
23 for fiscal year 2023 are provided solely for the department to assist
24 local jurisdictions in responding to cougar related public safety
25 issues. The funding is available to a local jurisdiction if they have
26 a signed agreement with the department that recognizes cougar
27 management authority is vested in the department and provides
28 criteria to determine if a cougar creates an actionable public safety
29 risk eligible for financial assistance. For the purposes of this
30 subsection, a cougar presence on private property alone does not
31 create an actionable public safety risk.

32 ~~((+35+))~~ (34) \$90,000 of the general fund—state appropriation for
33 fiscal year 2022 is provided solely for the department to complete
34 the final phase of the Cowlitz river salmon and steelhead hook
35 mortality study. No less than \$60,000 of the amount provided in this
36 subsection is provided for the original contractor of the study to
37 complete their work. A final report shall be provided to the
38 appropriate committees of the legislature by December 31, 2022.

1 ~~((36))~~ (35) \$130,000 of the general fund—state appropriation
2 for fiscal year 2022 and \$130,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for an
4 external facilitator to seek solutions through a collaborative
5 process using the department's wolf advisory group.

6 ~~((37))~~ (36) \$200,000 of the general fund—state appropriation
7 for fiscal year 2022 and \$100,000 of the general fund—state
8 appropriation for fiscal year 2023 are provided solely for the
9 department to develop a plan to protect native and hatchery produced
10 steelhead for each river system of Grays harbor, Willapa bay, and
11 coastal Olympic peninsula. The plan must adequately protect those
12 fisheries for healthy runs year-after-year as well as provide
13 reasonable fishing opportunities. The plan must include active
14 stakeholder input and include an outreach strategy sufficient to keep
15 conservation and angler interests well informed of proposed changes
16 in advance of annual fishing seasons. The plan must be reported to
17 the appropriate committees of the legislature by December 1, 2022.

18 (37) \$407,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$664,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the department to implement
21 executive order 21-02, archaeological and cultural resources.

22 (38) \$313,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$408,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the department to perform
25 forage fish spawning surveys in Puget Sound.

26 (39) \$294,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for the department to complete rule
28 making related to chapter 77.57 RCW, fishways, flow, and screening.

29 (40) \$3,418,000 of the general fund—state appropriation for
30 fiscal year 2023 and \$100,000 of the limited fish and wildlife
31 account—state appropriation are provided solely to increase the
32 department's ability to manage impacts from increased public
33 recreation on department-owned or managed lands and water access
34 sites.

35 (41) \$402,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for the department to provide technical
37 assistance and permitting guidance on solar facility proposals with
38 the intent of limiting impacts to threatened and endangered species
39 and critical and sensitive habitat areas, including shrubsteppe.

1 (42) \$1,297,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for the department to increase
3 technical assistance to local jurisdictions to better integrate
4 salmon recovery plans into growth management comprehensive plans and
5 critical areas ordinances.

6 (43) \$121,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$515,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the department to improve
9 salmon population data analysis, improve salmon abundance modeling,
10 better manage salmon fisheries policy, and collaborate with tribal
11 comanagers on fisheries allocations.

12 (44) \$3,802,000 of the general fund—state appropriation for
13 fiscal year 2023 is provided solely to monitor recreational salmon
14 and steelhead harvest in freshwater streams and rivers in Puget Sound
15 and along the Washington coast.

16 (45) \$2,116,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely to monitor salmon harvest from
18 the ocean and Puget Sound.

19 (46) \$994,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely to monitor salmon harvest from
21 commercial fisheries.

22 (47) \$226,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for a marine fisheries compliance
24 liaison to collaborate with other law enforcement partners on
25 commercial and recreational fisheries issues.

26 (48) \$1,283,000 of the general fund—state appropriation for
27 fiscal year 2023 is provided solely for additional law enforcement
28 officers for marine and freshwater fisheries compliance.

29 (49) \$372,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely to develop and implement a mobile-based
31 electronic catch record card system for statewide marine and
32 freshwater fisheries.

33 (50) \$852,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for the department to provide additional
35 capacity to the attorney general's office to prosecute environmental
36 crimes.

37 (51) \$4,283,000 of the general fund—state appropriation for
38 fiscal year 2023 is provided solely to develop a monitoring and
39 evaluation program for salmon and steelhead hatcheries in western

1 Washington with the goal to improve survival of hatchery fish to
2 adult returns and adaptively manage hatchery programs to better
3 achieve management goals, including rebuilding natural populations
4 for conservation purposes and increasing fishing opportunities.

5 (52) \$2,392,000 of the general fund—state appropriation for
6 fiscal year 2023 is provided solely to conduct fish in/fish out
7 monitoring for the purposes of measuring freshwater systems salmon
8 productivity for purposes of salmon recovery.

9 (53) \$1,685,000 of the general fund—state appropriation for
10 fiscal year 2023 and \$295,000 of the limited fish and wildlife
11 account are provided solely to monitor recreational shellfish harvest
12 in Puget Sound.

13 (54) \$710,000 of the general fund—state appropriation for fiscal
14 year 2023 is provided solely to monitor recreational Dungeness crab
15 harvest along the Washington coast.

16 (55) \$360,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for the department to complete a
18 statewide prioritization of fish passage barriers in collaboration
19 with regional salmon recovery organizations.

20 (56) \$494,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for the department to participate in
22 hydropower licensing efforts for the purposes of mitigating impacts
23 to salmon and other fish and wildlife species as a result of new or
24 renewing federal and nonfederal hydropower facilities.

25 (57) \$90,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$166,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the department to complete
28 the following activities:

29 (a) By December 1, 2022, and consistent with RCW, the department
30 must submit a report to the legislature that assesses how to
31 incorporate a net ecological gain standard into state land use,
32 development, and environmental laws and rules to achieve a goal of
33 better statewide performance on endangered species recovery and
34 ecological health. The report must address each environmental,
35 development, or land use law or rule where the existing standard is
36 less protective of ecological integrity than the standard of net
37 ecological gain, including the shoreline management act (chapter
38 90.58 RCW), the growth management act (chapter 36.70A RCW),

1 construction projects in state waters (chapter 77.55 RCW), and the
2 model toxics control act.

3 (b) In developing the report under this section, the department
4 must consult with the appropriate local governments, state agencies,
5 federally recognized Indian tribes, and stakeholders with subject
6 matter expertise on environmental, land use, and development laws
7 including but not limited to cities, counties, ports, the department
8 of ecology, and the department of commerce.

9 (c) The report must include:

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

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

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

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

20 (iii) Recommendations on funding, incentives, technical
21 assistance, legal issues, monitoring, and use of scientific data, and
22 other applicable considerations to the integration of needs to assess
23 progress made toward achieving net ecological gain into each
24 environmental, development, and land use law or rule; and

25 (iv) An assessment of how applying a standard of net ecological
26 gain in the context of each environmental, land use, or development
27 law is likely to achieve substantial additional environmental or
28 social cobenefits.

29 (58) \$70,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$997,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely to assess the status of current
32 riparian ecosystems, beginning with areas where sufficient
33 information exists to conduct the assessment. The assessment must
34 include identifying any gaps in vegetated cover relative to a
35 science-based standard for a fully functioning riparian ecosystem and
36 comparing the status and gaps to water temperature impairments, known
37 fish passage barriers, and status of salmonid stocks.

38 (59) \$70,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for removal efforts for invasive

1 bullfrogs and habitat preservation for species threatened by the
2 bullfrogs, including the western pond turtle, Oregon spotted frog,
3 and northern leopard frog.

4 (60) \$95,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for research on shell disease in western
6 pond turtles.

7 (61) \$5,000,000 of the general fund—state appropriation for
8 fiscal year 2023 is provided solely to address the maintenance
9 backlog associated with providing recreation on lands managed by the
10 department. Allowable uses include, but are not limited to,
11 maintenance, repair, or replacement of trails, toilet facilities,
12 roads, parking lots, campgrounds, picnic sites, water access areas,
13 signs, kiosks, and gates. The department is encouraged to partner
14 with nonprofit organizations in the maintenance of public lands and
15 to partner with Washington tribes to respectfully and sustainably
16 care for their ancestral lands in public ownership.

17 (62) \$60,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for implementation of Engrossed
19 Substitute House Bill No. 1753 (climate funding/tribes). If the bill
20 is not enacted by June 30, 2022, the amount provided in this
21 subsection shall lapse.

22 (63) \$2,070,000 of the general fund—state appropriation for
23 fiscal year 2023 is provided solely for implementation of Engrossed
24 Second Substitute House Bill No. 1117 (comp. planning/salmon). If the
25 bill is not enacted by June 30, 2022, the amount provided in this
26 subsection shall lapse.

27 (64) \$39,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for implementation of Substitute House
29 Bill No. 1735 (peace officers/use of force). If the bill is not
30 enacted by June 30, 2022, the amount provided in this subsection
31 shall lapse.

32 (65) \$16,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for implementation of Engrossed Second
34 Substitute House Bill No. 1181 (veterans & military suicide). If the
35 bill is not enacted by June 30, 2022, the amount provided in this
36 subsection shall lapse.

37 **Sec. 309.** 2021 c 334 s 309 (uncodified) is amended to read as
38 follows:

1 **FOR THE PUGET SOUND PARTNERSHIP**

2	General Fund—State Appropriation (FY 2022).	((\$5,592,000))
3		<u>\$5,612,000</u>
4	General Fund—State Appropriation (FY 2023).	((\$5,464,000))
5		<u>\$8,060,000</u>
6	General Fund—Federal Appropriation.	((\$12,701,000))
7		<u>\$22,200,000</u>
8	Aquatic Lands Enhancement Account—State	
9	Appropriation.	\$1,437,000
10	Model Toxics Control Operating Account—State	
11	Appropriation.	\$1,295,000
12	TOTAL APPROPRIATION.	((\$26,489,000))
13		<u>\$38,604,000</u>

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

16 (1) \$209,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$209,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for the implementation of
19 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
20 projects). ((If the bill is not enacted by June 30, 2021, the amounts
21 provided in this subsection shall lapse.))

22 (2) By October 15, 2022, the Puget Sound partnership shall
23 provide the governor and appropriate legislative fiscal committees a
24 single, prioritized list of state agency 2023-2025 capital and
25 operating budget requests related to Puget Sound recovery and
26 restoration.

27 (3) \$304,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$272,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the Puget Sound partnership
30 to develop and implement an action plan that advances diversity,
31 equity, and inclusion and environmental justice in Puget Sound
32 recovery efforts.

33 (4) \$100,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$100,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the Puget Sound partnership
36 to perform coordination and monitoring related to Puget Sound kelp
37 conservation and recovery.

38 (5) \$250,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$250,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the Puget Sound partnership
 2 to implement shipping noise-reduction initiatives and monitoring
 3 programs in the Puget Sound, in coordination with Canadian and United
 4 States authorities. The partnership must contract with Washington
 5 Maritime Blue in order to establish and administer the quiet sound
 6 program to better understand and reduce the cumulative effects of
 7 acoustic and physical disturbance from large commercial vessels on
 8 southern resident orcas throughout their range in Washington state.
 9 Washington Maritime Blue will support a quiet sound advisory
 10 committee that should include relevant federal and state agencies,
 11 ports, industry, research institutions, and nongovernmental
 12 organizations and consult early and often with relevant federally
 13 recognized tribes.

14 (6) \$393,000 of the general fund—state appropriation for fiscal
 15 year 2022 and \$295,000 of the general fund—state appropriation for
 16 fiscal year 2023 are provided solely for the implementation of
 17 Engrossed Second Substitute Senate Bill No. 5141 (environmental
 18 justice task force recommendations). ((If the bill is not enacted by
 19 June 30, 2021, the amounts provided in this subsection shall lapse.))

20 (7) \$2,576,000 of the general fund—state appropriation for fiscal
 21 year 2023 is provided solely to update local watershed salmon
 22 recovery chapters to reflect best available science on a regular
 23 basis, support scientific investigations to advance salmon recovery,
 24 increase collaboration and address barriers to Puget Sound salmon
 25 recovery, integrate data on salmon recovery into the Puget Sound
 26 online reporting platform, and track progress across the region.

27 **Sec. 310.** 2021 c 334 s 310 (uncodified) is amended to read as
 28 follows:

29 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

30	General Fund—State Appropriation (FY 2022)	((\$134,520,000))
31		<u>\$219,398,000</u>
32	General Fund—State Appropriation (FY 2023)	((\$153,194,000))
33		<u>\$112,317,000</u>
34	General Fund—Federal Appropriation	((\$42,668,000))
35		<u>\$52,398,000</u>
36	General Fund—Private/Local Appropriation	((\$3,161,000))
37		<u>\$3,175,000</u>
38	Forest Development Account—State Appropriation	((\$53,180,000))

1		<u>\$56,505,000</u>
2	ORV and Nonhighway Vehicle Account—State	
3	Appropriation.	((\$7,063,000))
4		<u>\$7,230,000</u>
5	Surveys and Maps Account—State Appropriation.	((\$2,131,000))
6		<u>\$2,192,000</u>
7	Aquatic Lands Enhancement Account—State	
8	Appropriation.	((\$8,641,000))
9		<u>\$8,914,000</u>
10	Resource Management Cost Account—State Appropriation ((\$108,931,000))	
11		<u>\$113,379,000</u>
12	Surface Mining Reclamation Account—State	
13	Appropriation.	((\$4,141,000))
14		<u>\$4,220,000</u>
15	Disaster Response Account—State Appropriation.	((\$23,110,000))
16		<u>\$23,111,000</u>
17	((Contract Harvesting Revolving	
18	Nonappropriated Account—State	
19	Appropriation.	\$186,000))
20	Forest and Fish Support Account—State Appropriation. ((\$11,182,000))	
21		<u>\$11,370,000</u>
22	Aquatic Land Dredged Material Disposal Site Account—	
23	State Appropriation.	\$404,000
24	Natural Resources Conservation Areas Stewardship	
25	Account—State Appropriation.	((\$46,000))
26		<u>\$285,000</u>
27	Forest Fire Protection Assessment Nonappropriated	
28	Account—State Appropriation.	\$191,000
29	State Forest Nursery Revolving Nonappropriated	
30	Account—State Appropriation.	\$75,000
31	Access Road Revolving Nonappropriated Account—State	
32	Appropriation.	\$233,000
33	Forest Practices Application Account—State	
34	Appropriation.	((\$1,978,000))
35		<u>\$2,036,000</u>
36	Air Pollution Control Account—State Appropriation.	((\$895,000))
37		<u>\$903,000</u>
38	Forest Health Revolving Nonappropriated Account—	
39	State Appropriation.	\$240,000

1	Model Toxics Control Operating Account—State	
2	Appropriation.	((\$21,407,000))
3		<u>\$14,492,000</u>
4	<u>Wildfire Response, Forest Restoration, and Community</u>	
5	<u>Resilience Account—State Appropriation.</u>	<u>\$87,107,000</u>
6	NOVA Program Account—State Appropriation.	((\$779,000))
7		<u>\$795,000</u>
8	Derelict Vessel Removal Account—State Appropriation.	((\$1,997,000))
9		<u>\$6,301,000</u>
10	Community Forest Trust Account—State Appropriation.	\$52,000
11	Agricultural College Trust Management Account—State	
12	Appropriation.	((\$3,171,000))
13		<u>\$4,097,000</u>
14	Natural Resources Federal Lands Revolving	
15	Nonappropriated Account—State Appropriation.	\$16,000
16	TOTAL APPROPRIATION.	((\$583,592,000))
17		<u>\$731,436,000</u>

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

20 (1) \$1,857,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$1,857,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for the department to carry out
23 the forest practices adaptive management program pursuant to RCW
24 76.09.370 and the May 24, 2012, settlement agreement entered into by
25 the department and the department of ecology. Scientific research
26 must be carried out according to the master project schedule and work
27 plan of cooperative monitoring, evaluation, and research priorities
28 adopted by the forest practices board.

29 (2) ((~~\$55,791,000~~)) \$43,316,000 of the general fund—state
30 appropriation for fiscal year 2022 and ((~~\$74,632,000~~)) \$87,107,000 of
31 the ((~~general fund state appropriation for fiscal year 2023~~))
32 wildfire response, forest restoration, and community resilience
33 account—state appropriation are provided solely for the
34 implementation of Second Substitute House Bill No. 1168 (long-term
35 forest health). ((~~If the bill is not enacted by June 30, 2021, the~~
36 ~~amounts provided in this subsection shall lapse.~~))

37 (3) \$873,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$1,816,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for the implementation of

1 Engrossed Second Substitute House Bill No. 1216 (urban and community
2 forestry). (~~If the bill is not enacted by June 30, 2021, the amounts
3 provided in this subsection shall lapse.~~)

4 (4) \$176,000 of the forest development account—state
5 appropriation, \$164,000 of the aquatic lands enhancement account—
6 state appropriation, \$377,000 of the resource management cost account
7 —state appropriation, and \$22,000 of the agricultural college trust
8 management account—state appropriation are provided solely for the
9 implementation of Substitute House Bill No. 1355 (noxious weeds).
10 (~~If the bill is not enacted by June 30, 2021, the amounts provided
11 in this subsection shall lapse.~~)

12 (5) \$12,000 of the aquatic lands enhancement account—state
13 appropriation and \$10,000 of the resource management cost account—
14 state appropriation are provided solely for the implementation of
15 Engrossed Second Substitute House Bill No. 1382 (salmon recovery
16 projects). (~~If the bill is not enacted by June 30, 2021, the amounts
17 provided in this subsection shall lapse.~~)

18 (6) \$1,000,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$1,000,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the small forest landowner
21 office, in order to restore staffing capacity reduced during the
22 great recession and to support small forest landowners, including
23 assistance related to forest and fish act regulations.

24 (7) \$1,583,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$1,515,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for deposit into the
27 agricultural college trust management account and are provided solely
28 to manage approximately 70,700 acres of Washington State University's
29 agricultural college trust lands.

30 (8) (~~(\$20,668,000)~~) \$116,940,000 of the general fund—state
31 appropriation for fiscal year 2022, \$20,668,000 of the general fund—
32 state appropriation for fiscal year 2023, and \$16,050,000 of the
33 disaster response account—state appropriation are provided solely for
34 emergency response, including fire suppression. The department shall
35 provide a monthly report to the office of financial management and
36 the appropriate fiscal and policy committees of the legislature with
37 an update of fire suppression costs incurred and the number and type
38 of wildfires suppressed. The amounts provided in this subsection may
39 not be used to fund the department's indirect and administrative

1 expenses. The department's indirect and administrative costs shall be
2 allocated among its remaining accounts and appropriations.

3 (9) \$5,500,000 of the forest and fish support account—state
4 appropriation is provided solely for outcome-based performance
5 contracts with tribes to participate in the implementation of the
6 forest practices program. Contracts awarded may only contain indirect
7 costs set at or below the rate in the contracting tribe's indirect
8 cost agreement with the federal government. Of the amount provided in
9 this subsection, \$500,000 is contingent upon receipts under RCW
10 82.04.261 exceeding eight million dollars per biennium. If receipts
11 under RCW 82.04.261 are more than eight million dollars but less than
12 eight million five hundred thousand dollars for the biennium, an
13 amount equivalent to the difference between actual receipts and eight
14 million five hundred thousand dollars shall lapse.

15 (10) Consistent with the recommendations of the *Wildfire*
16 *Suppression Funding and Costs (18-02)* report of the joint legislative
17 audit and review committee, the department shall submit a report to
18 the governor and legislature by December 1, 2021, and December 1,
19 2022, describing the previous fire season. At a minimum, the report
20 shall provide information for each wildfire in the state, including
21 its location, impact by type of land ownership, the extent it
22 involved timber or range lands, cause, size, costs, and cost-share
23 with federal agencies and nonstate partners. The report must also be
24 posted on the agency's website.

25 (11) \$4,206,000 of the aquatic land enhancement account—state
26 appropriation is provided solely for the removal of creosote pilings
27 and debris from the marine environment and to continue monitoring
28 zooplankton and eelgrass beds on state-owned aquatic lands managed by
29 the department. Actions will address recommendations to recover the
30 southern resident orca population and to monitor ocean acidification
31 as well as help implement the Puget Sound action agenda.

32 (12) \$448,000 of the general fund—state appropriation for fiscal
33 year 2022 and \$448,000 of the general fund—state appropriation for
34 fiscal year 2023 are provided solely for the department to coordinate
35 with the Olympic natural resources center to study emerging ecosystem
36 threats such as Swiss needlecast disease, conduct field trials for
37 long-term ecosystem productivity and T3 watershed experiments, and
38 engage stakeholders through learning-based collaboration. The

1 department may retain up to \$30,000 in one fiscal year to conduct
2 Swiss needlecast surveys.

3 (13) \$185,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$185,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for compensation to the trust
6 beneficiaries and department for lost revenue from leases to amateur
7 radio operators who use space on the department managed radio towers
8 for their equipment. The department is authorized to lease sites at
9 the rate of up to one hundred dollars per year, per site, per lessee.
10 The legislature makes this appropriation to fulfill the remaining
11 costs of the leases at market rate per RCW 79.13.510.

12 (14) The appropriations in this section include sufficient
13 funding for the department to review its burn permit fee schedule,
14 and to develop options and recommendations on changes to the fee
15 schedule to meet the requirement in RCW 70A.15.5020. The agency must
16 report on options and recommendations to the office of financial
17 management and the appropriate committees of the legislature by
18 September 1, 2021.

19 (15) \$569,000 of the model toxics control operating account—state
20 appropriation is provided solely to implement recommendations in the
21 aerial herbicides in forestlands report submitted to the legislature
22 in December 2019 from the aerial herbicide application working group.
23 Specific work will include researching alternatives to chemicals for
24 control of unwanted competing vegetation, compliance monitoring of
25 aerial herbicides application, and updating the pesticide board
26 manual.

27 (16) \$925,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$779,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the department to undertake
30 geologic research to understand the geology and hydrology of the
31 Columbia basin with regard to geothermal and groundwater resources.
32 Funding must also be used for outreach and education to industries
33 and regional communities to increase awareness of underground
34 resources, how to access and use them, and the regulatory processes
35 for doing so.

36 (17) \$77,000 of the general fund—state appropriation for fiscal
37 year 2022, \$90,000 of the general fund—state appropriation for fiscal
38 year 2023, \$82,000 of the forest development account—state
39 appropriation, \$10,000 of the ORV and nonhighway vehicle account—

1 state appropriation, \$19,000 of the aquatic lands enhancement account
2 —state appropriation, \$189,000 of the resource management cost
3 account—state appropriation, \$7,000 of the surface mining reclamation
4 account—state appropriation, \$9,000 of the forest and fish support
5 account—state appropriation, \$43,000 of the forest fire protection
6 assessment nonappropriated account—state appropriation, \$13,000 of
7 the state forest nursery revolving nonappropriated account—state
8 appropriation, \$45,000 of the access road revolving nonappropriated
9 account—state appropriation, \$26,000 of the forest health revolving
10 nonappropriated account—state appropriation, and \$9,000 of the model
11 toxics control operating account—state appropriation are provided
12 solely for the department to move its data center currently located
13 in the natural resources building to the state data center located in
14 the Jefferson building as required by office of the chief information
15 officer policy 184 and RCW 43.105.375. Funding is subject to the
16 conditions, limitations, and review requirements of section 701 of
17 this act.

18 (18) \$466,000 of the general fund—state appropriation for fiscal
19 year 2022, (~~(\$125,000)~~) \$189,000 of the general fund—state
20 appropriation for fiscal year 2023, (~~(\$364,000)~~) \$404,000 of the
21 forest development account—state appropriation, \$254,000 of the
22 aquatic lands enhancement account—state appropriation, (~~(\$754,000)~~)
23 \$836,000 of the resource management cost account—state appropriation,
24 \$27,000 of the surface mining reclamation account—state
25 appropriation, (~~(\$186,000 of the contract harvesting revolving~~
26 ~~nonappropriated account—state appropriation,)~~) \$148,000 of the forest
27 fire protection assessment nonappropriated account—state
28 appropriation, \$62,000 of the state forest nursery revolving
29 nonappropriated account—state appropriation, \$188,000 of the access
30 road revolving nonappropriated account—state appropriation, \$214,000
31 of the forest health revolving nonappropriated account—state
32 appropriation, and \$16,000 of the natural resources federal lands
33 revolving nonappropriated account—state appropriation are provided
34 solely for the department to replace the NatureE revenue and leasing
35 administration system and integrate with the new One Washington
36 financial system. Funding is subject to the conditions, limitations,
37 and review requirements of section 701 of this act.

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

1 for fiscal year 2023 are provided solely for the department to
2 maintain existing administrative facility infrastructure operated by
3 the six regions of the department.

4 (b) The department's allocation of this appropriation and
5 existing expenditure authority in certain other funds will be spread
6 equitably across agency funds based on a model of positions by
7 program or activity that utilize existing facility spaces within the
8 agency's operating regions. The remaining costs at each site will
9 remain the burden of existing management fund distribution.
10 Department allocation of funds in this appropriation will be
11 trackable by region and by project code.

12 (c) This appropriation is provided solely for the maintenance of
13 existing administrative infrastructure, inclusive of ordinary
14 maintenance, preventive maintenance, and maintenance services and
15 inspections, minor repairs, system component replacement, and the
16 delivery of utility and facility services.

17 (d) The department must provide a comparison of quarterly agency
18 allotments and expenditures relating to this subsection, including a
19 summary of the maintenance work for all regional facilities subject
20 to this section to the office of financial management beginning in
21 October 2021.

22 (20) \$175,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$175,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the department to implement
25 a pilot project to evaluate the costs and benefits of marketing and
26 selling specialty forest products including cedar salvage, alder, and
27 other hardwood products. The pilot project must include: Identifying
28 suitable areas for hardwood or cedar sales within the administrative
29 areas of the Olympic and Pacific Cascade regions, preparing and
30 conducting sales, and evaluating the costs and benefits from
31 conducting the sales.

32 (a) The pilot project must include an evaluation that:

33 (i) Determines if revenues from the sales are sufficient to cover
34 the costs of preparing and conducting the sales;

35 (ii) Identifies and evaluates factors impacting the sales,
36 including regulatory constraints, staffing levels, or other
37 limitations;

38 (iii) Compares the specialty sales to other timber sales that
39 combine the sale of cedar and hardwoods with other species;

1 (iv) Evaluates the bidder pool for the pilot sales and other
2 factors that impact the costs and revenues received from the sales;
3 and

4 (v) Evaluates the current and future prices and market trends for
5 cedar salvage and hardwood species.

6 (b) The department must work with affected stakeholders and
7 report to the appropriate committees of the legislature with the
8 results of the pilot project and make recommendation for any changes
9 to statute by June 30, 2023.

10 (21) \$112,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$60,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the implementation of
13 Engrossed Senate Bill No. 5158 (utility wildland fire cmte.). (~~If~~
14 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
15 ~~this subsection shall lapse.~~)

16 (22) \$407,000 of the general fund—state appropriation for fiscal
17 year 2022 is provided solely for the department to complete
18 development of a programmatic safe harbor agreement, and the
19 associated environmental analysis and draft enrollment language for
20 inclusion in the forest practices rules. Within the amount provided
21 in this subsection, the department must provide \$182,000 to the
22 department of fish and wildlife to assist in the development of the
23 programmatic safe harbor agreement. The department must provide a
24 report to the appropriate committees of the legislature by December
25 15, 2021, on the status of the rule making and the resources needed
26 to implement the rule effective October 1, 2022.

27 (23) Within amounts appropriated in this section, the department
28 on behalf of the forest practices board must provide an update to the
29 natural resource policy committees of the legislature on the progress
30 of its projects, including progress made to address recommendations
31 from the 2021 state auditor's report on the adaptive management
32 program, by December 1, 2021, and December 1, 2022.

33 (24) \$100,000 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 department to grant to
36 local law enforcement agencies to assist in enforcing vessel
37 registration laws. Funding is also provided for a pilot recycling
38 project with a nonprofit maritime education center that has the

1 capacity to coordinate with a local port and local businesses that
2 can accommodate vessel waste material.

3 (25) Within amounts appropriated in this section, the department,
4 acting in its capacity as the agency responsible for implementing
5 Washington state's section 10 permit under the endangered species act
6 for aquatic species, and for ensuring maintenance of clean water act
7 assurances granted by the department of ecology, must report to the
8 legislature by no later than June 30, 2022, on the status of forest
9 practices board activities related to: (a) Permanent water typing
10 rulemaking and associated board manual development and (b) rulemaking
11 and associated board manual development regarding the protection of
12 type N streams.

13 (26) Within amounts appropriated in this section, the department,
14 in collaboration with motorized and nonmotorized outdoor recreation
15 stakeholders, must submit to the appropriate committees of the
16 legislature recommendations for the use of NOVA account
17 appropriations, by September 30, 2022.

18 (27) \$2,336,000 of the general fund—state appropriation for
19 fiscal year 2022 and \$1,591,000 of the general fund—state
20 appropriation for fiscal year 2023 are provided solely for the
21 implementation of Engrossed Second Substitute Senate Bill No. 5141
22 (environmental justice task force recommendations). (~~If the bill is~~
23 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
24 ~~shall lapse.~~)

25 (28) (~~(\$180,000)~~) \$36,000 of the general fund—state appropriation
26 for fiscal year 2022 and (~~(\$4,000)~~) \$36,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for the
28 implementation of Second Substitute Senate Bill No. 5253 (pollinator
29 health). (~~If the bill is not enacted by June 30, 2021, the amounts~~
30 ~~provided in this subsection shall lapse.~~)

31 (29) (~~(\$34,000)~~) \$180,000 of the general fund—state appropriation
32 for fiscal year 2022 and (~~(\$8,000)~~) \$4,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for the
34 implementation of Engrossed Substitute Senate Bill No. 5452
35 (electric-assisted bicycles). (~~If the bill is not enacted by June~~
36 ~~30, 2021, the amounts provided in this subsection shall lapse.~~)

37 (30) \$1,765,000 of the general fund—state appropriation for
38 fiscal year 2023 is provided solely for the department to:

1 (a) Replace the statewide forest practices permit database
2 system. Funding is subject to the conditions, limitations, and review
3 requirements of section 701 of this act; and

4 (b) Provide a recommendation for ways that the forest products
5 industry could help cover the cost of the new forest practice online
6 system. The recommendation must include proposed changes to the fees
7 that are paid for forest practice applications and notifications, as
8 well as a description and table that illustrates the operating costs
9 of the program and how those costs are covered by fund source
10 including fee revenue. The recommendation must be reported to the
11 fiscal committees of the legislature by December 1, 2021, and may be
12 included as a decision package to the office of financial management
13 for consideration in the governor's proposed 2022 supplemental
14 operating budget.

15 (31) \$225,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$225,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for the department to implement
18 a pilot project to evaluate the costs and benefits of entering into
19 such stewardship agreements with individual neighboring landowners
20 who would take on the responsibility for protecting small segments of
21 shared boundary with department managed lands. The pilot project must
22 include identifying the legal limits and bounds of such stewardship
23 agreements, identifying suitable areas, preparing and entering into
24 shared stewardship agreements, and evaluating the costs and benefits
25 of these agreements.

26 (a) The pilot project evaluation must include:

27 (i) A determination of an appropriate mechanism for the sale of
28 valuable materials from state trust lands harvested under a
29 stewardship agreement;

30 (ii) Identification of regulatory constraints, staffing levels
31 necessary to administer a statewide program, and other limitations;
32 and

33 (iii) Identification of legal risk and insurance and
34 indemnification requirements that may be necessary on the part of
35 private individuals entering into these agreements.

36 (b) The pilot project must include agreements on at least the
37 Teanaway or Klickitat Community Forests and on state trust lands in
38 the vicinity of the town of Darrington, Washington. The department of
39 natural resources must work with affected stakeholders and report to
40 the appropriate committees of the legislature with the results of the

1 pilot project and any recommendations for changes and statewide
2 implementation by July 1, 2023.

3 (32) \$134,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$134,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for the department to grant non-
6 tribal outcome-based performance participation grants for
7 implementation of the forest practices adaptive management program.
8 Of the amounts provided in this subsection, \$54,000 per fiscal year
9 is provided for grants to the Washington farm forestry association
10 and \$80,000 per fiscal year is provided for grants to the Washington
11 state association of counties.

12 (33) \$442,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for implementation of chapter 316, Laws
14 of 2021 (Engrossed Second Substitute Senate Bill No. 5126) (climate
15 commitment act).

16 (34) \$3,481,000 of the general fund—state appropriation for
17 fiscal year 2023 is provided solely for the department to collect and
18 refresh statewide lidar data on a 10-year cycle.

19 (35) \$680,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for the department to improve
21 performance of the forest practices adaptive management program by
22 implementing recommendations made by the state auditor's office in
23 its January 2021 performance audit of the program.

24 (36) \$450,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for the department to conduct a targeted
26 analysis of the current and projected impact from drought and
27 opportunities for drought resilience on department owned and managed
28 uplands and agricultural lands.

29 (37) \$225,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for the department to hire a watershed
31 steward to expedite salmon recovery actions and projects, including
32 education, with a primary focus on agency owned and managed uplands
33 and aquatic lands.

34 (38) \$2,090,000 of the forest development account—state
35 appropriation, \$1,695,000 of the resource management cost account—
36 state appropriation, and \$115,000 of the agricultural college trust
37 management account are provided solely for the department to complete
38 silvicultural work in western Washington.

1 (39) (a) \$10,000,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for a pilot project to improve
3 salmon habitat across the department's aquatic, commercial,
4 industrial, and agricultural lands. Of the amount provided in this
5 subsection:

6 (i) \$4,000,000 is provided solely to improve nearshore habitat by
7 accelerating restoration of state-owned aquatic lands; and

8 (ii) \$6,000,000 is provided solely to improve riparian function,
9 including riparian planting and riparian set-asides on state-owned
10 lands.

11 (b) The department must consult with federally recognized tribes
12 and partner with relevant state agencies and local governments in
13 implementing this pilot.

14 (c) The department must provide a report on the cost, monitoring,
15 and effectiveness of investments in salmon habitat improvements to
16 the office of financial management and the appropriate committees of
17 the legislature by June 30, 2023.

18 (40) (a) \$1,261,000 of the general fund—state appropriation for
19 fiscal year 2023 is provided solely to provide grants to counties
20 impacted by the long-term conservation strategy for the marbled
21 murrelet, adopted by the board of natural resources on December 3,
22 2019, as an amendment to the 1997 state trust lands habitat
23 conservation plan. The department must pay, by December 31, 2022, an
24 amount to be distributed as follows:

25	<u>(i) Clallam county.</u>	<u>\$623,182</u>
26	<u>(ii) Grays Harbor county.</u>	<u>\$7,176</u>
27	<u>(iii) Jefferson county.</u>	<u>\$69,141</u>
28	<u>(iv) King county.</u>	<u>\$517</u>
29	<u>(v) Lewis county.</u>	<u>\$1,868</u>
30	<u>(vi) Mason county.</u>	<u>\$5,309</u>
31	<u>(vii) Pacific county.</u>	<u>\$212,885</u>
32	<u>(viii) Skagit county.</u>	<u>\$70,067</u>
33	<u>(ix) Snohomish county.</u>	<u>\$65,805</u>
34	<u>(x) Wahkiakum county.</u>	<u>\$156,978</u>
35	<u>(xi) Whatcom county.</u>	<u>\$47,650</u>

36 (b) Funding distributed to counties under (a) of this subsection
37 must be used by the counties in accordance with RCW 79.64.110(1)(a)
38 (ii) and (iii).

1 (41) \$250,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely to the department, in coordination with
3 the office of the superintendent of public instruction, for
4 recommendations on the development of an outdoor school at the site
5 of the Naselle youth camp. The department must consider, at a
6 minimum, the suitability of the current facilities, operating and
7 capital budget needs and estimated costs, any potential transfers of
8 land ownership or management, partnership opportunities, and other
9 potential procedural or operational challenges and proposed
10 solutions. The department must submit a final report to the
11 appropriate committees of the legislature by December 31, 2022.

12 (42) \$5,000,000 of the general fund—state appropriation for
13 fiscal year 2023 is provided solely to address the maintenance
14 backlog associated with providing recreation on lands managed by the
15 department. Allowable uses include, but are not limited to,
16 maintenance, repair, or replacement of trails, toilet facilities,
17 roads, campgrounds, picnic sites, water access areas, signs, kiosks,
18 and gates. The department is encouraged to partner with nonprofit
19 organizations in the maintenance of public lands and to partner with
20 Washington tribes to respectfully and sustainably care for their
21 ancestral lands in public ownership.

22 (43) \$4,284,000 of the derelict vessel removal account—state
23 appropriation is provided solely for implementation of House Bill No.
24 1700 (derelict vessel removal). If the bill is not enacted by June
25 30, 2022, the amount provided in this subsection shall lapse.

26 (44) \$50,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$450,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the purpose of establishing
29 demonstration areas for wildfire ready neighbors, a wildland fire
30 resiliency outreach, assessment, and education program, in portions
31 of Pierce, Mason, and Thurston counties. Wildfire ready neighbor
32 demonstration areas must be located where there is a demonstrated
33 high risk of wildland fire, a mix of suburban and small private
34 forestland ownership, and significant areas of wildland urban
35 interface. Further, demonstration areas must be selected by employing
36 principles of environmental justice and equity, with an effort to
37 select areas for inclusion that have a significant proportion of
38 vulnerable populations and "highly impacted communities" as defined
39 by RCW 19.405.020.

1 (2) \$5,000,000 of the coronavirus state fiscal recovery fund—
2 federal appropriation is provided solely for the farm-to-school
3 program under RCW 15.64.060.

4 (3) \$8,000,000 of the coronavirus state fiscal recovery fund—
5 federal appropriation is provided solely for local food system
6 infrastructure and market access grants, prioritized for women,
7 minority, and small business owners.

8 (4) \$9,000,000 of the coronavirus state fiscal recovery fund—
9 federal appropriation is provided solely for a grant program to
10 improve food supply chain infrastructure and market access for farms,
11 food processors, and food distributors.

12 (5) (a) \$90,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$90,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for the department to coordinate
15 with the office of equity, the conservation commission,
16 underrepresented farmers and ranchers, organizations that represent
17 historically underrepresented farmers and ranchers, farmworkers, and
18 labor advocates to:

19 (i) Ensure inclusion of historically underrepresented farmers and
20 ranchers in the agricultural industry;

21 (ii) Evaluate related boards, commissions, and advisory panels to
22 ensure inclusion of historically underrepresented farmers and
23 ranchers;

24 (iii) Include historically underrepresented farmers and ranchers
25 in the development, implementation, and enforcement of food and
26 agriculture laws, rules, regulations, policies, and programs; and

27 (iv) Consider ways to increase engagement in agricultural
28 education and workforce development opportunities by communities who
29 have been historically underrepresented in agriculture.

30 (b) The department must report to the governor and legislature,
31 in accordance with RCW 43.01.036, by October 31, 2022, on its
32 activities and efforts to include historically underrepresented
33 farmers and ranchers. The report must describe the department's
34 efforts to serve historically underrepresented farmers and ranchers,
35 identify existing gaps and financial barriers to land ownership and
36 obtaining equipment, and must include recommendations to improve
37 outreach to and services for historically underrepresented farmers
38 and ranchers.

1 (6) (~~(\$203,000)~~) \$4,936,000 of the general fund—state
2 appropriation for fiscal year 2022 and (~~(\$203,000)~~) \$938,000 of the
3 general fund—state appropriation for fiscal year 2023 are provided
4 solely for implementing a Japanese beetle monitoring and eradication
5 program in central Washington.

6 (7) (~~(\$6,105,445)~~) \$6,605,445 of the general fund—state
7 appropriation for fiscal year 2022, (~~(\$6,105,905)~~) \$23,230,000 of the
8 general fund—state appropriation for fiscal year 2023, and
9 \$23,000,000 of the coronavirus state fiscal recovery fund—federal
10 appropriation are provided solely for implementing the emergency food
11 assistance program as defined in RCW 43.23.290.

12 (8) \$170,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$170,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely to continue a shellfish
15 coordinator position. The shellfish coordinator assists the industry
16 with complying with regulatory requirements and will work with
17 regulatory agencies to identify ways to streamline and make more
18 transparent the permit process for establishing and maintaining
19 shellfish operations.

20 (9) \$194,000 of the general fund—state appropriation for fiscal
21 year 2022, \$194,000 of the general fund—state appropriation for
22 fiscal year 2023, and \$1,134,000 of the general fund—federal
23 appropriation are provided solely for implementing a Vespa mandarinia
24 eradication program.

25 (10) \$952,000 of the northeast Washington wolf-livestock
26 management nonappropriated account—state appropriation is provided
27 solely for the department to conduct the following:

28 (a) Fund the northeast Washington wolf-livestock management grant
29 program as provided in RCW 16.76.020, at \$432,000 for fiscal year
30 2022 and fiscal year 2023. Funds from the grant program must be used
31 only for the deployment of nonlethal deterrence, specifically with
32 the goal to reduce the likelihood of cattle being injured or killed
33 by wolves by deploying proactive, preventative methods that have a
34 good probability of producing effective results. Grant proposals will
35 be assessed partially on this intent. Grantees who use funds for
36 range riders or herd monitoring must deploy this tool in a manner so
37 that targeted areas with cattle are visited daily or near daily.
38 Grantees must collaborate with other entities providing prevention
39 efforts resulting in coordinated wolf-livestock conflict deterrence

1 efforts, both temporally and spatially, therefore providing well-
2 timed and placed preventative coverage on the landscape. The
3 department retains the final decision-making authority over
4 disbursement of funds. Annual reports from grantees will be assessed
5 for how well grant objectives were met and used to decide whether
6 future grant funds will be awarded to past grantees.

7 (b) Contract with the northeast Washington wolf-cattle
8 collaborative, a nonprofit organization, for \$320,000 for fiscal year
9 2022 and fiscal year 2023 for range riders to conduct proactive
10 deterrence activities with the goal to reduce the likelihood of
11 cattle being injured or killed by wolves. The contract must provide
12 that the organization share all relevant information with the
13 department of fish and wildlife in a timely manner to aid in wolf
14 management decisions. Additionally, range riders must document their
15 activities with geo-referenced photo points and provide written
16 description of their efforts to the department of fish and wildlife
17 by December 31, 2021, and December 31, 2022. Work is to be conducted
18 solely on United States forest service grazing allotments and
19 adjoining private lands in the Kettle mountains in Ferry county. This
20 includes an area from the northern boundary of the Colville
21 Confederated Tribes reservation, west of the Columbia river north to
22 state route 20, and then west of United States route 395 to the
23 Canadian border, and from the northern boundary of the Colville
24 Confederated Tribes reservation east of state highway 21 to the
25 Canadian border. Also included are federal grazing allotments and
26 adjoining private lands in the Vulcan mountain area, an area which is
27 north of the Kettle river where it enters the United States at
28 Midway, British Columbia and leaves the United States near Danville,
29 Washington.

30 (c) Within the amounts provided in this subsection, the
31 department must provide \$120,000 in fiscal year 2022 and \$80,000 in
32 fiscal year 2023 to the sheriffs offices of Ferry and Stevens
33 counties for providing a local wildlife specialist to aid the
34 department of fish and wildlife in the management of wolves in
35 northeast Washington.

36 (11) \$1,400,000 of the model toxics control operating account—
37 state appropriation is provided solely for research grants to assist
38 with development of an integrated pest management plan to find a
39 suitable replacement for imidacloprid to address burrowing shrimp in
40 Willapa bay and Grays harbor and facilitate continued shellfish

1 cultivation on tidelands. In selecting research grant recipients for
2 this purpose, the department must incorporate the advice of the
3 Willapa-Grays harbor working group formed from the settlement
4 agreement with the department of ecology signed on October 15, 2019.
5 Up to eight percent of the total amount provided may be used by the
6 departments of agriculture, commerce, ecology, and natural resources
7 to cover overhead expenses relating to their continued participation
8 in the working group for the 2021-2023 fiscal biennium.

9 (12) ~~(((\$119,000))~~ \$323,000 of the general fund—state
10 appropriation for fiscal year 2022 and ~~(((\$25,000))~~ \$477,000 of the
11 general fund—state appropriation for fiscal year 2023 are provided
12 solely for the implementation of Engrossed Second Substitute Senate
13 Bill No. 5141 (environmental justice task force recommendations).
14 ~~((If the bill is not enacted by June 30, 2021, the amounts provided
15 in this subsection shall lapse.))~~

16 (13) \$78,000 of the general fund—state appropriation for fiscal
17 year 2022 and ~~(((\$24,000))~~ \$276,000 of the general fund—state
18 appropriation for fiscal year 2023 are provided solely for the
19 implementation of Second Substitute Senate Bill No. 5253 (pollinator
20 health). ~~((If the bill is not enacted by June 30, 2021, the amounts
21 provided in this subsection shall lapse.))~~

22 (14) \$2,000,000 of the general fund—federal appropriation, not to
23 exceed the amount appropriated in section 11, chapter 3, Laws of
24 2021, that is unobligated at the end of fiscal year 2021, is provided
25 solely to assist hunger relief organizations to achieve food security
26 and is subject to the same terms and conditions as the appropriation
27 in section 11, chapter 3, Laws of 2021.

28 (15) \$168,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$168,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the department to assist
31 small and midsize farms and small and midsize processors in exploring
32 options to expand capacity for processing meat or meat and poultry
33 for sale and direct marketing efforts. In carrying out this duty, the
34 department must:

35 (a) Assist farms in complying with federal, state, and local
36 rules and regulations as they apply to direct marketing of meat and
37 poultry products;

38 (b) Assist in developing infrastructure including, but not
39 limited to, custom meat facilities and slaughter facilities inspected

1 by the United States department of agriculture as appropriate to
2 increase direct marketing opportunities for farms;

3 (c) Assist processors in complying with federal, state, and local
4 rules and regulations as they apply to processing meat and poultry
5 and the marketing of meat and poultry;

6 (d) Assist in developing, in consultation with Washington State
7 University extension, training opportunities or apprenticeship
8 opportunities for slaughterers or inspectors;

9 (e) Provide information on direct marketing opportunities for
10 farms;

11 (f) Identify and help reduce market barriers facing farms in
12 direct marketing;

13 (g) Identify and help reduce barriers facing processors in
14 operating slaughter facilities;

15 (h) Assist in developing and submitting proposals to grant
16 programs to assist farm direct marketing efforts; and

17 (i) Perform other functions that will assist farms in directly
18 marketing their meat and poultry products.

19 (16) \$1,832,000 of the general fund—state appropriation for
20 fiscal year 2022 and \$1,832,000 of the general fund—state
21 appropriation for fiscal year 2023 are provided solely for the
22 department, in consultation with the state conservation commission,
23 to develop a grant program to provide funding to conservation
24 districts or other entities to provide access to meat and poultry
25 processing and inspection. In addition to other funding needs to
26 provide access to meat and poultry processing and inspection, grant
27 funding may be used to establish a mobile slaughter unit or to
28 provide needed infrastructure to provide for the retail sale of meat
29 or poultry. The department must conduct outreach to gain input from
30 other entities, such as conservation districts, Washington State
31 University and the food policy forum in developing the grant program
32 described in this subsection.

33 (17) (~~(\$152,000)~~) \$156,000 of the general fund—state
34 appropriation for fiscal year 2022 (~~(is)~~) and \$213,000 of the general
35 fund—state appropriation for fiscal year 2023 are provided solely for
36 implementation of Second Substitute Senate Bill No. 5192 (electric
37 vehicle equipment). (~~(If the bill is not enacted by June 30, 2021,~~
38 the amount provided in this subsection shall lapse.))

1 (18) \$366,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$366,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely to support the department's
4 emergency management planning responsibilities related to
5 agricultural systems, radiological preparedness and response,
6 foodborne outbreaks, food security, and other emergency management
7 responsibilities.

8 (19) \$1,500,000 of the general fund—state appropriation for
9 fiscal year 2023 is provided solely for the department, in
10 collaboration with the state conservation commission, conservation
11 districts, counties, and tribes, to design and conduct research on
12 the effectiveness of existing and new riparian habitat restoration on
13 agricultural lands.

14 (20) \$200,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for rulemaking for a voluntary marijuana
16 certification program that is consistent with the department's
17 existing organics program, as authorized by chapter 317, Laws of 2017
18 (ESSB 5131).

19 (21) \$300,000 of the general fund—state appropriation for fiscal
20 year 2023 is provided solely for a grant to a community-based
21 organization in Whatcom county for the food and farm finder program,
22 which connects local food producers with retail and wholesale
23 consumers.

24 (22) \$81,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$139,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for a hemp in food task force
27 and a hemp commission task force.

28 (a) Of the amounts provided in this subsection, \$75,000 in fiscal
29 year 2022 and \$125,000 in fiscal year 2023 are for a hemp in food
30 task force. The department must appoint task force members
31 representing relevant state agencies, the scientific community, and
32 stakeholder organizations. The department must provide staff support
33 for the task force and contract for relevant scientific expertise.
34 The department must report to the appropriate committees of the
35 legislature with recommendations for the regulation of hemp in food
36 by December 1, 2022.

37 (b) Of the amounts provided in this subsection, \$6,000 in fiscal
38 year 2022 and \$14,000 in fiscal year 2023 are for a hemp commission
39 task force. The department must appoint task force members

1 representing relevant state agencies, the scientific community, and
2 stakeholder organizations, including the hemp industry. The
3 department must provide staff support for the task force. The
4 department must report to the appropriate committees of the
5 legislature with recommendations for the creation of a commodity
6 commission for hemp by December 1, 2022.

7 (23) \$790,000 of the dedicated marijuana account—state
8 appropriation for fiscal year 2023 is provided solely for
9 implementation of House Bill No. 1859 (cannabis analysis labs). If
10 the bill is not enacted by June 30, 2022, the amount provided in this
11 subsection shall lapse.

12 (24) \$301,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for implementation of Engrossed Second
14 Substitute House Bill No. 1799 (organic materials management). If the
15 bill is not enacted by June 30, 2022, the amount provided in this
16 subsection shall lapse.

17 NEW SECTION. Sec. 312. A new section is added to 2021 c 334
18 (uncodified) to read as follows:

19 **FOR THE ENERGY FACILITY SITE EVALUATION COUNCIL**

20	General Fund—State Appropriation (FY 2023).	\$1,176,000
21	Energy Facility Site Evaluation Council Account—	
22	Private/Local Appropriation.	\$13,116,000
23	TOTAL APPROPRIATION.	\$14,292,000

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

26 (1) \$208,000 of the general fund—state appropriation for fiscal
27 year 2023 and \$8,333,000 of the energy facility site evaluation
28 council account—private/local appropriation are provided solely for
29 implementation of Engrossed Second Substitute House Bill No. 1812
30 (energy facility site council). If the bill is not enacted by June
31 30, 2022, the amounts provided in this subsection shall lapse.

32 (2)(a) \$400,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely for the council to contract with
34 a national research laboratory to:

35 (i) Evaluate Washington's current and future electric grid
36 resilience and reliability based on current and projected electric
37 energy production, ability to produce energy in-state, reliance on

1 energy production outside of the state, and energy grid
2 interdependence with other western states;

3 (ii) Identify key grid resilience and reliability challenges that
4 could emerge under multiple future scenarios given adoption of new
5 energy technologies, changes in residential and industrial energy
6 demand, and changes in energy production and availability from both
7 in and out-of-state sources;

8 (iii) Study the impact to the future electric grid resulting from
9 the growth of the information technology sector, including the impact
10 of increased data center energy demand from the tax exemptions
11 provided in RCW 82.08.986;

12 (iv) Review and incorporate existing models, data, and study
13 findings to ensure a duplication of efforts does not occur and to
14 highlight modeling gaps related to regional grid resilience planning;

15 (v) Convene an advisory group to inform scenario development and
16 review results, which may include representatives from the Washington
17 State University Pacific northwest national laboratory advanced grid
18 institute, energy facility site evaluation council, department of
19 commerce, utilities and transportation commission, relevant
20 legislative committees, energy producers, utilities, labor,
21 environmental organizations, tribes, and communities at high risk of
22 rolling blackouts and power supply inadequacy; and

23 (vi) Develop recommendations for enhancing electric grid
24 reliability and resiliency for Washington that includes
25 considerations of affordability, equity, and federal funding
26 opportunities.

27 (b) The energy facility site evaluation council shall report
28 findings and recommendations to the appropriate committees of the
29 legislature by December 1, 2022, in compliance with RCW 43.01.036.

(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>\$3,009,000</u>
General Fund—State Appropriation (FY 2023)	((\$2,585,000))
	<u>\$3,208,000</u>
Architects' License Account—State Appropriation.	((\$1,263,000))
	<u>\$1,347,000</u>
Real Estate Commission Account—State Appropriation.	((\$13,532,000))
	<u>\$14,279,000</u>
Uniform Commercial Code Account—State Appropriation.	((\$3,121,000))
	<u>\$3,204,000</u>
Real Estate Education Program Account—State Appropriation.	\$276,000
Real Estate Appraiser Commission Account—State Appropriation.	((\$1,876,000))
	<u>\$1,969,000</u>
Business and Professions Account—State Appropriation.	((\$23,882,000))
	<u>\$25,373,000</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>\$53,855,000</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

1 of the legacy firearms system until the modernization project is
2 completed.

3 (7) \$28,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely to implement Substitute House Bill No.
5 1107 (nonresident vessel permit provisions). (~~If the bill is not~~
6 ~~enacted by June 30, 2021, the amount provided in this subsection~~
7 ~~shall lapse.~~)

8 (8) \$30,000 of the architects' license account—state
9 appropriation, \$297,000 of the real estate commission account—state
10 appropriation, \$50,000 of the real estate appraiser commission
11 account—state appropriation, and \$514,000 of the business and
12 professions account—state appropriation are provided solely for
13 implementation of House Bill No. 1399 (professional licensure/
14 convictions). (~~If the bill is not enacted by June 30, 2021, the~~
15 ~~amounts provided in this subsection shall lapse.~~)

16 (9) \$537,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for implementation of Substitute House
18 Bill No. 2076 (transp. network companies). If the bill is not enacted
19 by June 30, 2022, the amount provided in this subsection shall lapse.

20 **Sec. 402.** 2021 c 334 s 402 (uncodified) is amended to read as
21 follows:

22 **FOR THE WASHINGTON STATE PATROL**

23	General Fund—State Appropriation (FY 2022)	((\$59,974,000))
24		<u>\$66,664,000</u>
25	General Fund—State Appropriation (FY 2023)	((\$60,590,000))
26		<u>\$64,420,000</u>
27	General Fund—Federal Appropriation.	((\$16,707,000))
28		<u>\$16,734,000</u>
29	General Fund—Private/Local Appropriation.	\$3,091,000
30	Death Investigations Account—State Appropriation. . .	((\$7,906,000))
31		<u>\$8,645,000</u>
32	County Criminal Justice Assistance Account—State	
33	Appropriation.	((\$4,533,000))
34		<u>\$4,589,000</u>
35	Municipal Criminal Justice Assistance Account—State	
36	Appropriation.	((\$1,637,000))
37		<u>\$1,665,000</u>
38	Fire Service Trust Account—State Appropriation.	\$131,000

1	Vehicle License Fraud Account—State Appropriation.	\$119,000
2	Disaster Response Account—State Appropriation.	(\$8,500,000)
3		<u>\$12,500,000</u>
4	Fire Service Training Account—State Appropriation.	(\$12,297,000)
5		<u>\$12,701,000</u>
6	Model Toxics Control Operating Account—State	
7	Appropriation.	(\$567,000)
8		<u>\$581,000</u>
9	Fingerprint Identification Account—State	
10	Appropriation.	(\$12,617,000)
11		<u>\$12,685,000</u>
12	Dedicated Marijuana Account—State Appropriation	
13	(FY 2022).	(\$2,423,000)
14		<u>\$2,419,000</u>
15	Dedicated Marijuana Account—State Appropriation	
16	(FY 2023).	(\$2,423,000)
17		<u>\$2,419,000</u>
18	Washington Internet Crimes Against Children Account—	
19	State Appropriation.	\$1,000,000
20	TOTAL APPROPRIATION.	(\$194,515,000)
21		<u>\$210,363,000</u>

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

24 (1) ~~(\$8,500,000)~~ \$12,500,000 of the disaster response account—
25 state appropriation is provided solely for Washington state fire
26 service resource mobilization costs incurred in response to an
27 emergency or disaster authorized under RCW 43.43.960 through
28 43.43.964. The state patrol shall submit a report quarterly to the
29 office of financial management and the legislative fiscal committees
30 detailing information on current and planned expenditures from this
31 account. This work shall be done in coordination with the military
32 department.

33 (2) \$2,423,000 of the dedicated marijuana account—state
34 appropriation for fiscal year 2022 and ~~(\$2,423,000)~~ \$2,560,000 of
35 the dedicated marijuana account—state appropriation for fiscal year
36 2023 are provided solely for the Washington state patrol to partner
37 with multi-jurisdictional drug and gang task forces to detect, deter,
38 and dismantle criminal organizations involved in criminal activity
39 including diversion of marijuana from the legalized market and the

1 illicit production and distribution of marijuana and marijuana-
2 related products in Washington state.

3 (3) \$643,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$643,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for addressing a backlog of
6 toxicology tests in the toxicology laboratory.

7 (4) \$356,000 of the general fund—state appropriation for fiscal
8 year 2022, \$356,000 of the general fund—state appropriation for
9 fiscal year 2023, and \$298,000 of the death investigations account—
10 state appropriations are provided solely for increased supply and
11 maintenance costs for the crime laboratory division and toxicology
12 laboratory division.

13 (5) \$510,000 of the county criminal justice assistance account—
14 state appropriation is provided solely for the Washington state
15 patrol to support local police, sheriffs' departments, and
16 multiagency task forces in the prosecution of criminals. However, the
17 office of financial management must reduce the allotment of the
18 amount provided in this subsection if allotment of the full
19 appropriation will put the account into deficit.

20 (6) (a) (~~(\$700,000)~~) \$1,000,000 of the fire service training
21 account—state appropriation is provided solely for the firefighter
22 apprenticeship training program.

23 (b) The joint apprenticeship training committee shall submit a
24 report to the fiscal committees of the legislature by December 1,
25 2022, describing how the funding appropriated in this section was
26 spent during the biennium. At a minimum, the report shall include
27 information about the number of individuals that completed the
28 training, the level of training or type of training being taught, the
29 total cost of training everyone through completion, the percentage of
30 passage rate for trainees, and the geographic location of the fire
31 department sponsoring the trainee.

32 (7) \$316,000 of the general fund—state appropriation for fiscal
33 year 2023 and \$1,000,000 of the Washington internet crimes against
34 children account—state appropriation are provided solely for the
35 missing and exploited children's task force within the patrol to help
36 prevent possible abuse to children and other vulnerable citizens from
37 sexual abuse.

38 (8) \$1,000 of the general fund—state appropriation for fiscal
39 year 2022 is provided solely for the implementation of Substitute

1 Senate Bill No. 5055 (law enforcement grievances), which changes
2 methods for selecting an arbitrator for labor disputes involving law
3 enforcement disciplinary matters. (~~If the bill is not enacted by~~
4 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

5 (9) \$213,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$163,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the implementation of
8 Substitute House Bill No. 1223 (custodial interrogations). (~~If the~~
9 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
10 ~~subsection shall lapse.~~)

11 (10) \$1,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$1,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the implementation of
14 Engrossed Substitute House Bill No. 1054 (peace officer tactics and
15 equipment). (~~If the bill is not enacted by June 30, 2021, the~~
16 ~~amounts provided in this subsection shall lapse.~~)

17 (11) \$2,000 of the general fund—state appropriation for fiscal
18 year 2022 is provided solely for the implementation of Engrossed
19 Second Substitute House Bill No. 1310 (use of force). (~~If the bill~~
20 ~~is not enacted by June 30, 2021, the amount provided in this~~
21 ~~subsection shall lapse.~~)

22 (12) \$1,334,000 of the general fund—state appropriation for
23 fiscal year 2022 (~~is~~) and \$2,373,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for facility
25 and staff costs associated with construction of a second toxicology
26 laboratory facility in Federal Way. The Washington state patrol must
27 provide a report on the progress of the toxicology lab construction
28 semiannually to the fiscal committees of the legislature with a final
29 report due 90 days after completion of the project. The report must
30 include, but is not limited to:

31 (a) A detailed list of expenditures so far;

32 (b) A detailed list of expenditure yet to be made before the
33 completion of the project;

34 (c) An updated project timeline with expected end date; and

35 (d) Other project details that the Washington state patrol finds
36 important to relay.

37 (13) \$213,000 of the general fund—state appropriation for fiscal
38 year 2022 is provided solely for the Washington state patrol to

1 outsource death investigation cases to reduce the current backlog of
2 cases awaiting toxicology testing.

3 (14) \$1,320,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for an enhanced forensic
5 capabilities pilot program that provides expedited DNA technology and
6 forensic services to assist in the processing of crime scene
7 evidence, expediting investigative leads, and reducing the backlog of
8 other cases. Prior to the purchase of the DNA technology and forensic
9 services for the pilot program, the Washington state patrol must
10 submit a plan to the legislature no later than December 31, 2021,
11 that addresses the following operational issues of the program:

12 (a) Protocols on the operation and use of the program while
13 maintaining civil liberties and protecting individual privacy;

14 (b) A description of how expedited DNA technology and forensic
15 services will tie into the current operations of the state patrol's
16 existing crime lab; and

17 (c) Details of how the Washington state patrol will protect
18 individual privacy and civil liberties in relation to the program
19 described in this subsection.

20 (15) \$94,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for implementation of Substitute House
22 Bill No. 2057 (state patrol workforce). If the bill is not enacted by
23 June 30, 2022, the amount provided in this subsection shall lapse.

24 (16) \$191,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for implementation of Substitute House
26 Bill No. 1725 (missing indigenous persons). If the bill is not
27 enacted by June 30, 2022, the amount provided in this subsection
28 shall lapse.

29 (17) \$330,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for implementation of Substitute House
31 Bill No. 1735 (peace officers/use of force). If the bill is not
32 enacted by June 30, 2022, the amount provided in this subsection
33 shall lapse.

(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>\$31,948,000</u>
General Fund—State Appropriation (FY 2023)	(\$ 30,769,000)
	<u>\$38,406,000</u>
General Fund—Federal Appropriation	\$105,917,000
General Fund—Private/Local Appropriation	\$8,060,000
Washington Opportunity Pathways Account—State Appropriation	(\$ 265,000)
	<u>\$7,265,000</u>
Dedicated Marijuana Account—State Appropriation (FY 2022)	\$520,000
Dedicated Marijuana Account—State Appropriation (FY 2023)	\$533,000
Performance Audits of Government Account—State Appropriation	\$213,000
Workforce Education Investment Account—State Appropriation	(\$ 3,812,000)
	<u>\$7,412,000</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>\$207,390,000</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~~) \$15,181,000 of the general fund—state appropriation for fiscal year 2022 and (~~\$14,486,000~~) \$17,157,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the operation and expenses of the office of the superintendent of public instruction.

(i) The superintendent shall recognize the extraordinary accomplishments of four students who have demonstrated a strong

1 understanding of the civics essential learning requirements to
2 receive the Daniel J. Evans civic education award.

3 (ii) Districts shall report to the office of the superintendent
4 of public instruction daily student unexcused absence data by school,
5 using a uniform definition of unexcused absence as established by the
6 superintendent.

7 (iii) By October 31st of each year, the office of the
8 superintendent of public instruction shall produce an annual status
9 report on implementation of the budget provisos in section 501,
10 chapter 415, Laws of 2019 and sections 515 and 522 of this act. The
11 status report of each proviso shall include, but not be limited to,
12 the following information: Purpose and objective, number of state
13 staff funded by the proviso, number of contractors, status of proviso
14 implementation, number of beneficiaries by year, list of
15 beneficiaries, a comparison of budgeted funding and actual
16 expenditures, other sources and amounts of funding, and proviso
17 outcomes and achievements.

18 (iv) The superintendent of public instruction, in consultation
19 with the secretary of state, shall update the program prepared and
20 distributed under RCW 28A.230.150 for the observation of temperance
21 and good citizenship day to include providing an opportunity for
22 eligible students to register to vote at school.

23 (v) Districts shall annually report to the office of the
24 superintendent of public instruction on: (A) The annual number of
25 graduating high school seniors within the district earning the
26 Washington state seal of biliteracy provided in RCW 28A.300.575; and
27 (B) the number of high school students earning competency-based high
28 school credits for world languages by demonstrating proficiency in a
29 language other than English. The office of the superintendent of
30 public instruction shall provide a summary report to the office of
31 the governor and the appropriate committees of the legislature by
32 December 1st of each year.

33 (vi) The office of the superintendent of public instruction shall
34 provide statewide oversight and coordination to the regional nursing
35 corps program supported through the educational service districts.

36 (vii) Within the amounts provided in this subsection (1)(a),
37 \$318,000 of the general fund—state appropriation for fiscal year 2022
38 and \$310,000 of the general fund—state appropriation for fiscal year
39 2023 are for 2.0 FTE to support multi-tiered systems of support
40 (MTSS) data management and implementation activities.

1 (viii) Within the amounts provided in this subsection (1)(a),
2 \$79,000 of the general fund—state appropriation for fiscal year 2022
3 is provided solely for a contract to assess the feasibility,
4 specifications, and cost estimates for full development and
5 implementation of a MTSS database.

6 (ix) Within the amounts provided in this subsection (1)(a),
7 \$53,000 of the general fund—state appropriation for fiscal year 2023
8 is provided solely for a contract with regional and/or national
9 experts to train the MTSS staff and staff from the center on the
10 improvement of student learning on MTSS implementation science and
11 evidence-based practices as distinct but complementary to the
12 Washington integrated student supports protocol.

13 (x) Within amounts provided in this subsection (1)(a), \$200,000
14 of the general fund—state appropriation for fiscal year 2023 is
15 provided solely for a climate science curriculum staff position
16 within the office of the superintendent of public instruction and to
17 integrate climate change content into the Washington state learning
18 standards across subject areas and grade levels. The office shall
19 develop materials and resources that accompany the updated learning
20 standards that encourage school districts to develop
21 interdisciplinary units focused on climate change that include
22 authentic learning experiences, that integrate a range of
23 perspectives, and that are action oriented.

24 (xi) Within the amounts provided in this subsection (1)(a),
25 sufficient funding is provided for the office to implement House Bill
26 No. 1833 (school meals/electronic info).

27 (xii) Within the amounts provided in this subsection (1)(a),
28 sufficient funding is provided for the office to implement House Bill
29 No. 1834 (student absences/mental health).

30 (b) \$1,217,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$1,217,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for maintenance of the
33 apportionment system, including technical staff and the data
34 governance working group.

35 (c) \$494,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$494,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the implementation of
38 chapter 240, Laws of 2010, including staffing the office of equity
39 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) \$70,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for the office of the superintendent of
36 public instruction to provide centralized support and coordination,
37 including supervision and training, for social workers hired by or
38 contracting with school districts.

1 (v) Within funds appropriated in this section, and in addition to
2 the annual reports to the school for the blind and the Washington
3 state school for the deaf and hard of hearing youth required from
4 school districts (RCW 72.40.060), educational service districts, and
5 the office of the superintendent of public instruction (RCW
6 72.40.070) reporting the number of youth aged from three to 21 years
7 who are visually or hearing impaired, the office of the
8 superintendent shall collect information from school districts on the
9 following:

10 (i) For the purposes of being able to properly serve students
11 with a blind/low-vision or deaf or hard of hearing "impairment" as
12 identified in chapter 392-172A WAC with basic language access needs,
13 these students must be specifically identified in reports. This must
14 also include those students who may not be served under the special
15 education state administrative code but may be served under section
16 504 of the Americans with disabilities act. Reporting must be
17 complete and note all known students with an identified vision and/or
18 hearing loss, regardless of that disability determination status
19 being considered primary, secondary, etc. or being included as part
20 of the special education category of multiple disabilities, as well
21 as those students served on 504 plans;

22 (ii) The number of school staff assigned to an individual student
23 who is visually impaired or deaf or hard of hearing, or both;

24 (iii) The number of these staff members who are acting as
25 educational interpreters and whether they have passed the educational
26 interpreter performance test and their score; and

27 (iv) The number of educational interveners and whether they have
28 passed the educational interpreter performance test and their score.

29 (2) DATA SYSTEMS

30 (a) \$1,802,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$1,802,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for implementing a comprehensive
33 data system to include financial, student, and educator data,
34 including development and maintenance of the comprehensive education
35 data and research system (CEDARS).

36 (b) \$281,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$281,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for K-20 telecommunications
39 network technical support in the K-12 sector to prevent system

1 failures and avoid interruptions in school utilization of the data
2 processing and video-conferencing capabilities of the network. These
3 funds may be used to purchase engineering and advanced technical
4 support for the network.

5 (c) \$450,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$450,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided for the superintendent of public
8 instruction to develop and implement a statewide accountability
9 system to address absenteeism and to improve student graduation
10 rates. The system must use data to engage schools and districts in
11 identifying successful strategies and systems that are based on
12 federal and state accountability measures. Funding may also support
13 the effort to provide assistance about successful strategies and
14 systems to districts and schools that are underperforming in the
15 targeted student subgroups.

16 (3) WORK GROUPS

17 (a) \$335,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$335,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for implementation of chapter
20 206, Laws of 2018 (career and college readiness).

21 (b) \$200,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$200,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided for the office of the superintendent of
24 public instruction to meet statutory obligations related to the
25 provision of medically and scientifically accurate, age-appropriate,
26 and inclusive sexual health education as authorized by chapter 206,
27 Laws of 1988 (AIDS omnibus act) and chapter 265, Laws of 2007
28 (healthy youth act).

29 (c) \$118,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$118,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for implementation of chapter
32 75, Laws of 2018 (dyslexia).

33 (d) \$200,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$200,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for implementation of chapter
36 386, Laws of 2019 (social emotional learning).

37 (e) \$130,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$130,000 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 collaborate with the
2 department of children, youth, and families to complete a report with
3 options and recommendations for administrative efficiencies and long
4 term strategies that align and integrate high-quality early learning
5 programs administered by both agencies and consistent with
6 implementation of Engrossed Second Substitute Senate Bill No. 5237
7 (child care & early dev. exp.). The report, due September 1, 2022,
8 shall address capital needs, data collection and data sharing,
9 licensing changes, quality standards, options for community-based and
10 school-based settings with inclusive facilities and operations,
11 fiscal modeling, and any statutory changes needed to achieve
12 administrative efficiencies.

13 (f) \$107,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$107,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for the office to support the
16 children and youth behavioral health work group created in chapter
17 130, Laws of 2020 (child. mental health wk. grp).

18 (g) \$310,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$249,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the development and
21 implementation of a language access technical assistance program for
22 school districts and to reconvene an expanded work group under
23 section 2, chapter 256, Laws of 2019. The activities of and resources
24 provided by the language access technical assistance program must
25 align with the recommendations in the October 2020 report of the
26 language access work group created by section 2, chapter 256, Laws of
27 2019 in order to improve awareness and fulfillment of language access
28 rights for families in educational settings. The work group under
29 this subsection shall, by December 1, 2021, report to the appropriate
30 committees of the legislature recommendations for standards,
31 training, testing, and credentialing for spoken and sign language
32 interpreters for students' families and for collecting information
33 related to language access services in schools and school districts.
34 Within the amounts provided in this subsection, the office must
35 provide a report to the appropriate committees of the legislature by
36 December 1, 2021. The report shall include, at a minimum, information
37 regarding the different languages in which students and students'
38 families prefer to communicate by each school district.

1 (h) \$150,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for the office of the superintendent of
3 public instruction to convene a work group to identify crisis
4 response protocols, trainings, and approved curricula to address the
5 continuum of challenging behaviors precrisis, crisis, and postcrisis.

6 (i) The office must provide stipends for work group members who
7 represent families and individuals with lived experiences to
8 compensate for time and travel to meetings.

9 (ii) The members of the work group must include:

10 (A) A representative from the department of children, youth, and
11 families with expertise on inclusion, equitable access, trauma-
12 informed practices, and relational safety in education settings;

13 (B) An organization representing youth with intellectual and
14 developmental disabilities;

15 (C) An individual representing youth with communication
16 disorders, specifically nonspeaking youth;

17 (D) An individual from the educational opportunity gap oversight
18 and accountability committee;

19 (E) An organization working to improve inclusive practices in
20 Washington that works with families and communities;

21 (F) One member of an organization representing youth in foster
22 care;

23 (G) One member from an organization representing youth
24 experiencing homelessness;

25 (H) At least two students or young adults who have lived
26 experience with restraint and isolation;

27 (I) A student or young adult who is a survivor of the school-to-
28 prison pipeline;

29 (J) A representative of the protection and advocacy agency of
30 Washington;

31 (K) A representative from a no-public agency school or
32 educational service district-managed school for students with
33 challenging behaviors;

34 (L) A paraeducator who has experience working in a self-contained
35 behavior program;

36 (M) A teacher who has experience working in a self-contained
37 behavior program; and

38 (N) A principal who has a behavior program located in their
39 school building.

1 (iii) A member may fulfill or represent more than one of the
2 designations in (ii) of this subsection (3)(h).

3 (iv) The office and the work group must make meeting notices
4 public and allow for public comment at each work group meeting. The
5 office and the work group must solicit input from families, youth,
6 and community-based organizations engaging with families and students
7 with disabilities and organizations working to eliminate the school-
8 to-prison pipeline. The office may solicit input from other groups or
9 add additional members.

10 (v) At a minimum, the work group must:

11 (A) Identify trauma-informed strategies, approaches, and
12 curriculum for supporting students in distress and with challenging
13 behaviors that prioritize relational safety;

14 (B) Create a list of approved crisis-response protocols and
15 deescalation techniques for schools that are trauma-informed and
16 prioritize relational safety;

17 (C) Recommend elements needed to improve access to mental health
18 supports for students with disabilities;

19 (D) Identify building-based strategies to enhance fidelity to
20 multitiered systems of support and student behavior plans for
21 students with challenging behaviors;

22 (E) Identify building-based strategies to track and reduce or
23 eliminate restraint and isolation use, centering an equity lens based
24 on school, program, and placement-level disproportionality data; and

25 (F) Identify best practices for implementation of the strategies
26 identified in (A) through (E) of this subsection (3)(h)(v), with
27 recommendations for district-based compliance and tracking
28 mechanisms.

29 (vi) The work group must submit recommendations to the education
30 committees of the legislature, the office of the governor, and the
31 office of the education ombuds by December 1, 2022.

32 (4) STATEWIDE PROGRAMS

33 (a) \$2,590,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$2,590,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the Washington kindergarten
36 inventory of developing skills. State funding shall support statewide
37 administration and district implementation of the inventory under RCW
38 28A.655.080.

1 (b) \$703,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$703,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for implementation of chapter
4 72, Laws of 2016 (educational opportunity gap).

5 (c) \$950,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$950,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for the Washington reading
8 corps. The superintendent shall allocate reading corps members to
9 schools identified for comprehensive or targeted support and school
10 districts that are implementing comprehensive, proven, research-based
11 reading programs. Two or more schools may combine their Washington
12 reading corps programs.

13 (d) \$10,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$10,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for chapter 102, Laws of 2014
16 (biliteracy seal).

17 (e) (i) \$50,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$50,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for school bullying and
20 harassment prevention activities.

21 (ii) \$15,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$15,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for implementation of chapter
24 240, Laws of 2016 (school safety).

25 (iii) \$570,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$570,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the office of the
28 superintendent of public instruction to provide statewide support and
29 coordination for the regional network of behavioral health, school
30 safety, and threat assessment established in chapter 333, Laws of
31 2019 (school safety and well-being). Within the amounts provided in
32 this subsection (4)(e)(iii), \$200,000 of the general fund—state
33 appropriation for fiscal year 2022 is provided solely for grants to
34 schools or school districts for planning and integrating tiered
35 suicide prevention and behavioral health supports. Grants must be
36 awarded first to districts demonstrating the greatest need and
37 readiness. Grants may be used for intensive technical assistance and
38 training, professional development, and evidence-based suicide
39 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

1 America's graduates program. The office of the superintendent of
2 public instruction shall convene staff representatives from high
3 schools to meet and share best practices for dropout prevention. Of
4 these amounts, \$520,000 of the dedicated marijuana account—state
5 appropriation for fiscal year 2022, and \$533,000 of the dedicated
6 marijuana account—state appropriation for fiscal year 2023 are
7 provided solely for the building bridges statewide program.

8 (ii) \$293,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$293,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for the office of the
11 superintendent of public instruction to support district
12 implementation of comprehensive guidance and planning programs in
13 support of high-quality high school and beyond plans consistent with
14 RCW 28A.230.090.

15 (iii) \$178,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$178,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for implementation of chapter
18 291, Laws of 2017 (truancy reduction efforts).

19 (h) Sufficient amounts are appropriated in this section for the
20 office of the superintendent of public instruction to create a
21 process and provide assistance to school districts in planning for
22 future implementation of the summer knowledge improvement program
23 grants.

24 (i) \$358,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$358,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the implementation of
27 chapter 221, Laws of 2019 (CTE course equivalencies).

28 (j) \$196,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$196,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the implementation of
31 chapter 252, Laws of 2019 (high school graduation reqs.).

32 (k) \$60,000 of the general fund—state appropriation for fiscal
33 year 2022, \$60,000 of the general fund—state appropriation for fiscal
34 year 2023, and \$680,000 of the general fund—federal appropriation are
35 provided solely for the implementation of chapter 295, Laws of 2019
36 (educator workforce supply). Of the amounts provided in this
37 subsection, \$680,000 of the general fund—federal appropriation is
38 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~~

1 ~~by June 30, 2021, the amount provided in this subsection shall~~
2 ~~lapse.))~~

3 (u) \$140,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$135,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for implementation of Substitute
6 House Bill No. 1208 (learning assistance program). ~~((If the bill is~~
7 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
8 ~~shall lapse.))~~

9 (v) \$505,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$486,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for implementation of Engrossed
12 Second Substitute House Bill No. 1295 (institutional ed./release).
13 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~
14 ~~in this subsection shall lapse.))~~

15 (w) \$60,000 of the general fund—state appropriation for fiscal
16 year 2022 is provided solely for the office of the superintendent of
17 public instruction to evaluate and implement best practices and
18 procedures for ensuring that student lunch periods include a seated
19 lunch duration of at least 20 minutes. The office of the
20 superintendent of public instruction shall, through an application-
21 based process, select six public schools to serve as demonstration
22 sites. Of the amounts provided in this subsection:

23 (i) \$30,000 of the general fund—state appropriation is provided
24 solely for annual grant awards of \$5,000 each provided to the six
25 school districts selected to serve as school demonstration sites;

26 (ii) \$20,000 of the general fund—state appropriation is provided
27 solely for the office to hire a consultant with expertise in
28 nutrition programs to oversee the demonstration projects and provide
29 technical support; and

30 (iii) \$10,000 of the general fund—state appropriation is provided
31 solely for the office to provide technical support to the
32 demonstration sites and report its findings and recommendations to
33 the education committees of the house of representatives and the
34 senate by October 1, 2022.

35 (x) \$27,000 of the general fund—state appropriation for fiscal
36 year 2022 is provided solely for implementation of Substitute Senate
37 Bill No. 5030 (school counseling programs). ~~((If the bill is not~~
38 ~~enacted by June 30, 2021, the amount provided in this subsection~~
39 ~~shall lapse.))~~

1 (y) \$16,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$16,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for implementation of Engrossed
4 Second Substitute Senate Bill No. 5237 (child care & early dev.
5 exp.). (~~If the bill is not enacted by June 30, 2021, the amounts~~
6 ~~provided in this subsection shall lapse.~~)

7 (z) \$553,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for the office of the superintendent of
9 public instruction to develop and implement a mathematics pathways
10 pilot to modernize algebra II. The office should use research and
11 engage stakeholders to develop a revised and expanded course.

12 (aa)(i) \$76,000 of the general fund—state appropriation for
13 fiscal year 2023 is provided solely for the office of the
14 superintendent of public instruction to collaborate with the
15 department of health to submit a report of findings related to
16 statewide implementation of RCW 28A.210.383. In preparing the report,
17 the office must collaborate with the department to:

18 (A) Analyze information about the schools that maintain a supply
19 of epinephrine autoinjectors under RCW 28A.210.383;

20 (B) Examine the barriers and challenges licensed health
21 professionals with the authority to prescribe epinephrine
22 autoinjectors experience in prescribing this medication under a
23 standing order;

24 (C) Review whether and to what extent the requirement under RCW
25 28A.210.320 that a student with a life-threatening allergic reaction
26 present a medication or treatment order addressing the medical
27 services that may be required to be performed at the school reduces
28 the need for and use of a school supply of epinephrine autoinjectors;

29 (D) Determine the number of unused epinephrine autoinjectors
30 discarded by schools, and returned to students' families, at the end
31 of the 2022-23 school year;

32 (E) Complete an inventory of the number and categories of school
33 district staff provided with training on identifying and responding
34 to life-threatening allergies between September 1, 2017, and June 1,
35 2023; and

36 (F) Investigate any other implementation issues raised by school
37 nurses, students who have life-threatening allergic reactions, and
38 students' families during meetings held by the office for the purpose
39 of soliciting feedback on these issues.

1 (ii) When collecting and analyzing information required under (i)
2 of this subsection (4)(aa), the office and the department must
3 collect information from multiple sources, and disaggregate
4 information during analysis, such that information can be separated
5 by school geography, student enrollment, school socioeconomic status,
6 and other student demographics.

7 (iii) The office and the department must submit the report to the
8 appropriate committees of the legislature by June 30, 2023.

9 (bb) \$3,500,000 of the general fund—state appropriation for
10 fiscal year 2023 is provided solely for the office to contract for
11 regional multitiered systems of support (MTSS) implementation
12 specialists during the 2022-23 school year to help districts
13 administer the MTSS assessments and adopt evidence-based strategies
14 that address the specific academic, social, emotional, and behavioral
15 health needs of students exacerbated by the pandemic. Funding may
16 also be used for the specialists to provide MTSS training and
17 technical assistance to help school districts and educational service
18 districts connect students with appropriate supports to improve
19 student outcomes and reduce educational opportunity gaps.

20 (cc) \$367,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for implementation of Engrossed Second
22 Substitute House Bill No. 1153 (language access in schools). If the
23 bill is not enacted by June 30, 2022, the amount provided in this
24 subsection shall lapse.

25 (dd) \$7,000,000 of the Washington state opportunity pathways
26 account—state appropriation is provided solely for support to small
27 districts with less than 800 enrolled students located in urban and
28 suburban areas and public schools receiving allocations under
29 chapters 28A.710 and 28A.715 RCW.

30 (5) CAREER CONNECTED LEARNING

31 (a) \$852,000 of the workforce education investment account—state
32 appropriation is provided solely for expanding career connected
33 learning as provided in RCW 28C.30.020.

34 (b) \$960,000 of the workforce education investment account—state
35 appropriation is provided solely for increasing the funding per full-
36 time equivalent for career launch programs as described in RCW
37 28A.700.130. In the 2021-2023 fiscal biennium, for career launch
38 enrollment exceeding the funding provided in this subsection, funding
39 is provided in section 504 of this act.

1 (c) \$500,000 of the workforce education investment account—state
2 appropriation is provided solely for the Federal Way school district
3 to establish pre-apprenticeship pathways and career connected
4 learning programs in the skilled trades in Federal Way.

5 (d) \$1,500,000 of the workforce education investment account—
6 state is provided solely for Marysville school district to
7 collaborate with Arlington school district, Everett Community
8 College, other local school districts, local labor unions, local
9 Washington state apprenticeship and training council registered
10 apprenticeship programs, and local industry groups to continue the
11 regional apprenticeship pathways program.

12 (e) \$3,600,000 of the workforce education investment account—
13 state appropriation is provided solely for the office of the
14 superintendent of public instruction to administer grants to skill
15 centers for nursing programs to purchase or upgrade simulation
16 laboratory equipment.

17 **Sec. 502.** 2021 c 334 s 502 (uncodified) is amended to read as
18 follows:

19 **FOR THE STATE BOARD OF EDUCATION**

20	General Fund—State Appropriation (FY 2022).	\$3,001,000
21	General Fund—State Appropriation (FY 2023).	(\$5,003,000)
22		<u>\$5,366,000</u>
23	Washington Opportunity Pathways Account—State	
24	Appropriation.	\$322,000
25	TOTAL APPROPRIATION.	(\$8,326,000)
26		<u>\$8,689,000</u>

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

29 (1) \$152,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$138,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely to the state board of education
32 for the following: Continuation of the mastery-based learning work
33 group (chapter 252, Laws of 2019), expansion of ongoing pathways
34 research, and a report outlining findings and recommendations to the
35 governor and education committees of the legislature by December 31,
36 2022.

37 (2) \$1,500,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$3,500,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely to the state board of education
2 for implementation of mastery-based learning in school district
3 demonstration sites for the purpose of addressing learning recovery
4 and other educational issues related to COVID-19. The funds must be
5 used for grants to school districts, professional development of
6 school district staff, and implementation support provided by the
7 state board of education. The state board of education shall require
8 grant recipients to report on impacts and participate in a
9 collaborative to share best practices. Grants for mastery-based
10 learning may be made in partnership with private matching funds.

11 (3) \$263,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for the state board of education for a
13 community engagement coordinator position within the state board of
14 education. Funding provided in this subsection may also be used for
15 contracts for partner organizations, including community-based and
16 nonprofit organizations, to support the engagement coordinator.

17 (4) \$100,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for the state board of education to
19 identify, develop, or purchase a school climate survey tool or other
20 assessment options, and work with the office of the superintendent of
21 public instruction and school districts to develop a statewide
22 implementation plan, and report back on progress to the governor and
23 education committees of the legislature by June 30, 2023.

24 **Sec. 503.** 2021 c 334 s 503 (uncodified) is amended to read as
25 follows:

26 **FOR THE PROFESSIONAL EDUCATOR STANDARDS BOARD**

27	General Fund—State Appropriation (FY 2022).	\$16,868,000
28	General Fund—State Appropriation (FY 2023).	(\$19,203,000)
29		<u>\$21,375,000</u>
30	TOTAL APPROPRIATION.	(\$36,071,000)
31		<u>\$38,243,000</u>

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

34 (1) \$1,693,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$1,725,000 of the general fund—state appropriation for
36 fiscal year 2023 are for the operation and expenses of the Washington
37 professional educator standards board including implementation of
38 chapter 172, Laws of 2017 (educator prep. data/PESB).

1 (2) (a) \$600,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$600,000 of the general fund—state appropriation
3 for fiscal year 2023 are provided solely for grants to improve
4 preservice teacher training and funding of alternate routes to
5 certification programs administered by the professional educator
6 standards board.

7 (b) Within the amounts provided in this subsection (2), up to
8 \$500,000 of the general fund—state appropriation for fiscal year 2022
9 and up to \$500,000 of the general fund—state appropriation for fiscal
10 year 2023 are provided for grants to public or private colleges of
11 education in Washington state to develop models and share best
12 practices for increasing the classroom teaching experience of
13 preservice training programs.

14 (3) \$622,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$622,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided for the recruiting Washington teachers
17 program with priority given to programs that support bilingual
18 teachers, teachers from populations that are underrepresented, and
19 English language learners. Of the amounts provided in this subsection
20 (3), \$500,000 of the general fund—state appropriation for fiscal year
21 2022 and \$500,000 of the general fund—state appropriation for fiscal
22 year 2023 are provided solely for implementation and expansion of the
23 bilingual educator initiative pilot project established under RCW
24 28A.180.120.

25 (4) \$150,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$150,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the implementation of
28 chapter 295, Laws of 2019 (educator workforce supply).

29 (5) \$13,499,000 of the general fund—state appropriation for
30 fiscal year 2022 and (~~(\$16,076,000)~~) \$17,535,000 of the general fund—
31 state appropriation for fiscal year 2023 are provided solely for
32 implementation of chapter 237, Laws of 2017 (paraeducators). Of the
33 amounts provided in this subsection:

34 (a) \$250,000 of the general fund—state appropriation for fiscal
35 year 2022 is provided solely to develop an online course to train
36 educators on effective community, family, and student engagement.

37 (b) \$12,587,000 of the general fund—state appropriation for
38 fiscal year 2022 and (~~(\$15,414,000)~~) \$16,873,000 of the general fund—
39 state appropriation for fiscal year 2023 are provided solely for

1 grants to districts to provide two days of training per school year
2 in the paraeducator certificate program to all paraeducators. Funds
3 in this subsection are provided solely for reimbursement to school
4 districts that provide paraeducators with two days of training in the
5 paraeducator certificate program in each of the 2020-21 and 2021-22
6 school years. Funding provided in this subsection is sufficient for
7 new paraeducators to receive four days of training in the
8 paraeducator certificate program during their first year.

9 (6) \$54,000 of the general fund—state appropriation for fiscal
10 year 2022 is provided solely for implementation of Second Substitute
11 House Bill No. 1028 (residency teacher cert.). (~~If the bill is not~~
12 ~~enacted by June 30, 2021, the amount provided in this subsection~~
13 ~~shall lapse.~~)

14 (7) \$63,000 of the general fund—state appropriation for fiscal
15 year 2022 is provided solely to develop standards for two specialty
16 endorsements in computer science, one in elementary computer science
17 and one in secondary computer science. The professional educator
18 standards board shall consult with the superintendent of public
19 instruction to confirm that the specialty endorsements reflect the
20 appropriate content necessary to teach computer science in the
21 classroom, as defined by the office of the superintendent of public
22 instruction with industry input. The computer science specialty
23 endorsements must be available to all certificated teachers who hold
24 a valid license and who demonstrate sufficient content knowledge in
25 computer science.

26 (8) \$187,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$30,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for implementation of Engrossed
29 Substitute Senate Bill No. 5044 (schools/equity training). (~~If the~~
30 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
31 ~~subsection shall lapse.~~)

32 (9) \$700,000 of the general fund—state appropriation for fiscal
33 year 2023 is provided solely for the board to administer grants to
34 reimburse school districts for professional development activities of
35 up to \$2,000 per employee or contracted staff service provider in the
36 role of educational interpreter who are training to meet standards in
37 RCW 28A.410.271. Funding provided in this subsection may be used for:

38 (a) Professional development, training, or mentoring services;

39 (b) Paid time to attend training or mentoring opportunities;

1 (c) Compensation for substitutes to enable educational
2 interpreters to access professional development, training, or
3 mentoring services during the instructional day without interrupting
4 service to students;

5 (d) Courses offered at institutions of higher education located
6 in Washington and designed to improve professional skills to meet the
7 educational needs of students who are deaf or hard of hearing;

8 (e) Assessment fees for initial submission or assessment retakes
9 to meet or exceed standards in RCW 28A.410.271(3) (a) and (b); and

10 (f) Other activities as defined by the Washington professional
11 educator standards board in consultation with the Washington center
12 for deaf and hard of hearing youth and associations representing
13 school administrators and educational interpreters.

14 (10) \$13,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for implementation of Engrossed Second
16 Substitute House Bill No. 1153 (language access in schools). If the
17 bill is not enacted by June 30, 2022, the amount provided in this
18 subsection shall lapse.

19 **Sec. 504.** 2021 c 334 s 504 (uncodified) is amended to read as
20 follows:

21 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GENERAL**
22 **APPORTIONMENT**

23	General Fund—State Appropriation (FY 2022). . . .	((\$9,852,652,000))
24		<u>\$9,543,666,000</u>
25	General Fund—State Appropriation (FY 2023). . . .	((\$9,550,695,000))
26		<u>\$9,217,962,000</u>
27	Education Legacy Trust Account—State Appropriation ((\$1,398,115,000))	
28		<u>\$1,616,115,000</u>
29	TOTAL APPROPRIATION.	((\$20,801,462,000))
30		<u>\$20,377,743,000</u>

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

33 (1)(a) Each general fund fiscal year appropriation includes such
34 funds as are necessary to complete the school year ending in the
35 fiscal year and for prior fiscal year adjustments.

36 (b) For the 2021-22 and 2022-23 school years, the superintendent
37 shall allocate general apportionment funding to school districts as

1 provided in the funding formulas and salary allocations in sections
2 504 and 505 of this act, excluding (c) of this subsection.

3 (c) From July 1, 2021, to August 31, 2021, the superintendent
4 shall allocate general apportionment funding to school districts
5 programs as provided in sections 503 and 504, chapter 357, Laws of
6 2020, as amended.

7 (d) The enrollment of any district shall be the annual average
8 number of full-time equivalent students and part-time students as
9 provided in RCW 28A.150.350, enrolled on the fourth day of school in
10 September and on the first school day of each month October through
11 June, including students who are in attendance pursuant to RCW
12 28A.335.160 and 28A.225.250 who do not reside within the servicing
13 school district. Any school district concluding its basic education
14 program in May must report the enrollment of the last school day held
15 in May in lieu of a June enrollment.

16 (e) (i) Funding provided in part V of this act is sufficient to
17 provide each full-time equivalent student with the minimum hours of
18 instruction required under RCW 28A.150.220.

19 (ii) The office of the superintendent of public instruction shall
20 align the agency rules defining a full-time equivalent student with
21 the increase in the minimum instructional hours under RCW
22 28A.150.220, as amended by the legislature in 2014.

23 (f) The superintendent shall adopt rules requiring school
24 districts to report full-time equivalent student enrollment as
25 provided in RCW 28A.655.210.

26 (g) For the 2021-22 and 2022-23 school years, school districts
27 must report to the office of the superintendent of public instruction
28 the monthly actual average district-wide class size across each grade
29 level of kindergarten, first grade, second grade, and third grade
30 classes. The superintendent of public instruction shall report this
31 information to the education and fiscal committees of the house of
32 representatives and the senate by September 30th of each year.

33 (2) CERTIFICATED INSTRUCTIONAL STAFF ALLOCATIONS

34 Allocations for certificated instructional staff salaries for the
35 2021-22 and 2022-23 school years are determined using formula-
36 generated staff units calculated pursuant to this subsection.

37 (a) Certificated instructional staff units, as defined in RCW
38 28A.150.410, shall be allocated to reflect the minimum class size
39 allocations, requirements, and school prototypes assumptions as

1 provided in RCW 28A.150.260. The superintendent shall make
2 allocations to school districts based on the district's annual
3 average full-time equivalent student enrollment in each grade.

4 (b) Additional certificated instructional staff units provided in
5 this subsection (2) that exceed the minimum requirements in RCW
6 28A.150.260 are enhancements outside the program of basic education,
7 except as otherwise provided in this section.

8 (c)(i) The superintendent shall base allocations for each level
9 of prototypical school, including those at which more than fifty
10 percent of the students were eligible for free and reduced-price
11 meals in the prior school year, on the following regular education
12 average class size of full-time equivalent students per teacher,
13 except as provided in (c)(ii) of this subsection:

14 General education class size:

15 Grade	RCW 28A.150.260	2021-22	2022-23
		School Year	School Year
17 Grade K		17.00	17.00
18 Grade 1		17.00	17.00
19 Grade 2		17.00	17.00
20 Grade 3		17.00	17.00
21 Grade 4		27.00	27.00
22 Grades 5-6		27.00	27.00
23 Grades 7-8		28.53	28.53
24 Grades 9-12		28.74	28.74

25 The superintendent shall base allocations for: Laboratory science
26 average class size as provided in RCW 28A.150.260; career and
27 technical education (CTE) class size of 23.0; and skill center
28 program class size of 19. Certificated instructional staff units
29 provided for skills centers that exceed the minimum requirements of
30 RCW 28A.150.260 achieve class size reductions under RCW 28A.400.007
31 and are part of the state's program of basic education.

32 (ii) Pursuant to RCW 28A.150.260(4)(a), the assumed teacher
33 planning period, expressed as a percentage of a teacher work day, is
34 13.42 percent in grades K-6, and 16.67 percent in grades 7-12; and

35 (iii) Advanced placement and international baccalaureate courses
36 are funded at the same class size assumptions as general education
37 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, as amended by Second Substitute House Bill No. 1664 (schools/support funding), 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 counselors	0.307	0.512

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 counselors	0.500	0.500	0.500

1 (C) Students in approved career and technical education and skill
 2 center programs generate certificated instructional staff units to
 3 provide for the services of teacher librarians, school nurses, social
 4 workers, school psychologists, and guidance counselors at the
 5 following combined rate per 1000 student full-time equivalent
 6 enrollment:

	2021-22	2022-23
	School Year	School Year
9 Career and Technical Education	3.07	((3.07)) <u>3.35</u>
10 Skill Center	3.41	((3.41)) <u>3.69</u>

11 (3) ADMINISTRATIVE STAFF ALLOCATIONS

12 (a) Allocations for school building-level certificated
 13 administrative staff salaries for the 2021-22 and 2022-23 school
 14 years for general education students are determined using the formula
 15 generated staff units calculated pursuant to this subsection. The
 16 superintendent shall make allocations to school districts based on
 17 the district's annual average full-time equivalent enrollment in each
 18 grade. The following prototypical school values shall determine the
 19 allocation for principals, assistant principals, and other
 20 certificated building level administrators:

21 Prototypical School Building:

22 Elementary School	1.253
23 Middle School	1.353
24 High School	1.880

25 (b) Students in approved career and technical education and skill
 26 center programs generate certificated school building-level
 27 administrator staff units at per student rates that are a multiple of
 28 the general education rate in (a) of this subsection by the following
 29 factors:

30 Career and Technical Education students.	1.025
31 Skill Center students.	1.198

32 (4) CLASSIFIED STAFF ALLOCATIONS

33 Allocations for classified staff units providing school building-
 34 level and district-wide support services for the 2021-22 and 2022-23
 35 school years are determined using the formula-generated staff units

1 provided in RCW 28A.150.260 and pursuant to this subsection, and
2 adjusted based on each district's annual average full-time equivalent
3 student enrollment in each grade.

4 (5) CENTRAL OFFICE ALLOCATIONS

5 In addition to classified and administrative staff units
6 allocated in subsections (3) and (4) of this section, classified and
7 administrative staff units are provided for the 2021-22 and 2022-23
8 school years for the central office administrative costs of operating
9 a school district, at the following rates:

10 (a) The total central office staff units provided in this
11 subsection (5) are calculated by first multiplying the total number
12 of eligible certificated instructional, certificated administrative,
13 and classified staff units providing school-based or district-wide
14 support services, as identified in RCW 28A.150.260(6)(b) and the
15 increased allocations provided pursuant to subsections (2) and (4) of
16 this section, by 5.3 percent.

17 (b) Of the central office staff units calculated in (a) of this
18 subsection, 74.53 percent are allocated as classified staff units, as
19 generated in subsection (4) of this section, and 25.48 percent shall
20 be allocated as administrative staff units, as generated in
21 subsection (3) of this section.

22 (c) Staff units generated as enhancements outside the program of
23 basic education to the minimum requirements of RCW 28A.150.260, and
24 staff units generated by skill center and career-technical students,
25 are excluded from the total central office staff units calculation in
26 (a) of this subsection.

27 (d) For students in approved career-technical and skill center
28 programs, central office classified units are allocated at the same
29 staff unit per student rate as those generated for general education
30 students of the same grade in this subsection (5), and central office
31 administrative staff units are allocated at staff unit per student
32 rates that exceed the general education rate established for students
33 in the same grade in this subsection (5) by (~~(12.52)~~) 12.58 percent
34 in the 2021-22 school year and (~~(11.96)~~) 11.91 percent in the 2022-23
35 school year for career and technical education students, and
36 (~~(17.86)~~) 17.92 percent in the 2021-22 school year and (~~(17.26)~~)
37 17.22 percent in the 2022-23 school year for skill center students.

38 (6) FRINGE BENEFIT ALLOCATIONS

1 Fringe benefit allocations shall be calculated at a rate of 22.71
 2 percent in the 2021-22 school year and (~~22.71~~) 22.98 percent in the
 3 2022-23 school year for certificated salary allocations provided
 4 under subsections (2), (3), and (5) of this section, and a rate of
 5 22.75 percent in the 2021-22 school year and (~~22.75~~) 22.80 percent
 6 in the 2022-23 school year for classified salary allocations provided
 7 under subsections (4) and (5) of this section.

8 (7) INSURANCE BENEFIT ALLOCATIONS

9 Insurance benefit allocations shall be calculated at the rates
 10 specified in section 506 of this act, based on the number of benefit
 11 units determined as follows: Except for nonrepresented employees of
 12 educational service districts, the number of calculated benefit units
 13 determined below. Calculated benefit units are staff units multiplied
 14 by the benefit allocation factors established in the collective
 15 bargaining agreement referenced in (~~section 942 of this act~~)
 16 section 934 of this act. These factors are intended to adjust
 17 allocations so that, for the purpose of distributing insurance
 18 benefits, full-time equivalent employees may be calculated on the
 19 basis of 630 hours of work per year, with no individual employee
 20 counted as more than one full-time equivalent. The number of benefit
 21 units is determined as follows:

- 22 (a) The number of certificated staff units determined in
- 23 subsections (2), (3), and (5) of this section multiplied by 1.02; and
- 24 (b) The number of classified staff units determined in
- 25 subsections (4) and (5) of this section multiplied by 1.43.

26 (8) MATERIALS, SUPPLIES, AND OPERATING COSTS (MSOC) ALLOCATIONS

27 Funding is allocated per annual average full-time equivalent
 28 student for the materials, supplies, and operating costs (MSOC)
 29 incurred by school districts, consistent with the requirements of RCW
 30 28A.150.260.

31 (a)(i) MSOC funding for general education students are allocated
 32 at the following per student rates:

33 MSOC RATES/STUDENT FTE

34			
35	MSOC Component	2021-22	2022-23
36		School Year	School Year
37			
38	Technology	\$140.84	(\$168.10) <u>\$173.59</u>

1	Utilities and Insurance	\$382.70	((\$388.82)) <u>\$403.75</u>
2	Curriculum and Textbooks	\$151.22	((\$153.64)) <u>\$159.54</u>
3	Other Supplies	\$299.50	((\$303.29)) <u>\$316.73</u>
4	Library Materials	\$21.54	((\$21.89)) <u>\$21.97</u>
5	Instructional Professional Development for Certificated	\$23.39	((\$23.76)) <u>\$24.67</u>
6	and Classified Staff		
7	Facilities Maintenance	\$189.59	((\$192.62)) <u>\$200.02</u>
8	Security and Central Office	\$131.35	((\$133.45)) <u>\$138.57</u>
9	TOTAL MSOC/STUDENT FTE	\$1,340.13	((\$1,386.57))
10			<u>\$1,438.84</u>

11 (ii) For the 2021-22 school year and 2022-23 school year, as part
12 of the budget development, hearing, and review process required by
13 chapter 28A.505 RCW, each school district must disclose: (A) The
14 amount of state funding to be received by the district under (a) and
15 (d) of this subsection (8); (B) the amount the district proposes to
16 spend for materials, supplies, and operating costs; (C) the
17 difference between these two amounts; and (D) if (A) of this
18 subsection (8)(a)(ii) exceeds (B) of this subsection (8)(a)(ii), any
19 proposed use of this difference and how this use will improve student
20 achievement.

21 (iii) Within the amount provided in (a)(i) of this subsection
22 (8), allocations for MSOC technology in excess of RCW 28A.150.260 are
23 not part of the state's basic education.

24 (b) Students in approved skill center programs generate per
25 student FTE MSOC allocations of \$1,585.55 for the 2021-22 school year
26 and ((~~\$1,610.92~~)) \$1,672.76 for the 2022-23 school year.

27 (c) Students in approved exploratory and preparatory career and
28 technical education programs generate per student FTE MSOC
29 allocations of \$1,585.55 for the 2021-22 school year and
30 ((~~\$1,610.92~~)) \$1,672.76 for the 2022-23 school year.

31 (d) Students in grades 9-12 generate per student FTE MSOC
32 allocations in addition to the allocations provided in (a) through
33 (c) of this subsection at the following rate:

34 MSOC Component	2021-22	2022-23
35	School Year	School Year
36 Technology	\$40.50	((\$41.15)) <u>\$42.72</u>
37 Curriculum and Textbooks	\$44.18	((\$44.89)) <u>\$46.61</u>

1	Other Supplies	\$86.06	((\$87.43)) <u>\$90.79</u>
2	Library Materials	\$5.99	((\$6.09)) <u>\$6.32</u>
3	Instructional Professional Development for Certified	\$7.36	((\$7.48)) <u>\$7.77</u>
4	and Classified Staff		
5	TOTAL GRADE 9-12 BASIC EDUCATION MSOC/STUDENT FTE	\$184.09	((\$187.04)) <u>\$194.21</u>

6 (9) SUBSTITUTE TEACHER ALLOCATIONS

7 For the 2021-22 and 2022-23 school years, funding for substitute
8 costs for classroom teachers and classified staff is based on ((~~four~~
9 ~~(4)~~)):

10 (a) Four funded substitute days per classroom teacher unit
11 generated under subsection (2) of this section, at a daily substitute
12 rate of \$151.86 for the 2021-22 school year.

13 (b) Five funded substitute days per classroom teacher unit
14 generated under subsection (2) of this section at a daily substitute
15 rate of \$151.86 and two funded substitute days per classified staff
16 units generated under subsection (4) of this section at a daily
17 substitute rate of \$100.

18 (c) \$29,880,000 of the education legacy trust account—state
19 appropriation is provided solely for a one-time allocation to school
20 districts for substitute costs. Allocations must be distributed to
21 school districts proportionate to the substitute allocations provided
22 in (b) of this subsection. To receive increased funding in this
23 subsection, a school district must have a pool of paid leave that is
24 available to staff who become ill or need to quarantine due to
25 COVID-19 and who have limited leave balances, with priority given to
26 those with 10 days or less of available leave.

27 (10) ALTERNATIVE LEARNING EXPERIENCE PROGRAM FUNDING

28 (a) Amounts provided in this section from July 1, 2021, to August
29 31, 2021, are adjusted to reflect provisions of chapter 357, Laws of
30 2020, as amended (allocation of funding for students enrolled in
31 alternative learning experiences).

32 (b) The superintendent of public instruction shall require all
33 districts receiving general apportionment funding for alternative
34 learning experience (ALE) programs as defined in WAC 392-121-182 to
35 provide separate financial accounting of expenditures for the ALE
36 programs offered in district or with a provider, including but not
37 limited to private companies and multidistrict cooperatives, as well
38 as accurate, monthly headcount and FTE enrollment claimed for basic

1 education, including separate counts of resident and nonresident
2 students.

3 (11) DROPOUT REENGAGEMENT PROGRAM

4 The superintendent shall adopt rules to require students claimed
5 for general apportionment funding based on enrollment in dropout
6 reengagement programs authorized under RCW 28A.175.100 through
7 28A.175.115 to meet requirements for at least weekly minimum
8 instructional contact, academic counseling, career counseling, or
9 case management contact. Districts must also provide separate
10 financial accounting of expenditures for the programs offered by the
11 district or under contract with a provider, as well as accurate
12 monthly headcount and full-time equivalent enrollment claimed for
13 basic education, including separate enrollment counts of resident and
14 nonresident students.

15 (12) ALL DAY KINDERGARTEN PROGRAMS

16 (a) Funding in this section is sufficient to fund all day
17 kindergarten programs in all schools in the 2021-22 school year and
18 2022-23 school year, pursuant to RCW 28A.150.220 and 28A.150.315.

19 (b) To generate an allocation under this section, enrollments
20 under uniform entry qualifications for kindergarten admission require
21 an individualized decision by the district that is based upon the
22 ability, or the need, or both, of an individual student as required
23 in RCW 28A.225.160. Due to significant growth in exceptions provided
24 under optional school district transitional kindergarten programs,
25 and to ensure compliance with RCW 28A.225.160, the superintendent of
26 public instruction must adopt rules for allocations under this
27 section regarding exceptions to uniform entry qualifications for
28 kindergarten admission for the 2022-23 school year. Rules established
29 under the subsection must:

30 (i) Limit allocations for exceptions to uniform entry
31 qualifications for kindergarten under this section only to students
32 enrolled as individualized exceptions based upon the ability, or the
33 need, or both, of an individual student;

34 (ii) Define full-time equivalent enrollments under exceptions to
35 uniform entry qualifications for kindergarten that exceed a
36 district's 2021-22 enrollments under exceptions as nonindividualized
37 programmatic exceptions, which do not generate allocations under this
38 section;

1 (iii) Allow school districts to fund nonindividualized
2 programmatic exceptions from local revenues as enrichments of the
3 state's statutory program of basic education; and

4 (iv) Include a review no later than June 30, 2023, based on the
5 Washington state institute for public policy report required in
6 section 606(4)(n) of this act and any applicable statutory changes
7 made subsequent to this act.

8 (13) ADDITIONAL FUNDING FOR SMALL SCHOOL DISTRICTS AND REMOTE AND
9 NECESSARY PLANTS

10 For small school districts and remote and necessary school plants
11 within any district which have been judged to be remote and necessary
12 by the superintendent of public instruction, additional staff units
13 are provided to ensure a minimum level of staffing support.
14 Additional administrative and certificated instructional staff units
15 provided to districts in this subsection shall be reduced by the
16 general education staff units, excluding career and technical
17 education and skills center enhancement units, otherwise provided in
18 subsections (2) through (5) of this section on a per district basis.

19 (a) For districts enrolling not more than twenty-five average
20 annual full-time equivalent students in grades K-8, and for small
21 school plants within any school district which have been judged to be
22 remote and necessary by the superintendent of public instruction and
23 enroll not more than twenty-five average annual full-time equivalent
24 students in grades K-8:

25 (i) For those enrolling no students in grades 7 and 8, 1.76
26 certificated instructional staff units and 0.24 certificated
27 administrative staff units for enrollment of not more than five
28 students, plus one-twentieth of a certificated instructional staff
29 unit for each additional student enrolled; and

30 (ii) For those enrolling students in grades 7 or 8, 1.68
31 certificated instructional staff units and 0.32 certificated
32 administrative staff units for enrollment of not more than five
33 students, plus one-tenth of a certificated instructional staff unit
34 for each additional student enrolled;

35 (b) For specified enrollments in districts enrolling more than
36 twenty-five but not more than one hundred average annual full-time
37 equivalent students in grades K-8, and for small school plants within
38 any school district which enroll more than twenty-five average annual

1 full-time equivalent students in grades K-8 and have been judged to
2 be remote and necessary by the superintendent of public instruction:

3 (i) For enrollment of up to sixty annual average full-time
4 equivalent students in grades K-6, 2.76 certificated instructional
5 staff units and 0.24 certificated administrative staff units; and

6 (ii) For enrollment of up to twenty annual average full-time
7 equivalent students in grades 7 and 8, 0.92 certificated
8 instructional staff units and 0.08 certificated administrative staff
9 units;

10 (c) For districts operating no more than two high schools with
11 enrollments of less than three hundred average annual full-time
12 equivalent students, for enrollment in grades 9-12 in each such
13 school, other than alternative schools, except as noted in this
14 subsection:

15 (i) For remote and necessary schools enrolling students in any
16 grades 9-12 but no more than twenty-five average annual full-time
17 equivalent students in grades K-12, four and one-half certificated
18 instructional staff units and one-quarter of a certificated
19 administrative staff unit;

20 (ii) For all other small high schools under this subsection, nine
21 certificated instructional staff units and one-half of a certificated
22 administrative staff unit for the first sixty average annual full-
23 time equivalent students, and additional staff units based on a ratio
24 of 0.8732 certificated instructional staff units and 0.1268
25 certificated administrative staff units per each additional forty-
26 three and one-half average annual full-time equivalent students;

27 (iii) Districts receiving staff units under this subsection shall
28 add students enrolled in a district alternative high school and any
29 grades nine through twelve alternative learning experience programs
30 with the small high school enrollment for calculations under this
31 subsection;

32 (d) For each nonhigh school district having an enrollment of more
33 than seventy annual average full-time equivalent students and less
34 than one hundred eighty students, operating a grades K-8 program or a
35 grades 1-8 program, an additional one-half of a certificated
36 instructional staff unit;

37 (e) For each nonhigh school district having an enrollment of more
38 than fifty annual average full-time equivalent students and less than
39 one hundred eighty students, operating a grades K-6 program or a

1 grades 1-6 program, an additional one-half of a certificated
2 instructional staff unit;

3 (f) (i) For enrollments generating certificated staff unit
4 allocations under (a) through (e) of this subsection, one classified
5 staff unit for each 2.94 certificated staff units allocated under
6 such subsections;

7 (ii) For each nonhigh school district with an enrollment of more
8 than fifty annual average full-time equivalent students and less than
9 one hundred eighty students, an additional one-half of a classified
10 staff unit; and

11 (g) School districts receiving additional staff units to support
12 small student enrollments and remote and necessary plants under this
13 subsection (13) shall generate additional MSOC allocations consistent
14 with the nonemployee related costs (NERC) allocation formula in place
15 for the 2010-11 school year as provided section 502, chapter 37, Laws
16 of 2010 1st sp. sess. (2010 supplemental budget), adjusted annually
17 for inflation.

18 (14) Any school district board of directors may petition the
19 superintendent of public instruction by submission of a resolution
20 adopted in a public meeting to reduce or delay any portion of its
21 basic education allocation for any school year. The superintendent of
22 public instruction shall approve such reduction or delay if it does
23 not impair the district's financial condition. Any delay shall not be
24 for more than two school years. Any reduction or delay shall have no
25 impact on levy authority pursuant to RCW 84.52.0531 and local effort
26 assistance pursuant to chapter 28A.500 RCW.

27 (15) The superintendent may distribute funding for the following
28 programs outside the basic education formula during fiscal years 2022
29 and 2023 as follows:

30 (a) \$650,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$650,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for fire protection for school
33 districts located in a fire protection district as now or hereafter
34 established pursuant to chapter 52.04 RCW.

35 (b) \$436,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$436,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for programs providing skills
38 training for secondary students who are enrolled in extended day
39 school-to-work programs, as approved by the superintendent of public

1 instruction. The funds shall be allocated at a rate not to exceed
2 \$500 per full-time equivalent student enrolled in those programs.

3 (16) Funding in this section is sufficient to fund a maximum of
4 1.6 FTE enrollment for skills center students pursuant to chapter
5 463, Laws of 2007.

6 (17) Funding in this section is sufficient to fund a maximum of
7 1.2 FTE enrollment for career launch students pursuant to RCW
8 28A.700.130. Expenditures for this purpose must come first from the
9 appropriations provided in section 501(5) of this act; funding for
10 career launch enrollment exceeding those appropriations is provided
11 in this section. The office of the superintendent of public
12 instruction shall provide a summary report to the office of the
13 governor and the appropriate committees of the legislature by January
14 1, 2022. The report must include the total FTE enrollment for career
15 launch students, the FTE enrollment for career launch students that
16 exceeded the appropriations provided in section 501(5) of this act,
17 and the amount expended from this section for those students.

18 (18) Students participating in running start programs may be
19 funded up to a combined maximum enrollment of ~~((1.2))~~ 1.6 FTE
20 including school district and institution of higher education
21 enrollment consistent with the running start course requirements
22 provided in chapter 202, Laws of 2015 (dual credit education
23 opportunities) and Engrossed Second Substitute House Bill No. 1760
24 (dual credit program access). ~~((In calculating the combined 1.2 FTE,~~
25 ~~the office of the superintendent of public instruction may average~~
26 ~~the participating student's September through June enrollment to~~
27 ~~account for differences in the start and end dates for courses~~
28 ~~provided by the high school and higher education institution.~~
29 ~~Additionally, the office of the superintendent of public instruction,~~
30 ~~in consultation with the state board for community and technical~~
31 ~~colleges, the student achievement council, and the education data~~
32 ~~center, shall annually track and report to the fiscal committees of~~
33 ~~the legislature on the combined FTE experience of students~~
34 ~~participating in the running start program, including course load~~
35 ~~analyses at both the high school and community and technical college~~
36 ~~system.))~~

37 (19) If two or more school districts consolidate and each
38 district was receiving additional basic education formula staff units
39 pursuant to subsection (13) of this section, the following apply:

1 (a) For three school years following consolidation, the number of
2 basic education formula staff units shall not be less than the number
3 of basic education formula staff units received by the districts in
4 the school year prior to the consolidation; and

5 (b) For the fourth through eighth school years following
6 consolidation, the difference between the basic education formula
7 staff units received by the districts for the school year prior to
8 consolidation and the basic education formula staff units after
9 consolidation pursuant to subsection (13) of this section shall be
10 reduced in increments of twenty percent per year.

11 (20)(a) Indirect cost charges by a school district to approved
12 career and technical education middle and secondary programs shall
13 not exceed the lesser of five percent or the cap established in
14 federal law of the combined basic education and career and technical
15 education program enhancement allocations of state funds. Middle and
16 secondary career and technical education programs are considered
17 separate programs for funding and financial reporting purposes under
18 this section.

19 (b) Career and technical education program full-time equivalent
20 enrollment shall be reported on the same monthly basis as the
21 enrollment for students eligible for basic support, and payments
22 shall be adjusted for reported career and technical education program
23 enrollments on the same monthly basis as those adjustments for
24 enrollment for students eligible for basic support.

25 (21) Funding in this section is sufficient to provide full
26 general apportionment payments to school districts eligible for
27 federal forest revenues as provided in RCW 28A.520.020. For the
28 2021-2023 biennium, general apportionment payments are not reduced
29 for school districts receiving federal forest revenues.

30 (22) \$16,211,000 of the general fund—state appropriation for
31 fiscal year 2022 is provided solely to ensure that school districts
32 receive at least \$500 per pupil for COVID-19 relief funding when
33 combined with federal relief dollars. These funds are one-time
34 allocations to school districts and may be used according to the
35 allowable uses defined in section 2001(2)(e) of the American rescue
36 plan act of 2021, P.L. 117-2. Prior to receiving funds, a school
37 district must submit an academic and student well-being recovery plan
38 to the office of the superintendent of public instruction as required
39 in section 12(3), chapter 3, Laws of 2021, and must also report

1 progress on implementing the plan in a manner identified by the
2 superintendent.

3 (a) The office of the superintendent of public instruction must
4 calculate a relief per pupil amount for each district defined as: The
5 quotient from dividing the total funding allocated to each district
6 from the federal relief funds, as defined in (b) of this subsection,
7 by a school district's total enrollment as defined in (c) of this
8 subsection. A school district with a relief per pupil amount less
9 than \$500 shall receive the difference between \$500 and the relief
10 per pupil amount, multiplied by the school district's total
11 enrollment.

12 (b) For the purposes of this subsection, federal relief funds
13 allocated to school districts include:

14 (i) Subgrants authorized under section 18003, the coronavirus
15 aid, relief, and economic security act, P.L. 116-136;

16 (ii) Subgrants authorized under section 313, the coronavirus
17 response and relief supplemental appropriations act, P.L. 116-260;
18 and

19 (iii) Subgrants authorized under section 2001, the American
20 rescue plan act of 2021, P.L. 117-2.

21 (c) For the purposes of this subsection, a school district's
22 total enrollment means the district's 2019-20 school year annual
23 average full-time equivalent student enrollment, excluding full-time
24 equivalent student enrollments for which funds are separately
25 calculated and allocated under RCW 28A.232.020, 28A.600.310(4),
26 28A.245.020, and 28A.175.110.

27 (d) For the purposes of this subsection, this subsection applies
28 to state-tribal compact schools established under chapter 28A.715
29 RCW.

30 (23) (~~(\$27,806,000)~~) \$14,859,000 of the general fund—state
31 appropriation for fiscal year 2022 is provided solely for enrollment
32 stabilization allocations required in section 1519 of this act.

33 (\$1,000,000) of the education legacy trust account—state
34 appropriation is provided solely for enrollment stabilization
35 allocations to the national youth challenge academy as defined in RCW
36 28A.150.310 for the 2021-22 school year. Amounts allocated under this
37 subsection are not part of the state's program of basic education but
38 may be used for any allowable cost within any of the programs funded
39 under RCW 28A.150.310.

1 (25) \$62,980,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$187,120,000 of the education legacy trust
3 account—state appropriation are provided solely for enrollment
4 stabilization allocations required in section 523 of this act.

5 **Sec. 505.** 2021 c 334 s 505 (uncodified) is amended to read as
6 follows:

7 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—BASIC EDUCATION EMPLOYEE**
8 **COMPENSATION**

9 (1) The following calculations determine the salaries used in the
10 state allocations for certificated instructional, certificated
11 administrative, and classified staff units as provided in RCW
12 28A.150.260, and under section 504 of this act: For the 2021-22
13 school year and the 2022-23 school year salary allocations for
14 certificated instructional staff, certificated administrative staff,
15 and classified staff units are determined for each school district by
16 multiplying the statewide minimum salary allocation for each staff
17 type by the school district's regionalization factor shown in LEAP
18 Document 3.

19 Statewide Minimum Salary Allocation

21 Staff Type	2021-22	2022-23
	School Year	School Year
24 Certificated Instructional	\$68,937	(\$70,040)
		<u>\$72,728</u>
26 Certificated Administrative	\$102,327	(\$103,964)
		<u>\$107,955</u>
28 Classified	\$49,453	(\$50,244)
		<u>\$52,173</u>

30 (2) For the purposes of this section, "LEAP Document 3" means the
31 school district regionalization factors for certificated
32 instructional, certificated administrative, and classified staff, as
33 developed by the legislative evaluation and accountability program
34 committee on (~~February 1, 2021, at 5:17~~) February 18, 2022, at 6:09
35 hours.

1 (3) Incremental fringe benefit factors are applied to salary
2 adjustments at a rate of 22.07 percent for school year 2021-22 and
3 ((22.07)) 22.34 percent for school year 2022-23 for certificated
4 instructional and certificated administrative staff and 19.25 percent
5 for school year 2021-22 and ((19.25)) 19.30 percent for the 2022-23
6 school year for classified staff.

7 (4) The salary allocations established in this section are for
8 allocation purposes only except as provided in this subsection, and
9 do not entitle an individual staff position to a particular paid
10 salary except as provided in RCW 28A.400.200, as amended by chapter
11 13, Laws of 2017 3rd sp. sess. (fully funding the program of basic
12 education).

13 **Sec. 506.** 2021 c 334 s 506 (uncodified) is amended to read as
14 follows:

15 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL EMPLOYEE**
16 **COMPENSATION ADJUSTMENTS**

17	General Fund—State Appropriation (FY 2022).	((\$102,094,000))
18		<u>\$97,080,000</u>
19	General Fund—State Appropriation (FY 2023).	((\$310,929,000))
20		<u>\$582,350,000</u>
21	TOTAL APPROPRIATION.	((\$413,023,000))
22		<u>\$679,430,000</u>

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

25 (1) The salary increases provided in this section are 2.0 percent
26 for the 2021-22 school year, and ((1.6)) 5.5 percent for the 2022-23
27 school year, the annual inflationary adjustments pursuant to RCW
28 28A.400.205.

29 (2)(a) In addition to salary allocations, the appropriations in
30 this section include funding for professional learning as defined in
31 RCW 28A.415.430, 28A.415.432, and 28A.415.434. Funding for this
32 purpose is calculated as the equivalent of three days of salary and
33 benefits for each of the funded full-time equivalent certificated
34 instructional staff units. Nothing in this section entitles an
35 individual certificated instructional staff to any particular number
36 of professional learning days.

37 (b) Of the funding provided for professional learning in this
38 section, the equivalent of one day of salary and benefits for each of

1 the funded full-time equivalent certificated instructional staff
2 units in the 2021-22 school year must be used to train school
3 district staff on cultural competency, diversity, equity, or
4 inclusion, as required in Engrossed Substitute Senate Bill No. 5044
5 (schools/equity training).

6 (3) (a) The appropriations in this section include associated
7 incremental fringe benefit allocations at 22.07 percent for the
8 2021-22 school year and (~~(22.07)~~) 22.34 percent for the 2022-23
9 school year for certificated instructional and certificated
10 administrative staff and 19.25 percent for the 2021-22 school year
11 and (~~(19.25)~~) 19.30 percent for the 2022-23 school year for
12 classified staff.

13 (b) The appropriations in this section include the increased or
14 decreased portion of salaries and incremental fringe benefits for all
15 relevant state-funded school programs in part V of this act. Changes
16 for general apportionment (basic education) are based on the salary
17 allocations and methodology in sections 504 and 505 of this act.
18 Changes for special education result from changes in each district's
19 basic education allocation per student. Changes for educational
20 service districts and institutional education programs are determined
21 by the superintendent of public instruction using the methodology for
22 general apportionment salaries and benefits in sections 504 and 505
23 of this act. Changes for pupil transportation are determined by the
24 superintendent of public instruction pursuant to RCW 28A.160.192, and
25 impact compensation factors in sections 504, 505, and 506 of this
26 act.

27 (c) The appropriations in this section include no salary
28 adjustments for substitute teachers.

29 (4) The appropriations in this section are sufficient to fund the
30 collective bargaining agreement referenced in (~~(section 942 of this~~
31 ~~act)~~) section 934 of this act and reflect the incremental change in
32 cost of allocating rates as follows: For the 2021-22 school year,
33 \$968 per month and for the 2022-23 school year, (~~(\$1,032)~~) \$1,026 per
34 month.

35 (5) When bargaining for funding for school employees health
36 benefits for the 2021-2023 fiscal biennium, any proposal agreed upon
37 must assume the imposition of a twenty-five dollar per month
38 surcharge payment from members who use tobacco products and a
39 surcharge payment of not less than fifty dollars per month from
40 members who cover a spouse or domestic partner where the spouse or

1 domestic partner has chosen not to enroll in another employer-based
2 group health insurance that has benefits and premiums with an
3 actuarial value of not less than ninety-five percent of the actuarial
4 value of the public employees' benefits board plan with the largest
5 enrollment. The surcharge payments shall be collected in addition to
6 the member premium payment.

7 (6) The rates specified in this section are subject to revision
8 each year by the legislature.

9 **Sec. 507.** 2021 c 334 s 507 (uncodified) is amended to read as
10 follows:

11 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PUPIL TRANSPORTATION**

12 General Fund—State Appropriation (FY 2022).	((\$615,759,000))
	<u>\$605,160,000</u>
14 General Fund—State Appropriation (FY 2023).	((\$649,872,000))
	<u>\$660,138,000</u>
16 TOTAL APPROPRIATION.	((\$1,265,631,000))
	<u>\$1,265,298,000</u>

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

20 (1) Each general fund fiscal year appropriation includes such
21 funds as are necessary to complete the school year ending in the
22 fiscal year and for prior fiscal year adjustments.

23 (2)(a) For the 2021-22 and 2022-23 school years, the
24 superintendent shall allocate funding to school district programs for
25 the transportation of eligible students as provided in RCW
26 28A.160.192. Funding in this section constitutes full implementation
27 of RCW 28A.160.192, which enhancement is within the program of basic
28 education. Students are considered eligible only if meeting the
29 definitions provided in RCW 28A.160.160.

30 (b) From July 1, 2021, to August 31, 2021, the superintendent
31 shall allocate funding to school districts programs for the
32 transportation of students as provided in section 506, chapter 357,
33 Laws of 2020, as amended.

34 (3) Within amounts appropriated in this section, up to
35 \$10,000,000 of the general fund—state appropriation for fiscal year
36 2022 and up to \$10,000,000 of the general fund—state appropriation
37 for fiscal year 2023 are for a transportation alternate funding grant
38 program based on the alternate funding process established in RCW

1 28A.160.191. The superintendent of public instruction must include a
2 review of school district efficiency rating, key performance
3 indicators and local school district characteristics such as unique
4 geographic constraints in the grant award process.

5 (4) A maximum of \$939,000 of the general fund—state appropriation
6 for fiscal year 2022 and a maximum of \$939,000 of the general fund—
7 state appropriation for fiscal year 2023 may be expended for regional
8 transportation coordinators and related activities. The
9 transportation coordinators shall ensure that data submitted by
10 school districts for state transportation funding shall, to the
11 greatest extent practical, reflect the actual transportation activity
12 of each district.

13 (5) Subject to available funds under this section, school
14 districts may provide student transportation for summer skills center
15 programs.

16 (6) The office of the superintendent of public instruction shall
17 provide reimbursement funding to a school district for school bus
18 purchases only after the superintendent of public instruction
19 determines that the school bus was purchased from the list
20 established pursuant to RCW 28A.160.195(2) or a comparable
21 competitive bid process based on the lowest price quote based on
22 similar bus categories to those used to establish the list pursuant
23 to RCW 28A.160.195.

24 (7) The superintendent of public instruction shall base
25 depreciation payments for school district buses on the presales tax
26 five-year average of lowest bids in the appropriate category of bus.
27 In the final year on the depreciation schedule, the depreciation
28 payment shall be based on the lowest bid in the appropriate bus
29 category for that school year.

30 (8) Funding levels in this section reflect waivers granted by the
31 state board of education for four-day school weeks as allowed under
32 RCW 28A.305.141.

33 (9) The office of the superintendent of public instruction shall
34 annually disburse payments for bus depreciation in August.

35 (10) The superintendent must provide student transportation
36 allocations for the 2021-22 school year equal to the greater of
37 allocations provided in the 2019-20 school year or the student
38 transportation allocations calculated under RCW 28A.160.192. These
39 allocations satisfy the formula requirements for transportation
40 allocations under RCW 28A.160.192.

1 (11) (~~(\$33,858,000)~~) \$29,745,000 of the general fund—state
2 appropriation for fiscal year 2022 is provided solely for
3 transportation emergency allocations required in section 1504(12) of
4 this act.

5 (12) For the 2022-23 school year, funding levels in this section
6 reflect substitute costs for bus operators based on two funded
7 substitute days per estimated classified staff units generated under
8 this section at a daily substitute rate of \$100.

9 (13) \$63,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for implementation of House Bill No.
11 1808 (pupil transportation). If the bill is not enacted by June 30,
12 2022, the amount provided in this subsection shall lapse.

13 **Sec. 508.** 2021 c 334 s 508 (uncodified) is amended to read as
14 follows:

15 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—SCHOOL FOOD SERVICES**

16	General Fund—State Appropriation (FY 2022).	\$11,667,000
17	General Fund—State Appropriation (FY 2023).	((\$11,667,000))
18		<u>\$33,334,000</u>
19	General Fund—Federal Appropriation.	((\$551,378,000))
20		<u>\$573,247,000</u>
21	TOTAL APPROPRIATION.	((\$574,712,000))
22		<u>\$618,248,000</u>

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

25 (1) \$11,548,000 of the general fund—state appropriation for
26 fiscal year 2022 and \$11,548,000 of the general fund—state
27 appropriation for fiscal year 2023 are provided solely for state
28 matching money for federal child nutrition programs, and may support
29 the meals for kids program through the following allowable uses:

30 (a) Elimination of breakfast copays for eligible public school
31 students and lunch copays for eligible public school students in
32 grades pre-kindergarten through twelfth grades who are eligible for
33 reduced-price lunch as required in Engrossed House Bill No. 1342
34 (reduced-price lunch copays);

35 (b) Assistance to school districts and authorized public and
36 private nonprofit organizations for supporting summer food service
37 programs, and initiating new summer food service programs in low-
38 income areas;

1 (c) Reimbursements to school districts for school breakfasts
2 served to students eligible for free and reduced-price lunch,
3 pursuant to chapter 287, Laws of 2005; and

4 (d) Assistance to school districts in initiating and expanding
5 school breakfast programs.

6 (2) The office of the superintendent of public instruction shall
7 report annually to the fiscal committees of the legislature on annual
8 expenditures in subsection (1)(a) through (c) of this section.

9 (3) The superintendent of public instruction shall provide the
10 department of health with the following data, where available, for
11 all nutrition assistance programs that are funded by the United
12 States department of agriculture and administered by the office of
13 the superintendent of public instruction. The superintendent must
14 provide the report for the preceding federal fiscal year by February
15 1, 2022, and February 1, 2023. The report must provide:

16 (a) The number of people in Washington who are eligible for the
17 program;

18 (b) The number of people in Washington who participated in the
19 program;

20 (c) The average annual participation rate in the program;

21 (d) Participation rates by geographic distribution; and

22 (e) The annual federal funding of the program in Washington.

23 (4) (a) \$21,500,000 of the general fund—state appropriation for
24 fiscal year 2023 is provided solely for reimbursements to school
25 districts for schools and groups of schools required to participate
26 in the federal community eligibility program under Substitute House
27 Bill No. 1878 (schools/comm. eligibility) for meals not reimbursed at
28 the federal free meal rate. If the bill is not enacted by June 30,
29 2022, the amount provided in this subsection shall lapse.

30 (b) \$119,000 of the general fund—state appropriation for fiscal
31 year 2022 and ((~~\$119,000~~)) \$286,000 of the general fund—state
32 appropriation for fiscal year 2023 are provided solely for
33 implementation of chapter 271, Laws of 2018 (school meal payment) to
34 increase the number of schools participating in the federal community
35 eligibility program and to support breakfast after the bell programs
36 authorized by the legislature that have adopted the community
37 eligibility provision, and for staff at the office of the
38 superintendent of public instruction to implement Substitute House
39 Bill No. 1878 (schools/comm. eligibility).

1 (5) \$14,200,000 of the general fund—federal appropriation (CRRSA)
2 is provided solely for emergency costs for child nutrition programs
3 provided under section 722 of P.L. 116-260, the consolidated
4 appropriations act, 2021, title VII, chapter 3 to school food
5 programs.

6 (6) \$18,224,000 of the general fund—federal appropriation is
7 provided solely for reimbursement of local education agencies
8 expenditures for the acquisition of unprocessed or minimally
9 processed domestic food products from the United States department of
10 agriculture supply chain assistance funds authorized by the commodity
11 credit corporation charter act of 2021.

12 (7) \$3,645,000 of the general fund—federal appropriation is
13 provided solely for food assistance purchases of domestic local foods
14 for distribution to schools from the United States department of
15 agriculture local food for schools cooperative agreement program
16 authorized by the commodity credit corporation charter act of 2021.

17 **Sec. 509.** 2021 c 334 s 509 (uncodified) is amended to read as
18 follows:

19 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SPECIAL EDUCATION**
20 **PROGRAMS**

21	General Fund—State Appropriation (FY 2022). . . .	((\$1,455,154,000))
22		<u>\$1,464,854,000</u>
23	General Fund—State Appropriation (FY 2023). . . .	((\$1,537,068,000))
24		<u>\$1,462,409,000</u>
25	General Fund—Federal Appropriation.	\$571,229,000
26	Education Legacy Trust Account—State Appropriation. . . .	\$54,694,000
27	Elementary and Secondary School Emergency Relief III	
28	Account—Federal Appropriation.	\$7,000,000
29	TOTAL APPROPRIATION.	((\$3,625,145,000))
30		<u>\$3,560,186,000</u>

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

33 (1)(a) Funding for special education programs is provided on an
34 excess cost basis, pursuant to RCW 28A.150.390. School districts
35 shall ensure that special education students as a class receive their
36 full share of the general apportionment allocation accruing through
37 sections 504 and 506 of this act. To the extent a school district
38 cannot provide an appropriate education for special education

1 students under chapter 28A.155 RCW through the general apportionment
2 allocation, it shall provide services through the special education
3 excess cost allocation funded in this section.

4 (b) Funding provided within this section is sufficient for
5 districts to provide school principals and lead special education
6 teachers annual professional development on the best-practices for
7 special education instruction and strategies for implementation.
8 Districts shall annually provide a summary of professional
9 development activities to the office of the superintendent of public
10 instruction.

11 (2) (a) The superintendent of public instruction shall ensure
12 that:

13 (i) Special education students are basic education students
14 first;

15 (ii) As a class, special education students are entitled to the
16 full basic education allocation; and

17 (iii) Special education students are basic education students for
18 the entire school day.

19 (b) The superintendent of public instruction shall continue to
20 implement the full cost method of excess cost accounting, as designed
21 by the committee and recommended by the superintendent, pursuant to
22 section 501(1)(k), chapter 372, Laws of 2006.

23 (3) Each fiscal year appropriation includes such funds as are
24 necessary to complete the school year ending in the fiscal year and
25 for prior fiscal year adjustments.

26 (4) (a) For the 2021-22 and 2022-23 school years, the
27 superintendent shall allocate funding to school district programs for
28 special education students as provided in RCW 28A.150.390, except
29 that the calculation of the base allocation also includes allocations
30 provided under section 504 (2) and (4) of this act and RCW
31 28A.150.415, which enhancement is within the program of basic
32 education.

33 (b) From July 1, 2021, to August 31, 2021, the superintendent
34 shall allocate funding to school district programs for special
35 education students as provided in section 507, chapter 357, Laws of
36 2020, as amended.

37 (5) The following applies throughout this section: The
38 definitions for enrollment and enrollment percent are as specified in
39 RCW 28A.150.390(3). Each district's general fund—state funded special

1 education enrollment shall be the lesser of the district's actual
2 enrollment percent or 13.5 percent.

3 (6) At the request of any interdistrict cooperative of at least
4 15 districts in which all excess cost services for special education
5 students of the districts are provided by the cooperative, the
6 maximum enrollment percent shall be calculated in accordance with RCW
7 28A.150.390(3) (c) and (d), and shall be calculated in the aggregate
8 rather than individual district units. For purposes of this
9 subsection, the average basic education allocation per full-time
10 equivalent student shall be calculated in the aggregate rather than
11 individual district units.

12 (7) (~~(\$63,338,000)~~) \$76,334,000 of the general fund—state
13 appropriation for fiscal year 2022, (~~(\$82,671,000)~~) \$91,192,000 of
14 the general fund—state appropriation for fiscal year 2023, and
15 \$29,574,000 of the general fund—federal appropriation are provided
16 solely for safety net awards for districts with demonstrated needs
17 for special education funding beyond the amounts provided in
18 subsection (4) of this section. If the federal safety net awards
19 based on the federal eligibility threshold exceed the federal
20 appropriation in this subsection (7) in any fiscal year, the
21 superintendent shall expend all available federal discretionary funds
22 necessary to meet this need. At the conclusion of each school year,
23 the superintendent shall recover safety net funds that were
24 distributed prospectively but for which districts were not
25 subsequently eligible.

26 (a) For the 2021-22 and 2022-23 school years, safety net funds
27 shall be awarded by the state safety net oversight committee as
28 provided in section 109(1) chapter 548, Laws of 2009 (education).

29 (b) The office of the superintendent of public instruction shall
30 make award determinations for state safety net funding in August of
31 each school year, except that the superintendent of public
32 instruction shall make award determinations for state safety net
33 funding in July of each school year for the Washington state school
34 for the blind and for the center for childhood deafness and hearing
35 loss. Determinations on school district eligibility for state safety
36 net awards shall be based on analysis of actual expenditure data from
37 the current school year.

38 (8) A maximum of (~~(\$931,000)~~) \$1,250,000 may be expended from the
39 general fund—state appropriations to fund (~~(5.43 full-time equivalent~~

1 ~~teachers and 2.1 full-time equivalent aides at children's orthopedic~~
2 ~~hospital and medical center))~~ teachers and aides at Seattle
3 children's hospital. This amount is in lieu of money provided through
4 the home and hospital allocation and the special education program.

5 (9) The superintendent shall maintain the percentage of federal
6 flow-through to school districts at 85 percent. In addition to other
7 purposes, school districts may use increased federal funds for high-
8 cost students, for purchasing regional special education services
9 from educational service districts, and for staff development
10 activities particularly relating to inclusion issues.

11 (10) A school district may carry over from one year to the next
12 year up to 10 percent of the general fund—state funds allocated under
13 this program; however, carryover funds shall be expended in the
14 special education program.

15 (11) \$88,000 of the general fund—state appropriation for fiscal
16 year 2022, \$87,000 of the general fund—state appropriation for fiscal
17 year 2023, and \$214,000 of the general fund—federal appropriation are
18 provided solely for a special education family liaison position
19 within the office of the superintendent of public instruction.

20 (12) \$5,000,000 of the general fund—state appropriation for
21 fiscal year 2022, \$12,000,000 of the general fund—state appropriation
22 for fiscal year 2023, and \$7,000,000 of the elementary and secondary
23 school emergency relief III account—federal appropriation are
24 provided solely for the office of the superintendent of public
25 instruction to provide an allocation to school districts for
26 extension of transition services for students with disabilities who
27 turned age 21 during the 2019-20 or 2020-21 school years, did not
28 graduate with a regular diploma, and require recovery services on or
29 after July 1, 2021, as determined by the student's individualized
30 education plan team. The extension of these services does not reduce
31 or supplant any other services for which the individual would be
32 eligible. Allocations for this purpose may not exceed the amounts
33 provided in this subsection. The office of the superintendent of
34 public instruction may adopt formulas and procedures to define a per-
35 student amount to be provided to students that meet the criteria, so
36 that allocations do not exceed amounts provided in this subsection.
37 Amounts provided in this subsection are outside the state's program
38 of basic education.

1 (13) (a) \$52,704,000 of the general fund—federal appropriation
2 (ARPA) is provided solely for allocations from federal funding as
3 authorized in section 2014, the American rescue plan act of 2021,
4 P.L. 117-2.

5 (b) \$4,411,000 of the general fund—federal appropriation (ARPA)
6 is provided solely for providing preschool services to qualifying
7 special education students under section 619 of the federal
8 individuals with disabilities education act, pursuant to section
9 2002, the American rescue plan act of 2021, P.L. 117-2.

10 (14) \$7,000,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$5,000,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely for the office
13 of the superintendent of public instruction to support professional
14 development in inclusionary practices for classroom teachers. The
15 primary form of support to public school classroom teachers must be
16 for mentors who are experts in best practices for inclusive
17 education, differentiated instruction, and individualized
18 instruction. Funding for mentors must be prioritized to the public
19 schools with the highest percentage of students with individualized
20 education programs aged three through 21 who spend the least amount
21 of time in general education classrooms.

22 (15) (a) Within amounts provided in section 501(1) (a) of this act,
23 the office of the superintendent of public instruction shall submit a
24 report on districts receiving funding for services to students of
25 preschool age with disabilities, as defined in RCW 28A.155.070, for
26 the 2022-23 school year. The report must include data on revenues and
27 expenditures for the special education programs offered in-district
28 or with a provider, or for special education services offered in-home
29 or outside of traditional preschool settings, including but not
30 limited to:

31 (i) Revenues received by each district;

32 (ii) Expenditures by district by object, activity, and national
33 center of education statistics codes;

34 (iii) Expenditures by district and by object, activity, and
35 national center of education statistics codes for children in
36 preschool programs offered by the district;

37 (iv) Expenditures by district and by object, activity, and
38 national center of education statistics codes for children in
39 preschool programs offered by other providers;

1 (v) Expenditures by district and by object, activity, and
2 national center of education statistics codes for children receiving
3 special education services in-home or outside of traditional
4 preschool settings; and

5 (vi) Expenditures by category of disability for children in
6 preschool settings offered by the district or other providers, or for
7 children receiving special education services in-home or outside of
8 traditional preschool settings.

9 (b) The superintendent shall submit a preliminary report by June
10 30, 2023. It is the intent of the legislature that the superintendent
11 submit a final report by December 1, 2023, and that funding for this
12 purpose be provided in the 2023-2025 fiscal biennium operating
13 budget.

14 **Sec. 510.** 2021 c 334 s 510 (uncodified) is amended to read as
15 follows:

16 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR EDUCATIONAL SERVICE**
17 **DISTRICTS**

18	General Fund—State Appropriation (FY 2022).	\$28,636,000
19	General Fund—State Appropriation (FY 2023).	(\$28,636,000)
20		<u>\$28,677,000</u>
21	TOTAL APPROPRIATION.	(\$57,272,000)
22		<u>\$57,313,000</u>

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

25 (1) The educational service districts shall continue to furnish
26 financial services required by the superintendent of public
27 instruction and RCW 28A.310.190 (3) and (4).

28 (2) Funding within this section is provided for regional
29 professional development related to mathematics and science
30 curriculum and instructional strategies aligned with common core
31 state standards and next generation science standards. Funding shall
32 be distributed among the educational service districts in the same
33 proportion as distributions in the 2007-2009 biennium. Each
34 educational service district shall use this funding solely for salary
35 and benefits for a certificated instructional staff with expertise in
36 the appropriate subject matter and in professional development
37 delivery, and for travel, materials, and other expenditures related
38 to providing regional professional development support.

1 (3) Funding in this section is provided for regional professional
2 development related to English language arts curriculum and
3 instructional strategies aligned with common core state standards.
4 Each educational service district shall use this funding solely for
5 salary and benefits for certificated instructional staff with
6 expertise in the appropriate subject matter and in professional
7 development delivery, and for travel, materials, and other
8 expenditures related to providing regional professional development
9 support.

10 (4) Funding in this section is provided for regional technical
11 support for the K-20 telecommunications network to prevent system
12 failures and avoid interruptions in school utilization of the data
13 processing and video-conferencing capabilities of the network. These
14 funds may be used to purchase engineering and advanced technical
15 support for the network.

16 (5) Funding in this section is provided for a corps of nurses
17 located at the educational service districts, to be dispatched in
18 coordination with the office of the superintendent of public
19 instruction, to provide direct care to students, health education,
20 and training for school staff. Beginning in fiscal year 2022,
21 allocations for the corps of nurses is sufficient to provide one day
22 per week of nursing services for all second-class school districts.

23 (6) Funding in this section is provided for staff and support at
24 the nine educational service districts to provide a network of
25 support for school districts to develop and implement comprehensive
26 suicide prevention and behavioral health supports for students.

27 (7) Funding in this section is provided for staff and support at
28 the nine educational service districts to provide assistance to
29 school districts with comprehensive safe schools planning, conducting
30 needs assessments, school safety and security trainings, coordinating
31 appropriate crisis and emergency response and recovery, and
32 developing threat assessment and crisis intervention teams. Beginning
33 in fiscal year 2022, allocations for staff and support for regional
34 safety centers are increased to 3 full-time equivalent certificated
35 instructional staff for each regional safety center.

36 (8) Funding in this section is provided for regional English
37 language arts coordinators to provide professional development of
38 teachers and principals around the new early screening for dyslexia
39 requirements.

1 (9) The educational service districts, at the request of the
2 state board of education pursuant to RCW 28A.310.010 and 28A.305.130,
3 may receive and screen applications for school accreditation, conduct
4 school accreditation site visits pursuant to state board of education
5 rules, and submit to the state board of education post-site visit
6 recommendations for school accreditation. The educational service
7 districts may assess a cooperative service fee to recover actual plus
8 reasonable indirect costs for the purposes of this subsection.

9 (10) \$2,150,000 of the general fund—state appropriation for
10 fiscal year 2022 and \$2,150,000 of the general fund—state
11 appropriation for fiscal year 2023 are provided solely for each
12 educational service district to provide technology consultation,
13 procurement, and training required under Engrossed Second Substitute
14 House Bill No. 1365 (schools/computers & devices). ((If the bill is
15 not enacted by June 30, 2021, the amounts provided in this subsection
16 shall lapse.))

17 **Sec. 511.** 2021 c 334 s 511 (uncodified) is amended to read as
18 follows:

19 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR LOCAL EFFORT**
20 **ASSISTANCE**

21	General Fund—State Appropriation (FY 2022).	((\$271,870,000))
22		<u>\$297,283,000</u>
23	General Fund—State Appropriation (FY 2023).	((\$247,305,000))
24		<u>\$290,154,000</u>
25	TOTAL APPROPRIATION.	((\$519,175,000))
26		<u>\$587,437,000</u>

27 The appropriations in this section are subject to the following
28 conditions and limitations: \$24,297,000 of the general fund—state
29 appropriation for fiscal year 2022 and \$39,612,000 of the general
30 fund—state appropriation for fiscal year 2023 are provided solely for
31 enrollment stabilization local effort assistance funding as required
32 in Substitute House Bill No. 1590 (enrollment stabilization). If the
33 bill is not enacted by June 30, 2022, the amounts provided in this
34 subsection shall lapse.

35 **Sec. 512.** 2021 c 334 s 512 (uncodified) is amended to read as
36 follows:

1 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR INSTITUTIONAL**
2 **EDUCATION PROGRAMS**

3	General Fund—State Appropriation (FY 2022).	((\$17,779,000))
4		<u>\$14,074,000</u>
5	General Fund—State Appropriation (FY 2023).	((\$19,481,000))
6		<u>\$13,897,000</u>
7	TOTAL APPROPRIATION.	((\$37,260,000))
8		<u>\$27,971,000</u>

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

11 (1) Each general fund—state fiscal year appropriation includes
12 such funds as are necessary to complete the school year ending in the
13 fiscal year and for prior fiscal year adjustments.

14 (2) State funding provided under this section is based on
15 salaries and other expenditures for a 220-day school year. The
16 superintendent of public instruction shall monitor school district
17 expenditure plans for institutional education programs to ensure that
18 districts plan for a full-time summer program.

19 (3) State funding for each institutional education program shall
20 be based on the institution's annual average full-time equivalent
21 student enrollment. Staffing ratios for each category of institution
22 shall remain the same as those funded in the 1995-97 biennium.

23 (4) The funded staffing ratios for education programs for
24 juveniles age 18 or less in department of corrections facilities
25 shall be the same as those provided in the 1997-99 biennium.

26 (5) \$701,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$701,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely to maintain at least one
29 certificated instructional staff and related support services at an
30 institution whenever the K-12 enrollment is not sufficient to support
31 one full-time equivalent certificated instructional staff to furnish
32 the educational program. The following types of institutions are
33 included: Residential programs under the department of social and
34 health services for developmentally disabled juveniles, programs for
35 juveniles under the department of corrections, programs for juveniles
36 under the juvenile rehabilitation administration, and programs for
37 juveniles operated by city and county jails.

38 (6) \$3,157,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$3,613,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely to increase the capacity of
2 institutional education programs to differentiate instruction to meet
3 students' unique educational needs, including students with
4 individualized educational plans. Those needs may include but are not
5 limited to one-on-one instruction, enhanced access to counseling for
6 social emotional needs of the student, and services to identify the
7 proper level of instruction at the time of student entry into the
8 facility. Allocations of amounts for this purpose in a school year
9 must be based on 45 percent of full-time enrollment in institutional
10 education receiving a differentiated instruction amount per pupil
11 equal to the total statewide allocation generated by the distribution
12 formula under RCW 28A.150.260 (4)(a), (5), (6), and (8) and the
13 allocation under RCW 28A.150.415, per the statewide full-time
14 equivalent enrollment in common schools.

15 (7) \$300,000 of the general fund—state appropriation in fiscal
16 year 2022 and \$300,000 of the general fund—state appropriation in
17 fiscal year 2023 are provided solely to support three student records
18 coordinators to manage the transmission of academic records for each
19 of the long-term juvenile institutions. One coordinator is provided
20 for each of the following: The Issaquah school district for the Echo
21 Glen children's center, the Chehalis school district for Green Hill
22 academic school, and the Naselle-Grays River Valley school district
23 for Naselle youth camp school.

24 (8) Ten percent of the funds allocated for the institution may be
25 carried over from one year to the next.

26 (9) \$588,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$897,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for one educational advocate to
29 each institution with enrollments above 40 full-time equivalent
30 students beginning in the 2021-22 school year in addition to any
31 educational advocates supported by federal funding. Educational
32 advocates will provide the following supports to students enrolled in
33 or just released from institutional education programs:

34 (a) Advocacy for institutional education students to eliminate
35 barriers to educational access and success;

36 (b) Consultation with juvenile rehabilitation staff to develop
37 educational plans for and with participating youth;

38 (c) Monitoring educational progress of participating students;

1 (d) Providing participating students with school and local
2 resources that may assist in educational access and success upon
3 release from institutional education facilities; and

4 (e) Coaching students and caregivers to advocate for educational
5 needs to be addressed at the school district upon return to the
6 community.

7 (10) \$49,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$75,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided solely to increase materials, supplies,
10 and operating costs by \$85 per pupil beginning in the 2021-22 school
11 year for technology supports for institutional education programs.
12 This funding is in addition to general education materials, supplies,
13 and operating costs provided to institutional education programs,
14 which exclude formula costs supported by the institutional
15 facilities.

16 (11) \$100,000 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 two full-time equivalent
19 staff at the Echo Glen children's center and one full-time equivalent
20 staff at the Green Hill academic school to support students
21 transitioning from the Naselle youth camp school once it ceases
22 operation, and to support instruction in cohorts of students grouped
23 by similar age and academic levels.

24 **Sec. 513.** 2021 c 334 s 513 (uncodified) is amended to read as
25 follows:

26 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PROGRAMS FOR HIGHLY**
27 **CAPABLE STUDENTS**

28	General Fund—State Appropriation (FY 2022).	((\$33,262,000))
29		<u>\$31,926,000</u>
30	General Fund—State Appropriation (FY 2023).	((\$33,711,000))
31		<u>\$32,209,000</u>
32	TOTAL APPROPRIATION.	((\$66,973,000))
33		<u>\$64,135,000</u>

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

36 (1) Each general fund fiscal year appropriation includes such
37 funds as are necessary to complete the school year ending in the
38 fiscal year and for prior fiscal year adjustments.

1 (2) (a) For the 2021-22 and 2022-23 school years, the
 2 superintendent shall allocate funding to school district programs for
 3 highly capable students as provided in RCW 28A.150.260(10)(c) except
 4 that allocations must be based on 5.0 percent of each school
 5 district's full-time equivalent enrollment. In calculating the
 6 allocations, the superintendent shall assume the following: (i)
 7 Additional instruction of 2.1590 hours per week per funded highly
 8 capable program student; (ii) fifteen highly capable program students
 9 per teacher; (iii) 36 instructional weeks per year; (iv) 900
 10 instructional hours per teacher; and (v) the compensation rates as
 11 provided in sections 505 and 506 of this act.

12 (b) From July 1, 2021, to August 31, 2021, the superintendent
 13 shall allocate funding to school districts programs for highly
 14 capable students as provided in section 511, chapter 357, Laws of
 15 2020, as amended.

16 **Sec. 514.** 2021 c 334 s 514 (uncodified) is amended to read as
 17 follows:

18 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR MISCELLANEOUS—EVERY**
 19 **STUDENT SUCCEEDS ACT**

20	General Fund—Federal Appropriation.	((\$6,802,000))
21		<u>\$9,802,000</u>
22	TOTAL APPROPRIATION.	((\$6,802,000))
23		<u>\$9,802,000</u>

24 **Sec. 515.** 2021 c 334 s 515 (uncodified) is amended to read as
 25 follows:

26 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—EDUCATION REFORM**
 27 **PROGRAMS**

28	General Fund—State Appropriation (FY 2022).	((\$137,813,000))
29		<u>\$134,083,000</u>
30	General Fund—State Appropriation (FY 2023).	((\$141,081,000))
31		<u>\$142,839,000</u>
32	General Fund—Federal Appropriation.	\$96,598,000
33	General Fund—Private/Local Appropriation.	\$1,450,000
34	Education Legacy Trust Account—State Appropriation.	\$1,638,000
35	TOTAL APPROPRIATION.	((\$378,580,000))
36		<u>\$376,608,000</u>

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

3 (1) ACCOUNTABILITY

4 (a) \$26,975,000 of the general fund—state appropriation for
5 fiscal year 2022, \$26,975,000 of the general fund—state appropriation
6 for fiscal year 2023, \$1,350,000 of the education legacy trust
7 account—state appropriation, and \$15,868,000 of the general fund—
8 federal appropriation are provided solely for development and
9 implementation of the Washington state assessment system.

10 (b) \$14,352,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$14,352,000 of the general fund—state
12 appropriation for fiscal year 2023 are provided solely for
13 implementation of chapter 159, Laws of 2013 (K-12 education - failing
14 schools).

15 (2) EDUCATOR CONTINUUM

16 (a) (~~(\$75,374,000)~~) \$71,644,000 of the general fund—state
17 appropriation for fiscal year 2022 and (~~(\$78,547,000)~~) \$75,805,000 of
18 the general fund—state appropriation for fiscal year 2023 are
19 provided solely for the following bonuses for teachers who hold
20 valid, unexpired certification from the national board for
21 professional teaching standards and who are teaching in a Washington
22 public school, subject to the following conditions and limitations:

23 (i) For national board certified teachers, a bonus of \$5,705 per
24 teacher in the 2021-22 school year and a bonus of (~~(\$5,796)~~) \$6,019
25 per teacher in the 2022-23 school year;

26 (ii) An additional \$5,000 annual bonus shall be paid to national
27 board certified teachers who teach in either: (A) High schools where
28 at least 50 percent of student headcount enrollment is eligible for
29 federal free or reduced-price lunch, (B) middle schools where at
30 least 60 percent of student headcount enrollment is eligible for
31 federal free or reduced-price lunch, or (C) elementary schools where
32 at least 70 percent of student headcount enrollment is eligible for
33 federal free or reduced-price lunch;

34 (iii) The superintendent of public instruction shall adopt rules
35 to ensure that national board certified teachers meet the
36 qualifications for bonuses under (b) of this subsection for less than
37 one full school year receive bonuses in a prorated manner. All
38 bonuses in this subsection will be paid in July of each school year.
39 Bonuses in this subsection shall be reduced by a factor of 40 percent

1 for first year NBPTS certified teachers, to reflect the portion of
2 the instructional school year they are certified; and

3 (iv) During the 2021-22 and 2022-23 school years, and within
4 available funds, certificated instructional staff who have met the
5 eligibility requirements and have applied for certification from the
6 national board for professional teaching standards may receive a
7 conditional loan of two thousand dollars or the amount set by the
8 office of the superintendent of public instruction to contribute
9 toward the current assessment fee, not including the initial up-front
10 candidacy payment. The fee shall be an advance on the first annual
11 bonus under RCW 28A.405.415. The conditional loan is provided in
12 addition to compensation received under a district's salary
13 allocation and shall not be included in calculations of a district's
14 average salary and associated salary limitation under RCW
15 28A.400.200. Recipients who fail to receive certification after fully
16 exhausting all years of candidacy as set by the national board for
17 professional teaching standards are required to repay the conditional
18 loan. The office of the superintendent of public instruction shall
19 adopt rules to define the terms for initial grant of the assessment
20 fee and repayment, including applicable fees. To the extent
21 necessary, the superintendent may use revenues from the repayment of
22 conditional loan scholarships to ensure payment of all national board
23 bonus payments required by this section in each school year.

24 (b) \$3,418,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$3,418,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for implementation of a new
27 performance-based evaluation for certificated educators and other
28 activities as provided in chapter 235, Laws of 2010 (education
29 reform) and chapter 35, Laws of 2012 (certificated employee
30 evaluations).

31 (c) \$477,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$477,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the leadership internship
34 program for superintendents, principals, and program administrators.

35 (d) \$810,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$810,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the development of a
38 leadership academy for school principals and administrators. The
39 superintendent of public instruction shall contract with an

1 independent organization to operate a state-of-the-art education
2 leadership academy that will be accessible throughout the state.
3 Semiannually the independent organization shall report on amounts
4 committed by foundations and others to support the development and
5 implementation of this program. Leadership academy partners shall
6 include the state level organizations for school administrators and
7 principals, the superintendent of public instruction, the
8 professional educator standards board, and others as the independent
9 organization shall identify.

10 (e) \$10,500,000 of the general fund—state appropriation for
11 fiscal year 2022 and (~~(\$10,500,000)~~) \$15,000,000 of the general fund—
12 state appropriation for fiscal year 2023 are provided solely for a
13 beginning educator support program (BEST). The program shall
14 prioritize first year educators in the mentoring program. School
15 districts and/or regional consortia may apply for grant funding. The
16 program provided by a district and/or regional consortia shall
17 include: A paid orientation; assignment of a qualified mentor;
18 development of a professional growth plan for each beginning educator
19 aligned with professional certification; release time for mentors and
20 new educators to work together; and educator observation time with
21 accomplished peers. Funding may be used to provide statewide
22 professional development opportunities for mentors and beginning
23 educators.

24 (f) \$4,000,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$4,000,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the provision of training
27 for teachers, principals, and principal evaluators in the
28 performance-based teacher principal evaluation program.

29 **Sec. 516.** 2021 c 334 s 516 (uncodified) is amended to read as
30 follows:

31 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR TRANSITIONAL**
32 **BILINGUAL PROGRAMS**

33	General Fund—State Appropriation (FY 2022).	((\$228,658,000))
34		<u>\$217,022,000</u>
35	General Fund—State Appropriation (FY 2023).	((\$233,390,000))
36		<u>\$218,054,000</u>
37	General Fund—Federal Appropriation.	\$102,242,000
38	TOTAL APPROPRIATION.	((\$564,290,000))

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~~) 1.89 percent for school year 2021-22 and (~~1.76~~) 1.88 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

1 acquisition, and language enhancement grants under Title III of the
2 elementary and secondary education act.

3 (5) \$35,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$35,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely to track current and former
6 transitional bilingual program students.

7 (6) \$1,185,000 of the general fund—state appropriation in fiscal
8 year 2022 and \$1,185,000 of the general fund—state appropriation in
9 fiscal year 2023 are provided solely for the central provision of
10 assessments as provided in RCW 28A.180.090, and is in addition to the
11 withholding amounts specified in subsection (3) of this section.

12 **Sec. 517.** 2021 c 334 s 517 (uncodified) is amended to read as
13 follows:

14 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE LEARNING**
15 **ASSISTANCE PROGRAM**

16	General Fund—State Appropriation (FY 2022)	((\$446,816,000))
17		<u>\$449,472,000</u>
18	General Fund—State Appropriation (FY 2023)	((\$455,435,000))
19		<u>\$447,888,000</u>
20	General Fund—Federal Appropriation	\$533,481,000
21	TOTAL APPROPRIATION	((\$1,435,732,000))
22		<u>\$1,430,841,000</u>

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

25 (1) The general fund—state appropriations in this section are
26 subject to the following conditions and limitations:

27 (a) The appropriations include such funds as are necessary to
28 complete the school year ending in the fiscal year and for prior
29 fiscal year adjustments.

30 (b) (i) For the 2021-22 and 2022-23 school years, the
31 superintendent shall allocate funding to school districts for
32 learning assistance programs as provided in RCW 28A.150.260(10)(a),
33 except that the allocation for the additional instructional hours
34 shall be enhanced as provided in this section, which enhancements are
35 within the program of the basic education. In calculating the
36 allocations, the superintendent shall assume the following averages:

37 (A) Additional instruction of 2.3975 hours per week per funded
38 learning assistance program student for the 2021-22 and 2022-23

1 school years; (B) additional instruction of 1.1 hours per week per
2 funded learning assistance program student for the 2021-22 and
3 2022-23 school years in qualifying high-poverty school building; (C)
4 fifteen learning assistance program students per teacher; (D) 36
5 instructional weeks per year; (E) 900 instructional hours per
6 teacher; and (F) the compensation rates as provided in sections 505
7 and 506 of this act.

8 (ii) From July 1, 2021, to August 31, 2021, the superintendent
9 shall allocate funding to school districts for learning assistance
10 programs as provided in section 515, chapter 357, Laws of 2020, as
11 amended.

12 (c) A school district's funded students for the learning
13 assistance program shall be the sum of the district's full-time
14 equivalent enrollment in grades K-12 for the prior school year
15 multiplied by the district's percentage of October headcount
16 enrollment in grades K-12 eligible for free or reduced-price lunch in
17 the prior school year. The prior school year's October headcount
18 enrollment for free and reduced-price lunch shall be as reported in
19 the comprehensive education data and research system.

20 (2) Allocations made pursuant to subsection (1) of this section
21 shall be adjusted to reflect ineligible applications identified
22 through the annual income verification process required by the
23 national school lunch program, as recommended in the report of the
24 state auditor on the learning assistance program dated February,
25 2010.

26 (3) The general fund—federal appropriation in this section is
27 provided for Title I Part A allocations of the every student succeeds
28 act of 2016.

29 (4) A school district may carry over from one year to the next up
30 to 10 percent of the general fund—state funds allocated under this
31 program; however, carryover funds shall be expended for the learning
32 assistance program.

33 (5) Within existing resources, during the 2021-22 and 2022-23
34 school years, school districts are authorized to use funds allocated
35 for the learning assistance program to also provide assistance to
36 high school students who have not passed the state assessment in
37 science.

38 **Sec. 518.** 2021 c 334 s 518 (uncodified) is amended to read as
39 follows:

1 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—PER PUPIL ALLOCATIONS**

2 Statewide Average Allocations

3 Per Annual Average Full-Time Equivalent Student

4	Basic Education Program	2021-22	2022-23
5		School Year	School Year
6	General Apportionment	(((\$9,415))	(((\$9,671))
7		<u>\$9,405</u>	<u>\$10,125</u>
8	Pupil Transportation	(((\$587))	(((\$595))
9		<u>\$623</u>	<u>\$643</u>
10	Special Education Programs	(((\$9,874))	(((\$10,290))
11		<u>\$9,976</u>	<u>\$10,838</u>
12	Institutional Education Programs	(((\$22,730))	(((\$23,220))
13		<u>\$26,347</u>	<u>\$27,790</u>
14	Programs for Highly Capable Students	\$611	(((\$623))
15			<u>\$645</u>
16	Transitional Bilingual Programs	(((\$1,430))	(((\$1,442))
17		<u>\$1,442</u>	<u>\$1,509</u>
18	Learning Assistance Program	(((\$961))	(((\$967))
19		<u>\$964</u>	<u>\$1,019</u>

20 **Sec. 519.** 2021 c 334 s 519 (uncodified) is amended to read as
21 follows:

22 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

23 (1) Amounts distributed to districts by the superintendent
24 through part V of this act are for allocation purposes only, unless
25 specified by part V of this act, and do not entitle a particular
26 district, district employee, or student to a specific service, beyond
27 what has been expressly provided in statute. Part V of this act
28 restates the requirements of various sections of Title 28A RCW. If
29 any conflict exists, the provisions of Title 28A RCW control unless
30 this act explicitly states that it is providing an enhancement. Any
31 amounts provided in part V of this act in excess of the amounts
32 required by Title 28A RCW provided in statute, are not within the
33 program of basic education unless clearly stated by this act.

34 (2) When adopting new or revised rules or policies relating to
35 the administration of allocations in part V of this act that result
36 in fiscal impact, the office of the superintendent of public

1 instruction shall seek legislative approval through the budget
2 request process.

3 (3) Appropriations made in this act to the office of the
4 superintendent of public instruction shall initially be allotted as
5 required by this act. Subsequent allotment modifications shall not
6 include transfers of moneys between sections of this act, except as
7 expressly provided in subsection (4) of this section.

8 (4) The appropriations to the office of the superintendent of
9 public instruction in this act shall be expended for the programs and
10 amounts specified in this act. However, after May 1, 2022, unless
11 specifically prohibited by this act and after approval by the
12 director of financial management, the superintendent of public
13 instruction may transfer state general fund appropriations for fiscal
14 year 2022 among the following programs to meet the apportionment
15 schedule for a specified formula in another of these programs:
16 General apportionment; employee compensation adjustments; pupil
17 transportation; special education programs; institutional education
18 programs; transitional bilingual programs; highly capable programs;
19 and learning assistance programs.

20 (5) The director of financial management shall notify the
21 appropriate legislative fiscal committees in writing prior to
22 approving any allotment modifications or transfers under this
23 section.

24 (6) Appropriations in sections 504 and 506 of this act for
25 insurance benefits under chapter 41.05 RCW are provided solely for
26 the superintendent to allocate to districts for employee health
27 benefits as provided in (~~section 942 of this act~~) section 934 of
28 this act. The superintendent may not allocate, and districts may not
29 expend, these amounts for any other purpose beyond those authorized
30 in (~~section 942 of this act~~) section 934 of this act.

31 (~~(5)~~) (7) As required by RCW 28A.710.110, the office of the
32 superintendent of public instruction shall transmit the charter
33 school authorizer oversight fee for the charter school commission to
34 the charter school oversight account.

35 **Sec. 520.** 2021 c 334 s 520 (uncodified) is amended to read as
36 follows:

37 **FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR**
38 **CHARTER SCHOOLS**

39 Washington Opportunity Pathways Account—State

1	Appropriation.	((\$140,838,000))
2		<u>\$146,715,000</u>
3	TOTAL APPROPRIATION.	((\$140,838,000))
4		<u>\$146,715,000</u>

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

7 (1) The superintendent shall distribute funding appropriated in
8 this section to charter schools under chapter 28A.710 RCW. Within
9 amounts provided in this section the superintendent may distribute
10 funding for safety net awards for charter schools with demonstrated
11 needs for special education funding beyond the amounts provided under
12 chapter 28A.710 RCW.

13 (2) \$23,000 of the Washington opportunity pathways account—state
14 appropriation is provided solely for enrollment stabilization
15 allocations required in section 1519 of this act.

16 (3) \$147,000 of the Washington opportunity pathways account—state
17 appropriation is provided solely for transportation emergency
18 allocations required in section 1516(3) of this act.

19 (4) \$120,000 of the Washington opportunity pathways account—state
20 appropriation is provided solely for a one-time allocation to charter
21 schools for substitute costs to be distributed as provided in section
22 504(9)(c) of this act.

23 (5) \$662,000 of the Washington opportunity pathways account—state
24 appropriation is provided solely for enrollment stabilization
25 allocations required in section 523 of this act.

26 **Sec. 521.** 2021 c 334 s 521 (uncodified) is amended to read as
27 follows:

28 **FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE**
29 **WASHINGTON STATE CHARTER SCHOOL COMMISSION**

30 Washington Opportunity Pathways Account—State

31	Appropriation.	\$23,000
32	Charter Schools Oversight Account—State	
33	Appropriation.	((\$3,605,000))
34		<u>\$3,843,000</u>
35	TOTAL APPROPRIATION.	((\$3,628,000))
36		<u>\$3,866,000</u>

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

1 (1) The entire Washington opportunity pathways account—state
2 appropriation in this section is provided to the superintendent of
3 public instruction solely for the operations of the Washington state
4 charter school commission under chapter 28A.710 RCW.

5 (2) \$28,000 of the charter schools oversight account—state
6 appropriation is provided solely to the Washington state charter
7 school commission to enable each charter school to participate in the
8 governance training required under Engrossed Substitute Senate Bill
9 No. 5044 (schools/equity training). ~~((If the bill is not enacted by
10 June 30, 2021, the amount provided in this subsection shall lapse.))~~

11 **Sec. 522.** 2021 c 334 s 522 (uncodified) is amended to read as
12 follows:

13 **FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GRANTS**
14 **AND PASS THROUGH FUNDING**

15	General Fund—State Appropriation (FY 2022)	((<u>\$80,319,000</u>))
16		<u>\$80,507,000</u>
17	General Fund—State Appropriation (FY 2023)	((<u>\$52,691,000</u>))
18		<u>\$83,057,000</u>
19	General Fund—Federal Appropriation.	((<u>\$989,995,000</u>))
20		<u>\$990,199,000</u>
21	Elementary and Secondary School Emergency Relief	
22	III—Federal Appropriation.	((<u>\$1,850,386,000</u>))
23		<u>\$1,850,527,000</u>
24	TOTAL APPROPRIATION.	((<u>\$2,973,391,000</u>))
25		<u>\$3,004,290,000</u>

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

28 (1) \$4,894,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$4,894,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided for the office of the superintendent of
31 public instruction to administer programs and grants which increase
32 equitable access to dual credit programs, including subsidizing or
33 eliminating student costs for dual credit courses or exams. By
34 November 2022, the office shall submit a report to relevant
35 committees of the legislature describing options for entering into
36 statewide agreements with dual credit exam companies that will reduce
37 the overall costs for all students and eliminate costs for students
38 who are low income.

1 (2) (a) \$2,752,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$2,752,000 of the general fund—state
3 appropriation for fiscal year 2023 are provided solely for secondary
4 career and technical education grants pursuant to chapter 170, Laws
5 of 2008, including parts of programs receiving grants that serve
6 students in grades four through six. If equally matched by private
7 donations, \$1,075,000 of the 2022 appropriation and \$1,075,000 of the
8 2023 appropriation shall be used to support FIRST robotics programs
9 in grades four through twelve. Of the amounts provided in this
10 subsection, \$800,000 of the fiscal year 2022 appropriation and
11 \$800,000 of the fiscal year 2023 appropriation are provided solely
12 for the purpose of statewide supervision activities for career and
13 technical education student leadership organizations.

14 (b) \$135,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$135,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for science, technology,
17 engineering and mathematics lighthouse projects, consistent with
18 chapter 238, Laws of 2010.

19 (c) \$250,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$250,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for advanced project lead the
22 way courses at ten high schools. To be eligible for funding in 2022,
23 a high school must have offered a foundational project lead the way
24 course during the 2020-21 school year. The 2022 funding must be used
25 for one-time start-up course costs for an advanced project lead the
26 way course, to be offered to students beginning in the 2021-22 school
27 year. To be eligible for funding in 2023, a high school must have
28 offered a foundational project lead the way course during the 2021-22
29 school year. The 2023 funding must be used for one-time start-up
30 course costs for an advanced project lead the way course, to be
31 offered to students beginning in the 2022-23 school year. The office
32 of the superintendent of public instruction and the education
33 research and data center at the office of financial management shall
34 track student participation and long-term outcome data. The office
35 may require the recipient of these funds to report the impacts of the
36 recipient's efforts in alignment with the measures of the Washington
37 school improvement framework.

38 (d) \$2,127,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$2,127,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for annual startup, expansion,
2 or maintenance of core plus programs in maritime, construction, and
3 aerospace and advanced manufacturing programs. To be eligible for
4 funding to start up, maintain, or expand programs under (i) through
5 (iii) of this subsection (d), the skills center and high schools must
6 be selected through a competitive grant process administered by the
7 office of the superintendent of public instruction in consultation
8 with the advisory committee established in (vi) of this subsection
9 (d). The office and the education research and data center shall
10 report annually student participation and long-term outcome data.
11 Within the amounts provided in this subsection:

12 (i) \$900,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$900,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for grants for the annual
15 startup, expansion, or maintenance of core plus programs in aerospace
16 and advanced manufacturing programs.

17 (ii) \$350,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$350,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for grants for the annual
20 startup, expansion, or maintenance of core plus programs in
21 construction programs.

22 (iii) \$350,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$350,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for grants for the annual
25 startup, expansion, or maintenance of core plus programs in maritime
26 programs.

27 (iv) For (i) through (iii) of this subsection (d), when the grant
28 demand does not align with the specified allocation, the
29 superintendent may allocate funding toward sector areas that meet
30 criteria based on agreement from industry sector representatives.

31 (v) \$527,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$527,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the office to administer,
34 evaluate, and promote programs under (i) through (iii) of this
35 subsection (d) based on industry sector recommendations, including
36 contracts with sector-specific entities to expand sector-specific
37 employer engagement programs, increase work placement opportunities,
38 validate credentials necessary for direct employment, and provide
39 professional development to support schools, teachers, and students.

1 The office may also contract with an entity with experience promoting
2 core plus programming across industry sectors and education providers
3 to expand awareness and adoption of core plus programs.

4 (vi) The office shall convene and manage an advisory committee of
5 industry sector leadership from the core plus program areas and a
6 representative from a statewide business and manufacturing
7 association to inform the administration and continual improvement of
8 core plus programs, including grant determinations, reviewing data
9 and outcomes, recommending program improvements, and ensuring the use
10 of qualified contractors. The committee will advise the
11 superintendent on appropriate credentials, industry-based
12 competencies, and programs of study for high-demand sectors
13 represented in these program areas.

14 (3) (a) \$75,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$75,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for project citizen and we the
17 people: The citizen and the constitution programs sponsored by the
18 national conference of state legislatures and the center for civic
19 education to promote participation in government by middle and high
20 school students. Of the amounts provided, \$15,000 of the general fund
21 —state appropriation for fiscal year 2022 and \$15,000 of the general
22 fund—state appropriation for fiscal year 2023 are provided solely for
23 awarding a travel grant to the winner of the we the people: The
24 citizen and the constitution state competition.

25 (b) \$373,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$373,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for implementation of chapter
28 127, Laws of 2018 (civics education). Of the amounts provided in this
29 subsection (3) (b), \$10,000 of the general fund—state appropriation
30 for fiscal year 2022 and \$10,000 of the general fund—state
31 appropriation for fiscal year 2023 are provided solely for grant
32 programs to school districts to help cover travel costs associated
33 with civics education competitions.

34 (4) (a) \$55,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$55,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the office of the
37 superintendent of public instruction for statewide implementation of
38 career and technical education course equivalency frameworks
39 authorized under RCW 28A.700.070 for math and science. This may

1 include development of additional equivalency course frameworks,
2 course performance assessments, and professional development for
3 districts implementing the new frameworks.

4 (b) Within the amounts appropriated in this section the office of
5 the superintendent of public instruction shall ensure career and
6 technical education courses are aligned with high-demand, high-wage
7 jobs. The superintendent shall verify that the current list of career
8 and technical education courses meets the criteria established in RCW
9 28A.700.020(2). The superintendent shall remove from the list any
10 career and technical education course that no longer meets such
11 criteria.

12 (c) \$3,000,000 of the general fund—state appropriation for fiscal
13 year 2022 and (~~(\$3,000,000)~~) \$5,000,000 of the general fund—state
14 appropriation for fiscal year 2023 are provided solely for the office
15 of the superintendent of public instruction to provide grants to
16 school districts and educational service districts for science
17 teacher training in the next generation science standards including
18 training in the climate science standards. At a minimum, school
19 districts shall ensure that teachers in one grade level in each
20 elementary, middle, and high school participate in this science
21 training. Of the amount appropriated \$1,000,000 is provided solely
22 for community-based nonprofits including tribal education
23 organizations to partner with public schools for next generation
24 science standards.

25 (5) \$250,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$250,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the Kip Tokuda memorial
28 Washington civil liberties public education program. The
29 superintendent of public instruction shall award grants consistent
30 with RCW 28A.300.410.

31 (6) \$5,895,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$5,895,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for a contract with a
34 nongovernmental entity or entities for demonstration sites to improve
35 the educational outcomes of students who are dependent pursuant to
36 chapter 13.34 RCW pursuant to chapter 71, Laws of 2016 (foster youth
37 edu. outcomes). The office may require the recipient of these funds
38 to report the impacts of the recipient's efforts in alignment with
39 the measures of the Washington school improvement framework.

1 (a) Of the amount provided in this subsection (6), \$446,000 of
2 the general fund—state appropriation for fiscal year 2022 and
3 \$446,000 of the general fund—state appropriation for fiscal year 2023
4 are provided solely for the demonstration site established pursuant
5 to the 2013-2015 omnibus appropriations act, section 202(10), chapter
6 4, Laws of 2013, 2nd sp. sess.

7 (b) Of the amount provided in this subsection (6), \$1,015,000 of
8 the general fund—state appropriation for fiscal year 2022 and
9 \$1,015,000 of the general fund—state appropriation for fiscal year
10 2023 are provided solely for the demonstration site established
11 pursuant to the 2015-2017 omnibus appropriations act, section
12 501(43)(b), chapter 4, Laws of 2015, 3rd sp. sess., as amended.

13 (c) Of the amounts provided in this subsection (6), \$684,000 of
14 the general fund—state appropriation for fiscal year 2022 and
15 \$684,000 of the general fund—state appropriation for fiscal year 2023
16 are provided solely for the demonstration site established with
17 funding provided in the 2017-2019 omnibus appropriations act, chapter
18 1, Laws of 2017, 3rd sp. sess., as amended.

19 (d) \$1,000,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$1,250,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the demonstration site
22 established with funding provided in this act.

23 (e) \$55,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$55,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for maintaining and implementing
26 the data sharing agreement between the office, the department of
27 children, youth, and families, and the contractors to support
28 targeted service delivery, program evaluation, and statewide
29 education outcomes measurement for students served under this
30 section.

31 (7)(a) \$1,200,000 of the general fund—state appropriation for
32 fiscal year 2022 and \$1,200,000 of the general fund—state
33 appropriation for fiscal year 2023 are provided solely for
34 implementation of chapter 157, Laws of 2016 (homeless students).

35 (b) \$36,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$36,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for chapter 212, Laws of 2014
38 (homeless student educational outcomes).

1 (8) \$375,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$375,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for a nonviolence and ethical
4 leadership training and professional development program provided by
5 the institute for community leadership.

6 (9) (a) \$1,425,000 of the general fund—state appropriation for
7 fiscal year 2022 and \$1,425,000 of the general fund—state
8 appropriation for fiscal year 2023 are provided solely for dual
9 language grants to grow capacity for high quality dual language
10 learning. Grant funding may be used for new and existing dual
11 language programs, heritage language programs for immigrant and
12 refugee students, and indigenous language programs for native
13 students.

14 (b) Each grant recipient must convene an advisory board to guide
15 the development and continuous improvement of its dual language
16 program, including but not limited to: Determining which schools and
17 languages will be prioritized; conducting outreach to the community;
18 and addressing enrollment considerations and the hiring of staff. At
19 least half the members of the board must be parents of English
20 learner students or current or former English learner students. The
21 other members of the board must represent teachers, students, school
22 leaders, governing board members, youth, and community-based
23 organizations that support English learners.

24 (10) (a) \$4,940,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$4,940,000 of the general fund—state
26 appropriation for fiscal year 2023 are provided solely for the
27 Washington state achievers scholarship and Washington higher
28 education readiness program. The funds shall be used to: Support
29 community involvement officers that recruit, train, and match
30 community volunteer mentors with students selected as achievers
31 scholars; and to identify and reduce barriers to college for low-
32 income and underserved middle and high school students. The office
33 may require the recipient of these funds to report the impacts of the
34 recipient's efforts in alignment with the measures of the Washington
35 school improvement framework.

36 (b) \$1,454,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$1,454,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for contracting with a college
39 scholarship organization with expertise in conducting outreach to

1 students concerning eligibility for the Washington college bound
2 scholarship consistent with chapter 405, Laws of 2007. The office may
3 require the recipient of these funds to report the impacts of the
4 recipient's efforts in alignment with the measures of the Washington
5 school improvement framework.

6 (c) \$362,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$362,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for implementation of chapter
9 180, Laws of 2017 (Washington Aim program).

10 (11)(a) \$500,000 of the general fund—state appropriation for
11 fiscal year 2022 and \$500,000 of the general fund—state appropriation
12 for fiscal year 2023 are provided solely for the Washington state
13 leadership and assistance for science education reform (LASER)
14 regional partnership activities, including instructional material
15 purchases, teacher and principal professional development, and school
16 and community engagement events. The office may require the recipient
17 of these funds to report the impacts of the recipient's efforts in
18 alignment with the measures of the Washington school improvement
19 framework.

20 (b) (i) \$3,000,000 of the general fund—state appropriation for
21 fiscal year 2022 and \$3,000,000 of the general fund—state
22 appropriation for fiscal year 2023 are provided solely for a
23 statewide information technology academy program. This public-private
24 partnership will provide educational software, as well as information
25 technology certification and software training opportunities for
26 students and staff in public schools for the 2021-22 and 2022-23
27 school years only. The office must evaluate other options that may be
28 available in the state for a future public-private partnership to
29 deliver similar services to students and staff of public schools at
30 no cost to the state.

31 (ii) The office must require the recipient of these funds to
32 report the impacts of the recipient's efforts in alignment with the
33 measures of the Washington school improvement framework. The report
34 must include the number of students served disaggregated by gender,
35 race, ethnicity, and free-and-reduced lunch eligibility as well as
36 the number of industry certificates attained by type of certificate.

37 (c) \$50,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$50,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for grants of \$2,500 to provide

1 twenty middle and high school teachers each year with professional
2 development training for implementing integrated math, science,
3 technology, and engineering programs in their schools.

4 (d) \$1,000,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$1,000,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for the computer science and
7 education grant program to support the following three purposes:
8 Train and credential teachers in computer sciences; provide and
9 upgrade technology needed to learn computer science; and, for
10 computer science frontiers grants to introduce students to and engage
11 them in computer science. The office of the superintendent of public
12 instruction must use the computer science learning standards adopted
13 pursuant to chapter 3, Laws of 2015 (computer science) in
14 implementing the grant, to the extent possible. Additionally, grants
15 provided for the purpose of introducing students to computer science
16 are intended to support innovative ways to introduce and engage
17 students from historically underrepresented groups, including girls,
18 low-income students, and minority students, to computer science and
19 to inspire them to enter computer science careers. The office of the
20 superintendent of public instruction may award up to \$500,000 each
21 year, without a matching requirement, to districts with greater than
22 fifty percent of students eligible for free and reduced-price meals.
23 All other awards must be equally matched by private sources for the
24 program, including gifts, grants, or endowments.

25 (e) \$750,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$750,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the office of the
28 superintendent of public instruction to contract with a qualified
29 501(c)(3) nonprofit community-based organization physically located
30 in Washington state that has at least 18 years of experience
31 collaborating with the office and school districts statewide to
32 integrate the state learning standards in English language arts,
33 mathematics, and science with FieldSTEM outdoor field studies and
34 project-based and work-based learning opportunities aligned with the
35 environmental, natural resource, and agricultural sectors. The office
36 may require the recipient of these funds to report the impacts of the
37 recipient's efforts in alignment with the measures of the Washington
38 school improvement framework.

1 (f) \$62,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$62,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for competitive grants to school
4 districts to increase the capacity of high schools to offer AP
5 computer science courses. In making grant allocations, the office of
6 the superintendent of public instruction must give priority to
7 schools and districts in rural areas, with substantial enrollment of
8 low-income students, and that do not offer AP computer science.
9 School districts may apply to receive either or both of the following
10 grants:

11 (i) A grant to establish partnerships to support computer science
12 professionals from private industry serving on a voluntary basis as
13 coinstructors along with a certificated teacher, including via
14 synchronous video, for AP computer science courses; or

15 (ii) A grant to purchase or upgrade technology and curriculum
16 needed for AP computer science, as well as provide opportunities for
17 professional development for classroom teachers to have the requisite
18 knowledge and skills to teach AP computer science.

19 (g) \$100,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$100,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for the Mobius science center to
22 expand mobile outreach of science, technology, engineering, and
23 mathematics (STEM) education to students in rural, tribal, and low-
24 income communities.

25 (12) \$85,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$85,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the centrum program at Fort
28 Worden state park.

29 (13) (~~(\$750,000)~~) (a) \$788,000 of the general fund—state
30 appropriation for fiscal year 2022 and \$750,000 of the general fund—
31 state appropriation for fiscal year 2023 are provided solely for
32 contracts with Washington state based nonprofit organizations that
33 provide a career-integrated one-to-one mentoring program for
34 disadvantaged high school students facing academic and personal
35 challenges with the goal of keeping them on track for graduation and
36 post-high school success. The mentoring must include a focus on
37 college readiness, career exploration and social-emotional learning.
38 An applicant requesting funding for these dollars must successfully
39 demonstrate to the department that it currently provides a career-

1 integrated one-to-one volunteer mentoring program and has been
2 mentoring high school youth for at least twenty years in the state
3 prior to application.

4 (b) Of the amounts provided in this subsection, \$38,000 of the
5 general fund—state appropriation for fiscal year 2022 is provided
6 solely for the office to contract with a Washington-based nonprofit
7 organization that provides one-to-one mentoring through a volunteer-
8 supported network for disadvantaged youth facing academic and
9 personal challenges to provide supportive services for youth who are
10 experiencing mental and behavioral health crises due to the pandemic.
11 Funding may also be used to assist youth mentors, and for staff who
12 provide services to youth and their families and are experiencing
13 secondary trauma. The organization must be affiliated with a national
14 volunteer-supported mentoring network and have been providing one-to-
15 one volunteer mentoring programs for at least 20 years in the state.

16 (14) \$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 office to contract with
19 an organization to create an after-school and summer learning program
20 in the city of Federal Way. The program shall provide comprehensive,
21 culturally competent academic support and cultural enrichment for
22 primarily latinx, spanish-speaking, low-income sixth, seventh, and
23 eighth grade students. The department must contract with an
24 organization with over forty years of experience that serves the
25 latino community in Seattle and King county and has previously
26 established an after-school and summer learning program.

27 (15) \$850,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$850,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the office of the
30 superintendent of public instruction to create and administer a grant
31 program for districts to reduce associated student body fees or
32 participation fees for students who are eligible to participate in
33 the federal free and reduced-price meals program. The office must
34 distribute grants for the 2021-22 school year to school districts by
35 August 10, 2021, and grants for the 2022-23 school year by August 1,
36 2022.

37 (a) Grant awards must be prioritized in the following order:

38 (i) High schools implementing the United States department of
39 agriculture community eligibility provision;

1 (ii) High schools with the highest percentage of students in
2 grades nine through twelve eligible to participate in the federal
3 free and reduced-price meals program; and

4 (iii) High schools located in school districts enrolling 5,000 or
5 fewer students.

6 (b) High schools that do not comply with the data collection and
7 reporting requirements in RCW 28A.320.540 are not eligible for grant
8 funding.

9 (c) The office of the superintendent of public instruction shall
10 award grants that are the lesser of the cost of the high school's
11 associated student body card multiplied by the number of students
12 eligible for the free or reduced-price meals program that purchased a
13 student body card in either 2018-19 or 2019-20 school year, whichever
14 is higher, or \$10,000.

15 (d) The office may award additional funding if:

16 (i) The appropriations provided are greater than the total amount
17 of funding requested at the end of the application cycle; and

18 (ii) The applicant shows a demonstrated need for additional
19 support.

20 (16) \$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 south Kitsap school
23 district to codevelop a pilot strategy to increase completion rates
24 for the free application for federal student aid (FAFSA).

25 (17) \$500,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$500,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for the office of the
28 superintendent of public instruction to contract with a Washington-
29 based nonprofit organization to promote equitable access in science,
30 technology, engineering, and math education for historically
31 underserved students and communities. The nonprofit shall provide a
32 system of science educational programming specifically for migrant
33 and bilingual students, including teacher professional development,
34 culturally responsive classroom resources that are aligned with
35 Washington state science and environmental and sustainability
36 learning standards, and implementation support. At least 50 percent
37 of the funding provided in this subsection must serve schools and
38 school districts in eastern Washington. The nonprofit organization
39 must have experience developing and implementing science and

1 environmental science programming and resources for migrant and
2 bilingual students.

3 (18) \$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 nonprofit
7 organization serving opportunity youth in Pierce, King and Snohomish
8 counties. The organization must assist traditionally underrepresented
9 students on nontraditional educational pathways by providing
10 mentorship and technical assistance in navigating higher education
11 and financial aid. The office may require the recipient of these
12 funds to report the impacts of the efforts in alignment with the
13 measures of the Washington school improvement framework.

14 (19) \$500,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$500,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the office of the
17 superintendent of public instruction to administer a grants program
18 for school districts to acquire and use research-based, social
19 emotional learning curricula in accordance with the state social
20 emotional learning standards. The office must prioritize school
21 districts that do not have existing research based social emotional
22 learning programs and that are also eligible for high-poverty
23 allocations from the learning assistance program.

24 (20) \$250,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$250,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the office to contract with
27 a nonprofit organization that specializes in using e-sports to engage
28 students in seven career clusters to bring team-based, career related
29 e-sports programs to each high school in the Battle Ground,
30 Evergreen, and Vancouver school districts. Any funding remaining may
31 be used for e-sports programs in the middle schools of the three
32 school districts.

33 (21) \$1,399,000 of the general fund—state appropriation for
34 fiscal year 2022 and \$1,399,000 of the general fund—state
35 appropriation for fiscal year 2023 are provided solely for school
36 districts to support youth who are truant under chapter 28A.225 RCW
37 or at risk of becoming truant, and for costs associated with filing
38 or serving petitions under RCW 28A.225.030.

1 (22) The general fund—state appropriations in this section for
2 fiscal year 2022 have been reduced by \$24,000 (~~and the general fund—~~
3 ~~state appropriations in this section for fiscal year 2023 have been~~
4 ~~reduced by \$5,000~~) to reflect global compensation savings. The
5 office of financial management, in consultation with the office of
6 the superintendent of public instruction, shall adjust allotments
7 from the appropriations in this section, including allotments of
8 amounts provided solely for a specific purpose, to reflect the
9 reduction to the overall appropriation.

10 (23) \$500,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$500,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for the office to contract with
13 an organization that works with educators to secure salmon eggs,
14 offer learning opportunities as the fry develop, and assist when
15 students release their fry into local creeks and lakes. Funding may
16 only be used for new programs located in elementary schools that are
17 eligible for high-poverty allocations from the learning assistance
18 program. Of the amounts provided in this subsection, the office may
19 use no more than \$35,000 each fiscal year for office administration
20 costs related to the contract.

21 (24) \$9,850,000 of the general fund—state appropriation for
22 fiscal year 2022 and \$9,850,000 of the general fund—state
23 appropriation for fiscal year 2023 are provided solely for the office
24 of the superintendent of public instruction to administer the
25 technology grant program established under Engrossed Second
26 Substitute House Bill No. 1365 (schools/computers & devices). (~~If~~
27 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
28 ~~this subsection shall lapse.~~)

29 (25) \$199,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$247,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for the media literacy and
32 digital citizenship grant program created in Engrossed Second
33 Substitute House Bill No. 1365 (schools/computers & devices). Total
34 grant awards may not exceed \$150,000. Of the amounts provided in this
35 subsection, \$50,000 of the general fund—state appropriation for
36 fiscal year 2023 is provided solely for two regional conferences.
37 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
38 ~~in this subsection shall lapse.~~)

1 (26) \$70,000 of the general fund—state appropriation for fiscal
2 year 2022 is provided solely for the southwest boys & girls club to
3 provide community mentoring, academic intervention, and culturally
4 specific supports through the "be great-graduate initiative" for a
5 cohort of White Center youth identified as high risk.

6 (27) \$250,000 of the general fund—state appropriation for fiscal
7 year 2022 is provided solely for grants to support teachers with
8 costs associated with becoming certified, endorsed, or licensed in
9 computer science including, but not limited to, professional
10 development, training, licensure exams, courses in pedagogy, and
11 courses in computer science content. Entities eligible for these
12 funds include, but are not limited to, individual teachers, local
13 education agencies, approved professional learning providers, and
14 institutions of higher education located in Washington state.

15 (28) (~~(\$150,000)~~) \$300,000 of the general fund—state
16 appropriation for fiscal year 2022 and (~~(\$150,000)~~) \$450,000 of the
17 general fund—state appropriation for fiscal year 2023 are provided
18 solely for the Highline school district to contract with an
19 organization to offer pre-apprenticeship opportunities for at least
20 two cohorts of students each year in south King county during the
21 summer months of 2021, 2022, and 2023. Students from the Highline
22 school district and neighboring school districts in south King county
23 are eligible for the program.

24 (29) \$255,000 of the general fund—state appropriation for fiscal
25 year 2022 and \$255,000 of the general fund—state appropriation for
26 fiscal year 2023 are provided solely for the continuation of the math
27 improvement pilot program. The entirety of the funds appropriated for
28 fiscal year 2022 must be disbursed by the office to the recipients of
29 the grants no later than August 1, 2021, and the entirety of the
30 funds appropriated for fiscal year 2023 must be disbursed by the
31 office to the recipients of the grants no later than August 1, 2022.
32 Of the amounts provided in the subsection:

33 (a) \$85,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$85,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for the Spokane school district.

36 (b) \$85,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$85,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the Chehalis school
39 district.

1 (c) \$85,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$85,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the Bremerton school
4 district.

5 (30) Within existing resources, the office shall develop
6 recommendation to the legislature to merge the grant programs and
7 specific appropriations of pass-through funding for certain
8 activities or entities in this section into a competitive grant
9 funding process in future biennia. A competitive process must
10 allocate funding using the following five separate categories:

11 (a) Student supports and safety. Programs under this category
12 will support the mental, social-emotional, and physical safety of
13 students;

14 (b) Educator growth and development. Programs under this category
15 will support the recruitment and retention of educators, and support
16 their continual professional growth;

17 (c) Curricula development, dissemination, and supports. Programs
18 under this category will support the development, implementation, and
19 continuous improvement of curricula and other programs specific to
20 state learning standards and content areas;

21 (d) Eliminating inequitable student outcomes. Programs under this
22 category will increase outcomes for specific student groups,
23 including students experiencing homelessness or foster care; and

24 (e) Graduation success and preparation for postsecondary
25 pathways. Programs under this category will increase access to
26 graduation pathways aligned with students' postsecondary goals and
27 support for each student to graduate ready to achieve those goals.
28 These may include dual credit programs; dropout prevention,
29 intervention, and reengagement programs; core plus programs; and
30 other high demand career and technical education programs.

31 (31) \$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 south Kitsap school
34 district for the controls programmer apprenticeship program.

35 (32) \$800,000 of the general fund—state appropriation for fiscal
36 year 2022 and (~~(\$800,000)~~) \$5,300,000 of the general fund—state
37 appropriation for fiscal year 2023 are provided solely for
38 transitional support grants to school districts to support schools
39 that incur costs transitioning from Native American school mascots,

1 logos, or team names under section 3 of Substitute House Bill No.
2 1356 (Native American names, etc.).

3 (33) \$20,000,000 of the general fund—state appropriation for
4 fiscal year 2023 is provided solely for the office to administer an
5 outdoor learning grant program to develop and support outdoor
6 educational experiences for students in Washington public schools.
7 The office must award grants to eligible school districts and outdoor
8 education program providers starting in the 2022-23 school year. The
9 office may consult with the Washington recreation and conservation
10 office on outdoor learning program grants. Of the amounts provided in
11 this subsection:

12 (a) \$195,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for the office to implement Second
14 Substitute House Bill No. 2078 (outdoor learning grant prg.). If the
15 bill is not enacted by June 30, 2022, the amount provided in this
16 subsection shall lapse.

17 (b) \$7,903,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for the outdoor learning grant program,
19 which consists of two types of grants:

20 (i) Allocation-based grants for school districts to develop or
21 support outdoor educational experiences; and

22 (ii) Competitive grants for outdoor education providers that are
23 designed to support existing capacity and to increase future capacity
24 for outdoor learning experiences.

25 (c) \$11,902,000 of the general fund—state appropriation for
26 fiscal year 2023 is provided solely for the outdoor education
27 experiences program. The office must prioritize providing the program
28 to fifth and sixth grade students in high poverty schools, expanding
29 to other fifth and sixth grade students subject to available funds.

30 (34) \$250,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for an education and workforce pathway
32 pilot program at the northwest career and technical academy. The
33 pilot program will oversee a pathway including high schools, skills
34 centers, community and technical colleges, and employers that results
35 in students earning a high school diploma and an associate in
36 technical arts degree, while maintaining summer employment.

37 (35) \$150,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for the office of the superintendent of
39 public instruction to administer grants to school districts for a

1 plant-based school meals pilot program. Grant recipients may use the
2 funding for food supplies, delivery costs, equipment purchases,
3 education, and other expenditures to increase access to plant-based
4 school meals. Grant awards to school districts may not exceed \$10,000
5 per district.

6 (36) \$148,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely to provide before and after-school
8 programming to low-income elementary school students in the Tukwila
9 school district. Funding in this subsection may be distributed to the
10 Tukwila school district or to local before or after-school program
11 providers that provide child care for low-income elementary school
12 students in the school district.

13 (37) \$250,000 of the general fund—state appropriation for fiscal
14 year 2023 is provided solely for the Tacoma school district to
15 identify specific career-relevant coursework and facility needs for
16 the development of a comprehensive maritime-focused career and
17 technical education program in the south Puget Sound area. Funding
18 must be used by the district to engage with the maritime industry in
19 and around the port of Tacoma to conduct a workforce training gap
20 analysis. The district must also coordinate with the office, the
21 state board of education, and the workforce training board to create
22 the relevant curriculum and identify facility needs to establish a
23 new marine trades program.

24 (38) \$250,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for the office to contract with an
26 organization to expand the senior support initiative that helps high
27 school seniors in the Tacoma school district navigate their
28 postsecondary pathway options. The organization may provide support
29 to Tacoma school district seniors through academic supports,
30 financial aid and scholarships, college entry and communication,
31 workforce entry and apprenticeships, housing, child care, and other
32 basic needs. The organization must be a foundation focused on
33 students that coordinates the efforts of parents, youth, community,
34 and policymakers across multiple sectors to address equity gaps
35 facing children and youth in the Tacoma school district.

36 (39) \$250,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for the office to contract with a
38 nonprofit organization to develop and provide a Latino youth-on-youth
39 gang violence prevention program for students. The program must

1 target Latino students ages 11 through 17 who are either involved in
2 or at risk of becoming involved in a gang or in gang activities.
3 Eligible students must be enrolled in either the Moses Lake or
4 Federal Way school districts. The nonprofit organization must have at
5 least 15 years of experience serving Latino communities and promoting
6 advocacy and must provide kindergarten through 12th grade social
7 emotional learning, mental health wraparound services, and parent
8 engagement programs in Washington.

9 (40) (a) \$500,000 of the general fund—state appropriation for
10 fiscal year 2023 is provided solely for the office to administer a
11 pilot program to subsidize eligible dual or concurrent enrollment
12 course costs for students who qualify for free or reduced-price meals
13 and are participating in dual enrollment courses offered by one of
14 three community colleges designated by the office and the state board
15 of community and technical colleges. Eligible dual enrollment course
16 programs include the running start and college in the high school
17 programs. One of the community colleges must be located in a county
18 with a population greater than 125,000 but less than 150,000.

19 (b) The office must subsidize the course costs by transmitting to
20 each of the three institutions of higher education \$1,000 per full-
21 time equivalent student during the 2022-23 academic year. For
22 eligible students who qualify for free or reduced-price meals and are
23 enrolled in running start courses, the pilot program must subsidize:

24 (i) Any student-voted fees, technology fees, course fees,
25 laboratory fees, or other fees required for enrollment, up to 17
26 credits per quarter, that were not waived by the institution of
27 higher education under RCW 28A.600.310; and

28 (ii) Textbooks and other course materials required by the
29 institution of higher education.

30 (c) Any funds remaining after the office subsidizes the costs
31 included in (b) of this subsection may be used to subsidize waived
32 fees or transportation costs for eligible students who qualify for
33 free or reduced-price meals and are enrolled in running start
34 courses.

35 (d) The office must submit a preliminary report to the
36 legislature by June 30, 2023, on the results of the pilot program. It
37 is the intent of the legislature to provide funding for a final
38 report due to the legislature by August 31, 2023.

39 (41) \$468,000 of the general fund—state appropriation for fiscal
40 year 2023 is provided solely for the office to contract with a

1 nonprofit organization to establish a workforce pilot program with
2 the Vancouver school district that provides targeted training to
3 expand the school district's candidate pool for school bus drivers
4 and paraeducators. The nonprofit organization must be based in
5 Vancouver, Washington and must have experience assisting individuals
6 in becoming economically self-sufficient by providing resources,
7 training, and job placement opportunities. By June 30, 2023, the
8 office will collaborate with the nonprofit organization and the
9 Vancouver school district to submit a report to the legislature with
10 results of the workforce pilot program and recommendations for
11 expanding the program.

12 (42) \$250,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for the office to contract with the
14 association of Washington school principals to provide support,
15 mentoring, mediation, and professional learning services to school
16 principals and assistant principals in the greater Seattle area.

17 (43) 50,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for implementation of Engrossed House
19 Bill No. 1973 (school board recordings). If the bill is not enacted
20 by June 30, 2022, the amount provided in this subsection shall lapse.

21 (44) \$1,000,000 of the general fund—state appropriation for
22 fiscal year 2023 is provided solely for the office to contract with a
23 nonprofit organization to implement a technology-based kindergarten
24 readiness program.

25 (a) The office must award the contract on a competitive basis to
26 a service provider that is a 501(c)(3) organization that has
27 demonstrated previous success in conducting technology-based school
28 readiness programs through independent, valid, and reliable
29 evaluations. The office must require the organization to submit
30 quarterly reports to the office regarding measures for student
31 participation and academic growth over the course of the program.

32 (b) An organization awarded a contract under this subsection may
33 be required to provide a total of \$500,000 in matching funds during
34 the term of the contract.

35 (c) The office may define eligibility for participation in the
36 technology-based kindergarten readiness program based on state need,
37 such as: Children from low-socioeconomic status households; children
38 in communities with high concentrations of English language learners;
39 or children residing in rural and remote areas.

1 (d) For the purposes of this section, "technology-based
2 kindergarten readiness program" is defined as a program that:

3 (i) Is designed to improve a child's transition into elementary
4 education and contains content in reading, math, and science;

5 (ii) Meets the American academy of pediatrics recommendation of
6 no more than one hour of screen time per day for preschool-age
7 children;

8 (iii) Is aligned with Washington and nationally recognized early
9 learning standards;

10 (iv) Is administered by a 501(c)(3) organization and provided in
11 the student's home;

12 (v) Includes a parental engagement and involvement component,
13 with support models provided in English, Spanish, and other languages
14 as needed; and

15 (vi) Includes an evaluation component with measures for student
16 academic growth over the course of the program.

17 (45) FEDERAL GRANTS FOR COVID-19 RECOVERY

18 (a) \$12,885,000 of the elementary and secondary school emergency
19 relief III account—federal appropriation from funds attributable to
20 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
21 117-2 is provided solely to administer a grant program for community-
22 based organizations to collaborate with school districts to support
23 learning recovery and acceleration.

24 (b) \$742,367,000 of the general fund—federal appropriation
25 (CRRSA/ESSER) from funds attributable to subsection 313(c), the
26 coronavirus response and relief supplemental appropriations act, P.L.
27 116-260, division M is provided solely for subgrants to local
28 education agencies. Total subgrants awarded under this subsection
29 (~~((+33))~~) (45)(b) and section 12, chapter 3, Laws of 2021 may not
30 exceed the federal amounts provided under subsection 313(c), the
31 coronavirus response and relief supplemental appropriations act, P.L.
32 116-260, division M.

33 (c)(i) \$46,263,000 of the general fund—federal appropriation
34 (CRRSA/GEER) is provided solely to provide emergency assistance to
35 nonpublic schools, as authorized in section 312(d), the coronavirus
36 response and relief supplemental appropriations act, P.L. 116-260,
37 division M. Total funds provided under this subsection (~~((+33))~~) (45)
38 (c)(i) and section 13, chapter 3, Laws of 2021 may not exceed the

1 federal amounts provided in section 312(d), the coronavirus response
2 and relief supplemental appropriations act, P.L. 116-260, division M.

3 (ii) \$43,708,000 of the general fund—federal appropriation (ARPA)
4 is provided solely to provide emergency assistance to nonpublic
5 schools, as authorized in section 2002, the American rescue plan act
6 of 2021, P.L. 117-2.

7 (d) \$1,333,801,000 of the elementary and secondary school
8 emergency relief III account—federal appropriation is provided solely
9 for allocations from funds attributable to subsection 2001(e)(2) the
10 American rescue plan act of 2021, P.L. 117-2 for subgrants to local
11 education agencies.

12 (e) \$333,450,000 of the elementary and secondary school emergency
13 relief III account—federal appropriation is provided solely for
14 allocations from funds attributable to subsection 2001(e)(1), the
15 American rescue plan act of 2021, P.L. 117-2 for subgrants to local
16 education agencies to address learning loss. Total funds provided
17 under this subsection (~~((33))~~) (45)(e) and section 1518(33)(b) of
18 this act for the same purpose may not exceed the funding authorized
19 in this subsection (~~((33))~~) (45)(e).

20 (f) \$18,525,000 of the elementary and secondary school emergency
21 relief III account—federal appropriation from funds attributable to
22 subsection 2001(f)(2), the American rescue plan act of 2021, P.L.
23 117-2 is provided solely for grants to entities or organizations to
24 provide outdoor education summer enrichment programs to youth.
25 Recipients must prioritize activities or programs that:

- 26 (i) Promote students connecting socially with their classmates;
- 27 (ii) Encourage students to engage in physical activity; and
- 28 (iii) Support families who have struggled with child care needs.

29 (g) \$18,525,000 of the elementary and secondary school emergency
30 relief III account—federal appropriation from funds attributable to
31 subsection 2001(f)(3), the American rescue plan act of 2021, P.L.
32 117-2 is provided solely to support evidence-based comprehensive
33 afterschool programs.

34 (h) \$10,000,000 of the elementary and secondary school emergency
35 relief III account—federal appropriation from funds attributable to
36 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
37 117-2 is provided solely for grants to districts to expand the number
38 of dual language classrooms in early grades and professional

1 development to accelerate literacy gains in early grades, especially
2 for English learners.

3 (i) \$4,000,000 of the elementary and secondary school emergency
4 relief III account—federal appropriation from funds attributable to
5 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
6 117-2 is provided solely for grants to school districts to expand
7 career and technical education graduation pathway options, including
8 career-connected learning opportunities.

9 (j) \$4,000,000 of the elementary and secondary school emergency
10 relief III account—federal appropriation from funds attributable to
11 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
12 117-2 is provided solely for grants for supplies, equipment,
13 staffing, and services to increase access to summer meals and safe
14 school meals in the 2021-22 school year and summer prior to the start
15 of the school year.

16 (k) \$60,000 of the elementary and secondary school emergency
17 relief III account—federal appropriation from funds attributable to
18 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.
19 117-2 is provided solely to support a technical advisory workgroup to
20 explore and recommend residency options for pre-service educators,
21 with a focus on educators of color and bilingual speakers and how the
22 apportionment system could support a teacher residency initiative.
23 The workgroup will provide preliminary recommendations by November 1,
24 2021, and final recommendations by November 1, 2022.

25 (l) \$78,172,000 of the general fund—federal appropriation is
26 provided solely for allocations from federal funding in response to
27 the COVID-19 pandemic as authorized in section 18003, the coronavirus
28 aid, relief, and economic security act, P.L. 116-136, division B.
29 Total funds provided under this subsection (~~((+33))~~) (45)(l) and
30 amounts expended in the 2019-2021 fiscal biennium for the same
31 purpose may not exceed the federal amounts provided in section 18003,
32 the coronavirus response and relief supplemental appropriation act,
33 P.L. 116-136, division B.

34 (m) \$10,000,000 of the elementary and secondary school emergency
35 relief III account—federal appropriation from funds attributable to
36 subsection 2001(b), the American rescue plan act of 2021, P.L. 117-2,
37 is provided solely for the office of the superintendent of public
38 instruction to contract with the Washington school principals'
39 education foundation to support pandemic related learning loss

1 through outdoor learning and overnight camp experiences. The
2 association, in consultation with the office, must provide grants to
3 school districts that partner with an accredited residential outdoor
4 school to provide up to 20,000 fifth and sixth grade students with up
5 to five days of outdoor learning at an overnight camp. Prioritization
6 must be given to schools that have been identified for improvement
7 and students who are most impacted by opportunity gaps as determined
8 by measures of the Washington school improvement framework. Outdoor
9 schools must provide curriculum that is aligned to state learning
10 standards and provide opportunities for accelerated learning,
11 including career connected learning in field based environmental
12 science, technology, engineering, and math. Funds may be used by
13 residential outdoor schools for operational activities necessary for
14 reopening.

15 (n) (~~(\$12,000,000)~~) \$12,141,000 of the elementary and secondary
16 school emergency relief III account—federal appropriation from funds
17 attributable to subsection 2001(b), the American rescue plan act of
18 2021, P.L. 117-2, is provided solely for the purposes of identifying
19 children and youth experiencing homelessness and providing children
20 and youth experiencing homelessness with:

21 (i) Wrap-around services due to the challenges of the COVID-19
22 public health emergency; and

23 (ii) Assistance needed to enable children and youth experiencing
24 homelessness to attend school and participate fully in school
25 activities.

26 (o) \$27,375,000 of the general fund—state appropriation for
27 fiscal year 2022, (~~(\$79,485,000)~~) \$79,689,000 of the general fund—
28 federal appropriation (CRRSA/ESSER), and \$93,140,000 of the
29 elementary and secondary school emergency relief III account—federal
30 appropriation are provided solely for the office of the
31 superintendent of public instruction to administer grants for the
32 purposes of learning recovery and acceleration. Allowable uses of the
33 funds are limited to:

34 (i) One-time contracts for classified, certificated, or
35 administrative staff who will provide tiered academic and social-
36 emotional supports to students most impacted by the disruption of in-
37 person learning, including locating and reengaging students who have
38 disengaged from school, one-on-one and small-group instruction, and
39 other intensive learning supports;

1 (ii) Professional learning for educators focused on learning
2 recovery and acceleration, including assessing student learning and
3 social-emotional needs, transitioning to standards-based curricula
4 and grading, adopting competency or mastery-based options
5 specifically for credit retrieval purposes, and family and student
6 engagement strategies;

7 (iii) Procuring assessment or data systems that provide
8 actionable just-in-time data regarding student progress throughout
9 the school year; and

10 (iv) Direct supports to students to improve school engagement and
11 accelerate learning.

12 NEW SECTION. **Sec. 523.** A new section is added to 2021 c 334
13 (uncodified) to read as follows:

14 **2021-22 ENROLLMENT STABILIZATION**

15 (1) If a local education agency's combined state revenue
16 generated in the 2021-22 school year is less than what its combined
17 state revenue would be using the local education agency's budgeted
18 2021-22 annual average enrollment values used for December 2021
19 apportionment, then the superintendent of public instruction must
20 provide a budgeted enrollment stabilization amount to the local
21 education agency in the 2021-22 school year.

22 (2) The definitions in this subsection apply throughout this
23 section unless the context clearly requires otherwise.

24 (a) "Combined state revenue" means the combined amount from the
25 following allocations to local education agencies:

26 (i) General apportionment allocations as described in RCW
27 28A.150.260;

28 (ii) Special education allocations as described in RCW
29 28A.150.390. Allocations for special education enrollment above
30 2021-22 levels in kindergarten through 12th grades must be based on
31 an excess cost multiplier of 0.995;

32 (iii) Learning assistance program allocations as described in RCW
33 28A.150.260(10)(a). Learning assistance program allocations based on
34 2019-20 enrollments must include the prior years' free or reduced
35 price meal percentages used for allocations in the 2020-21 school
36 year;

37 (iv) Transitional bilingual program allocations as described in
38 RCW 28A.150.260(10)(b);

- 1 (v) Highly capable program allocations as described in RCW
2 28A.150.260(10)(c);
- 3 (vi) Career and technical education and skill centers allocations
4 as described in RCW 28A.150.260 (4)(c), (7), and (9);
- 5 (vii) Allocations to support institutional education for
6 residential schools as defined by RCW 28A.190.005 and of juveniles in
7 detention facilities as identified by RCW 28A.190.010;
- 8 (viii) Dropout reengagement program allocations for eligible
9 students under RCW 28A.175.100;
- 10 (ix) Alternative learning experience allocations as described in
11 RCW 28A.232.020; and
- 12 (x) Running start allocations as described in RCW 28A.600.310.
- 13 (b) "Local education agency" means a school district, charter
14 school, or state-tribal education compact school established under
15 chapter 28A.715 RCW.
- 16 (c) "Budgeted enrollment stabilization amount" is equal to a
17 local education agency's combined state revenue that would be
18 generated using the local education agency's budgeted annual average
19 enrollment values for the 2021-22 school year used for December 2021
20 apportionment minus its combined state revenue generated in the
21 2021-22 school year based on actual annual average enrollment values,
22 if the difference is greater than zero, capped at the local education
23 agency's proportional stabilization amount based on 2019-20
24 enrollment.
- 25 (c) "Proportional enrollment stabilization amount based on
26 2019-20 enrollment" for a local education agency is equal to the
27 statewide net enrollment impact based on 2019-20 enrollment
28 multiplied by its local education agency low enrollment impact based
29 on 2019-20 enrollment divided by the statewide low enrollment impact
30 based on 2019-20 enrollment.
- 31 (d) "Local education agency low enrollment impact based on
32 2019-20 enrollment" is equal to a local education agency's combined
33 state revenue that would be generated using 2019-20 annual average
34 enrollment values and formulas in place for the 2021-22 school year
35 minus its combined state revenue generated in the 2021-22 school
36 year, if the difference is greater than zero.
- 37 (e) "Statewide low enrollment impact based on 2019-20 enrollment"
38 is the sum of local education agency low enrollment impacts based on
39 2019-20 enrollment for all local education agencies.

1 (f) "Statewide net enrollment impact based on 2019-20 enrollment"
2 is equal to the combined state revenue that would be generated
3 statewide using 2019-20 annual average enrollment values and formulas
4 in place for the 2021-22 school year minus the combined state revenue
5 generated statewide in the 2021-22 school year.

6 (3) Enrollment stabilization amounts allocated under this section
7 are not part of the state's program of basic education but may be
8 used for any allowable cost within any of the programs.

(End of part)

PART VI
HIGHER EDUCATION

Sec. 601. 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>\$745,785,000</u>
General Fund—State Appropriation (FY 2023)	((\$768,651,000))
	<u>\$804,957,000</u>
Community/Technical College Capital Projects	
Account—State Appropriation	\$22,436,000
Education Legacy Trust Account—State Appropriation	((\$159,208,000))
	<u>\$159,394,000</u>
Workforce Education Investment Account—State	
Appropriation	((\$219,259,000))
	<u>\$239,140,000</u>
TOTAL APPROPRIATION	((\$1,912,112,000))
	<u>\$1,971,712,000</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 to the governor and to the appropriate policy and fiscal committees of the legislature under RCW 43.01.036 regarding implementation of this section, listing the scope of grant awards, the distribution of funds by educational sector and region of the state, and the results of the partnerships supported by these funds.

1 (3) \$425,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$425,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for Seattle Central College's
4 expansion of allied health programs.

5 (4) (a) \$5,250,000 of the general fund—state appropriation for
6 fiscal year 2022 and \$5,250,000 of the general fund—state
7 appropriation for fiscal year 2023 are provided solely for the
8 student achievement initiative.

9 (b) By December 1, 2021, the state board for community and
10 technical colleges must report to the appropriate committees of the
11 legislature an update on the student achievement initiative
12 including, but not limited to, the following:

13 (i) Annual change in student achievement initiative funds by
14 institution;

15 (ii) Student achievement initiative funds awarded by college by
16 performance funding category including basic skills, first 15 and 30
17 credits, retention, and completion;

18 (iii) Impact of guided pathways implementation on student
19 achievement initiative awards; and

20 (iv) Any additional private or foundation dollars invested in the
21 student achievement initiative.

22 (5) \$1,610,000 of the general fund—state appropriation for fiscal
23 year 2022, and \$1,610,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the mathematics,
25 engineering, and science achievement program.

26 (6) \$1,500,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$1,500,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for operating a fabrication
29 composite wing incumbent worker training program to be housed at the
30 Washington aerospace training and research center.

31 (7) \$100,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$100,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for the aerospace center of
34 excellence currently hosted by Everett community college to:

35 (a) Increase statewide communications and outreach between
36 industry sectors, industry organizations, businesses, K-12 schools,
37 colleges, and universities;

38 (b) Enhance information technology to increase business and
39 student accessibility and use of the center's web site; and

1 (c) Act as the information entry point for prospective students
2 and job seekers regarding education, training, and employment in the
3 industry.

4 (8) (~~(\$20,759,000)~~) \$21,428,000 of the general fund—state
5 appropriation for fiscal year 2022 and (~~(\$21,154,000)~~) \$21,920,000 of
6 the general fund—state appropriation for fiscal year 2023 are
7 provided solely for the implementation of the college affordability
8 program as set forth in RCW 28B.15.066.

9 (9) Community and technical colleges are not required to send
10 mass mailings of course catalogs to residents of their districts.
11 Community and technical colleges shall consider lower cost
12 alternatives, such as mailing postcards or brochures that direct
13 individuals to online information and other ways of acquiring print
14 catalogs.

15 (10) The state board for community and technical colleges shall
16 not use funds appropriated in this section to support intercollegiate
17 athletics programs.

18 (11) \$157,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$157,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the Wenatchee Valley college
21 wildfire prevention program.

22 (12) \$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 Puget Sound welcome back
25 center at Highline College to create a grant program for
26 internationally trained individuals seeking employment in the
27 behavioral health field in Washington state.

28 (13) \$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 for increased enrollments in the
31 integrated basic education and skills training program. Funding will
32 support approximately 120 additional full-time equivalent enrollments
33 annually.

34 (14) (a) The state board must provide quality assurance reports on
35 the ctcLink project at the frequency directed by the office of chief
36 information officer for review and for posting on its information
37 technology project dashboard.

38 (b) The state board must develop a technology budget using a
39 method similar to the state capital budget, identifying project

1 costs, funding sources, and anticipated deliverables through each
2 stage of the investment and across fiscal periods and biennia from
3 project initiation to implementation. The budget must be updated at
4 the frequency directed by the office of chief information officer for
5 review and for posting on its information technology project
6 dashboard.

7 (c) The office of the chief information officer may suspend the
8 ctcLink project at any time if the office of the chief information
9 officer determines that the project is not meeting or is not expected
10 to meet anticipated performance measures, implementation timelines,
11 or budget estimates. Once suspension or termination occurs, the state
12 board shall not make additional expenditures on the ctcLink project
13 without approval of the chief information officer. The ctcLink
14 project funded through the community and technical college innovation
15 account created in RCW 28B.50.515 is subject to the conditions,
16 limitations, and review provided in section 701 of this act.

17 (15) \$216,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$216,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the opportunity center for
20 employment and education at North Seattle College.

21 (16) \$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 Highline College to
24 implement the Federal Way higher education initiative in partnership
25 with the city of Federal Way and the University of Washington Tacoma
26 campus.

27 (17) \$350,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$350,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for Peninsula College to
30 maintain the annual cohorts of the specified programs as follows:

- 31 (a) Medical assisting, 40 students;
- 32 (b) Nursing assistant, 60 students; and
- 33 (c) Registered nursing, 32 students.

34 (18) \$338,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$338,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the Washington state labor
37 education and research center at South Seattle College.

38 (19) \$150,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$150,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the aerospace and advanced
2 manufacturing center of excellence hosted by Everett Community
3 College to develop a semiconductor and electronics manufacturing
4 branch in Vancouver.

5 (20) \$15,220,000 of the workforce education investment account—
6 state appropriation is provided solely for college operating costs,
7 including compensation and central services, in recognition that
8 these costs exceed estimated increases in undergraduate operating fee
9 revenue as a result of RCW 28B.15.067.

10 (21) \$15,220,000 of the workforce education investment account—
11 state appropriation is provided solely for employee compensation,
12 academic program enhancements, student support services, and other
13 institutional priorities that maintain a quality academic experience
14 for Washington students.

15 (22) \$1,500,000 of the general fund—state appropriation for
16 fiscal year 2022, \$1,500,000 of the general fund—state appropriation
17 for fiscal year 2023, and \$75,847,000 of the workforce education
18 investment account—state appropriation are provided solely for
19 statewide implementation of guided pathways at each of the state's
20 community and technical colleges or similar programs designed to
21 improve student success, including, but not limited to, academic
22 program redesign, student advising, and other student supports.

23 (23) \$100,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$100,000 of the general fund—state appropriation for
25 fiscal 2023 are provided solely for a reentry navigator position at
26 Olympic College to assist formerly incarcerated people gain
27 admittance into college. A report shall be submitted to the
28 legislature by December 1, 2022, on admittance rates on formerly
29 incarcerated individuals, effective methods of contact and engagement
30 of formerly incarcerated individuals, and how guided pathways can be
31 assisted with reentry navigator positions.

32 (24) \$40,800,000 of the workforce education investment account—
33 state appropriation is provided solely to continue to fund nurse
34 educator salaries.

35 (25) \$40,000,000 of the workforce education investment account—
36 state appropriation is provided to continue to fund high-demand
37 program faculty salaries, including but not limited to nurse
38 educators, other health-related professions, information technology,
39 computer science, and trades.

1 (26) \$8,000,000 of the workforce education investment account—
2 state appropriation is provided solely for the state board for
3 community and technical colleges to expand high-demand and career
4 launch enrollments, as provided under RCW 28C.30.020. Within the
5 amounts provided in this subsection (26):

6 (a) \$6,000,000 of the amounts in this subsection (26) are
7 provided for expansion of career launch enrollments, as provided
8 under RCW 28C.30.020.

9 (b) \$2,000,000 of the amounts in this subsection (26) are
10 provided for expansion of enrollments in high demand programs. These
11 programs include, but are not limited to, allied health, computer and
12 information science, manufacturing, and other fields identified by
13 the state board for community and technical colleges.

14 (c) The state board for community and technical colleges may
15 transfer amounts between (a) and (b) of this subsection (26) if
16 either program does not have sufficient demand to spend the allocated
17 funding. Any transfer must be approved by the state board for
18 community and technical colleges and the office of financial
19 management.

20 (27) \$750,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$750,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely to the state board for community
23 and technical colleges to support the completion of the English 101
24 curriculum review to remove barriers to student success. A report
25 should be submitted to the appropriate committees of the legislature
26 under RCW 43.01.036 by June 30, 2023, or upon the completion of the
27 English 101 review to report on lessons learned, best practices, and
28 recommendations for completion of additional curricula reviews.

29 (28) \$8,000,000 of the workforce education investment account—
30 state appropriation is provided solely for the emergency assistance
31 grant program in RCW 28B.50.295.

32 (29) \$10,000 of the general fund—state appropriation for fiscal
33 year 2022 is provided solely for the state board for community and
34 technical colleges to coordinate with the Washington student
35 achievement council task force as described in section 612(6) of this
36 act to provide the following running start data for fiscal year 2019,
37 fiscal year 2020, and fiscal year 2021, for each community and
38 technical college:

1 (a) The total number of running start students served by
2 headcount and full-time equivalent;

3 (b) The total amount of running start revenue received through
4 apportionment as allocated with the running start rate by the office
5 of the superintendent of public instruction through local school
6 districts;

7 (c) Course completion rates for running start students;

8 (d) A list of courses by two-digit classification of
9 instructional program code and the number of running start students
10 in each course;

11 (e) A list of career and technical education area courses and the
12 number of running start students in each course;

13 (f) The number of students at each community or technical college
14 receiving complete fee waivers as required by RCW 28A.600.310(3)(a);
15 and

16 (g) The method used by each college to determine running start
17 fee waiver eligibility, including any policies adopted by the college
18 or its program.

19 (30) \$16,000 of the general fund—state appropriation for fiscal
20 year 2022 and \$91,000 of the general fund—state appropriation for
21 fiscal year 2023 are provided solely for implementation of Second
22 Substitute House Bill No. 1044 (prison to postsecondary ed.). (~~If~~
23 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
24 ~~this subsection shall lapse.~~)

25 (31) \$516,000 of the general fund—state appropriation for fiscal
26 year 2022 and \$516,000 of the general fund—state appropriation for
27 fiscal year 2023 are provided solely for implementation of Substitute
28 House Bill No. 1166 (college students pilot). (~~If the bill is not~~
29 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
30 ~~shall lapse.~~)

31 (32) \$350,000 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 (33) \$2,048,000 of the general fund—state appropriation for
37 fiscal year 2022 and \$1,119,000 of the general fund—state
38 appropriation for fiscal year 2023 are provided solely for
39 implementation of Engrossed Second Substitute Senate Bill No. 5227

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

3 (34) \$15,848,000 of the workforce education investment account—
4 state appropriation is provided solely for implementation of
5 Engrossed Second Substitute Senate Bill No. 5194 (equity and access
6 in higher education). (~~If the bill is not enacted by June 30, 2021,~~
7 ~~the amount provided in this subsection shall lapse.~~)

8 (35) \$3,750,000 of the workforce education investment account—
9 state appropriation is provided solely for a grant pool that would be
10 available to all 34 community and technical colleges that offer
11 commercial driving license trainings. The state board for community
12 and technical colleges must collaborate with the department of
13 corrections and the department of licensing to develop a prerelease
14 commercial driving license pilot program.

15 (36) \$5,800,000 of the workforce education investment account—
16 state appropriation is provided solely for grants for nursing
17 programs to purchase or upgrade simulation laboratory equipment.

18 (37) \$7,018,000 of the workforce education investment account—
19 state appropriation is provided solely for additional cybersecurity
20 enrollments.

21 (38) \$205,000 of the workforce education investment account—state
22 appropriation is provided solely for the cybersecurity center for
23 excellence.

24 (39) \$1,000,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$7,000,000 of the general fund—state
26 appropriation for fiscal year 2023 is provided solely for health care
27 workforce grants for students.

28 (40) \$2,720,000 of the general fund—state appropriation for
29 fiscal year 2023 is provided solely for each community and technical
30 college to contract with a community-based organization to assist
31 with financial aid access and support.

32 (41) In addition to the homeless student assistance pilot program
33 sites funded in subsection (31) of this section, \$2,932,000 of the
34 general fund—state appropriation for fiscal year 2023 is provided
35 solely for the expansion of the program in RCW 28B.50.916 to all
36 community colleges.

37 (42) \$3,072,000 of the workforce education investment account—
38 state appropriation is provided solely for refugee education. The
39 state board for community and technical colleges will expand existing

1 programming to enable colleges and community-based organizations to
2 build educational pathways that will address the specific and varied
3 needs of Afghan refugees and connect refugees to other state
4 resources.

5 (43) \$4,146,000 of the general fund—state appropriation for
6 fiscal year 2023 is provided solely for institution compensation
7 costs in recognition that these costs exceed estimated increases in
8 undergraduate operating fee revenue.

9 (44) \$3,760,000 of the general fund—state appropriation for
10 fiscal year 2023 is provided solely for nursing education, to
11 increase the number of nursing slots and graduates, and to purchase
12 two simulation vans.

13 (45) (a) \$75,000 of the general fund—state appropriation for
14 fiscal year 2023 is provided solely for the state board in
15 collaboration with the dental industry to report on strategies to
16 support and transform the education and training of the dental
17 hygiene and dental assistant professions.

18 (b) The report shall include, but is not limited to,
19 recommendations on the following topics:

20 (i) Examining options to enhance workforce diversity;

21 (ii) Reducing barriers to entry; and

22 (iii) Proposing changes for education program sustainability.

23 (c) The state board must solicit input and collaborate on the
24 report with a representative from a dental association, a
25 representative from a hygienist association, an expert in dental
26 hygiene education, a representative from the dental assistant
27 profession, and a representative from the dental benefits industry.

28 (d) The report must be submitted to the legislature pursuant to
29 RCW 43.01.036 by December 1, 2022.

30 (46) \$30,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$243,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for Renton Technical College to
33 establish a pilot program to increase outreach and participation in
34 running start and adult education programs. A report on participation
35 rates and student engagement must be submitted to the appropriate
36 committees of the legislature pursuant to RCW 43.01.036 by December
37 1, 2022.

38 (47) \$146,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for implementation of Engrossed House

1 Bill No. 1687 (college bound scholar./gpa). If the bill is not
2 enacted by June 30, 2022, the amount in this subsection shall lapse.

3 (48) \$170,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Second Substitute
5 House Bill No. 1751 (hazing prevention). If the bill is not enacted
6 by June 30, 2022, the amount in this subsection shall lapse.

7 (49) \$36,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for implementation of Substitute House
9 Bill No. 2019 (careers in retail). If the bill is not enacted by June
10 30, 2022, the amount in this subsection shall lapse.

11 (50) \$1,500,000 of the general fund—state appropriation for
12 fiscal year 2023 is provided solely for implementation of Second
13 Substitute House Bill No. 1835 (postsecondary enrollment). If the
14 bill is not enacted by June 30, 2022, the amount in this subsection
15 shall lapse.

16 **Sec. 602.** 2021 c 334 s 606 (uncodified) is amended to read as
17 follows:

18 **FOR THE UNIVERSITY OF WASHINGTON**

19	General Fund—State Appropriation (FY 2022).	((\$394,246,000))
20		<u>\$391,768,000</u>
21	General Fund—State Appropriation (FY 2023).	((\$403,164,000))
22		<u>\$411,744,000</u>
23	Aquatic Lands Enhancement Account—State	
24	Appropriation.	\$1,619,000
25	University of Washington Building Account—State	
26	Appropriation.	\$1,546,000
27	Education Legacy Trust Account—State Appropriation. . . .	\$36,708,000
28	Economic Development Strategic Reserve Account—State	
29	Appropriation.	\$3,094,000
30	Biotoxin Account—State Appropriation.	\$605,000
31	Dedicated Marijuana Account—State Appropriation	
32	(FY 2022).	\$263,000
33	Dedicated Marijuana Account—State Appropriation	
34	(FY 2023).	\$263,000
35	Accident Account—State Appropriation.	\$7,874,000
36	Medical Aid Account—State Appropriation.	\$7,468,000
37	Workforce Education Investment Account—State	
38	Appropriation.	((\$49,853,000))

1		<u>\$51,853,000</u>
2	Geoduck Aquaculture Research Account—State	
3	Appropriation.	\$15,000
4	TOTAL APPROPRIATION.	((\$906,718,000))
5		<u>\$914,820,000</u>

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

8 (1) ~~((\$43,087,000))~~ \$44,474,000 of the general fund—state
9 appropriation for fiscal year 2022 and ~~((\$43,905,000))~~ \$45,497,000 of
10 the general fund—state appropriation for fiscal year 2023 are
11 provided solely for the implementation of the college affordability
12 program as set forth in RCW 28B.15.066.

13 (2) \$200,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$200,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for labor archives of
16 Washington. The university shall work in collaboration with the state
17 board for community and technical colleges.

18 (3) \$8,000,000 of the education legacy trust account—state
19 appropriation is provided solely for the family medicine residency
20 network at the university to maintain the number of residency slots
21 available in Washington.

22 (4) The university must continue work with the education research
23 and data center to demonstrate progress in computer science and
24 engineering enrollments. By September 1st of each year, the
25 university shall provide a report including but not limited to the
26 cost per student, student completion rates, and the number of low-
27 income students enrolled in each program, any process changes or
28 best-practices implemented by the university, and how many students
29 are enrolled in computer science and engineering programs above the
30 prior academic year.

31 (5) \$14,000,000 of the education legacy trust account—state
32 appropriation is provided solely for the expansion of degrees in the
33 department of computer science and engineering at the Seattle campus.

34 (6) \$3,062,000 of the economic development strategic reserve
35 account—state appropriation is provided solely to support the joint
36 center for aerospace innovation technology.

37 (7) The University of Washington shall not use funds appropriated
38 in this section to support intercollegiate athletics programs.

1 (8) \$7,345,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$7,345,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for the continued operations and
4 expansion of the Washington, Wyoming, Alaska, Montana, Idaho medical
5 school program.

6 (9) \$2,625,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$2,625,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the institute for stem cell
9 and regenerative medicine. Funds appropriated in this subsection must
10 be dedicated to research utilizing pluripotent stem cells and related
11 research methods.

12 (10) \$500,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$500,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided to the University of Washington to
15 support youth and young adults experiencing homelessness in the
16 university district of Seattle. Funding is provided for the
17 university to work with community service providers and university
18 colleges and departments to plan for and implement a comprehensive
19 one-stop center with navigation services for homeless youth; the
20 university may contract with the department of commerce to expand
21 services that serve homeless youth in the university district.

22 (11) \$1,200,000 of the general fund—state appropriation for
23 fiscal year 2022 and \$1,800,000 of the general fund—state
24 appropriation for fiscal year 2023 are provided solely for the adult
25 psychiatry residency program at the University of Washington to offer
26 additional residency positions that are approved by the accreditation
27 council for graduate medical education.

28 (12) \$172,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$172,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for a University of Washington
31 study in the south Cascades to determine current wolf use and
32 density, and to gather baseline data to understand the effects of
33 wolf recolonization on predator-prey dynamics of species that
34 currently have established populations in the area.

35 (a) The study objectives shall include:

36 (i) Determination of whether wolves have started to recolonize a
37 5,000 square kilometer study area in the south Cascades of
38 Washington, and if so, an assessment of their distribution over the
39 landscape as well as their health and pregnancy rates;

1 (ii) Baseline data collection, if wolves have not yet established
2 pack territories in this portion of the state, that will allow for
3 the assessment of how the functional densities and diets of wolves
4 across the landscape will affect the densities and diets in the
5 following predators and prey: Coyote, cougar, black bear, bobcat, red
6 fox, wolverine, elk, white tailed deer, mule deer, moose, caribou,
7 and snowshoe hare;

8 (iii) Examination of whether the microbiome of each species
9 changes as wolves start to occupy suitable habitat; and

10 (iv) An assessment of the use of alternative wildlife monitoring
11 tools to cost-effectively monitor size of the wolf population over
12 the long-term.

13 (b) A report on the findings of the study shall be shared with
14 the Washington department of fish and wildlife.

15 (13) (a) \$20,000,000 of the general fund—state appropriation for
16 fiscal year 2022 and \$20,000,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely to support the
18 operations and teaching mission of the Harborview Medical Center and
19 the University of Washington Medical Center.

20 (b) By December 1, 2022, the University of Washington must report
21 to the appropriate committees of the legislature the impact of the
22 funding in (a) of this subsection on the fiscal position of
23 Harborview medical center and the University of Washington medical
24 center in the 2021-2023 fiscal biennium. To ensure transparency,
25 consistency, accuracy, and clarity, the report must:

26 (i) Follow generally accepted accounting principles;

27 (ii) Use generally accepted terms and define those terms;

28 (iii) Provide data on revenue and expenses, using standard
29 formats already in existence, such as comprehensive hospital abstract
30 reporting system (CHARS) data, and delineated by functional areas of
31 state government;

32 (iv) Incorporate wherever possible publicly available data, as a
33 public institution including, but not limited to, the following
34 sources:

35 (A) CHARS;

36 (B) Comprehensive annual financial reports; and

37 (C) The most recent independent auditor report, including
38 financial statements connected to the report; and

39 (v) Provide supporting documentation.

1 (14) \$1,000,000 of the general fund—state appropriation for
2 fiscal year 2022 and \$1,000,000 of the general fund—appropriation for
3 fiscal year 2023 are provided solely for the University of
4 Washington's psychiatry integrated care training program.

5 (15) \$426,000 of the general fund—state appropriation for fiscal
6 year 2022 and \$640,000 of the general fund—state appropriation for
7 fiscal year 2023 are provided solely for child and adolescent
8 psychiatry residency positions that are approved by the accreditation
9 council for graduate medical education, as provided in RCW
10 28B.20.445.

11 (16) \$1,000,000 of the general fund—state appropriation for
12 fiscal year 2022 and \$1,000,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for the
14 University of Washington School of Dentistry to support its role as a
15 major oral health provider to individuals covered by medicaid and the
16 uninsured.

17 (17) \$200,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$200,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for the pre-law pipeline and
20 social justice program at the University of Washington-Tacoma.

21 (18) \$226,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$226,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for the university's neurology
24 department to create a telemedicine program to disseminate dementia
25 care best practices to primary care practitioners using the project
26 ECHO model. The program shall provide a virtual connection for
27 providers and content experts and include didactics, case
28 conferences, and an emphasis on practice transformation and systems-
29 level issues that affect care delivery. The initial users of this
30 program shall include referral sources in health care systems and
31 clinics, such as the university's neighborhood clinics and Virginia
32 Mason Memorial in Yakima with a goal of adding 15 to 20 providers
33 from smaller clinics and practices per year.

34 (19) \$102,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$102,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the university's center for
37 international trade in forest products.

38 (20) \$625,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$625,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the Latino center for
2 health.

3 (21) \$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 a firearm policy research
6 program. The program will:

7 (a) Support investigations of firearm death and injury risk
8 factors;

9 (b) Evaluate the effectiveness of state firearm laws and
10 policies;

11 (c) Assess the consequences of firearm violence; and

12 (d) Develop strategies to reduce the toll of firearm violence to
13 citizens of the state.

14 (22) \$463,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$400,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for the climate impacts group in
17 the college of the environment.

18 (23) \$225,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$75,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the climate impacts group in
21 the college of the environment to provide an updated climate impacts
22 risk assessment designed to inform future updates to the statewide
23 climate resilience strategy. The group must coordinate with the
24 office of the governor to refine the scope of assessment. The final
25 report and associated deliverables must be completed and submitted to
26 the governor and appropriate committees of the legislature by
27 December 15, 2022.

28 (24) \$300,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$300,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the college of education to
31 collaborate with teacher preparation programs and the office of the
32 superintendent of public instruction to develop open access climate
33 science educational curriculum for use in teacher preparation
34 programs.

35 (25) \$300,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$300,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for the Harry Bridges center for
38 labor studies. The center shall work in collaboration with the state
39 board for community and technical colleges.

1 (26) \$21,461,000 of the workforce education investment account—
2 state appropriation is provided solely for institution operating
3 costs, including compensation and central services, in recognition
4 that these costs exceed estimated increases in undergraduate
5 operating fee revenue as a result of RCW 28B.15.067.

6 (27) \$8,000,000 of the workforce education investment account—
7 state appropriation is provided solely for employee compensation,
8 academic program enhancements, student support services, and other
9 institutional priorities that maintain a quality academic experience
10 for Washington students.

11 (28) \$8,000,000 of the workforce education investment account—
12 state appropriation is provided solely to maintain degree production
13 in the college of engineering at the Seattle campus.

14 (29) \$1,000,000 of the workforce education investment account—
15 state appropriation is provided solely to maintain the Washington
16 state academic redshirt program.

17 (30) \$2,700,000 of the workforce education investment account—
18 state appropriation is provided solely to maintain degree capacity
19 and undergraduate enrollments in engineering, mathematics, and
20 science programs to support the biomedical innovation partnership
21 zone at the Bothell campus.

22 (31) \$3,268,000 of the workforce education investment account—
23 state appropriation is provided solely to maintain bachelor of
24 science programs in mechanical and civil engineering to support
25 increased student and local employer demand for graduates in these
26 fields at the Tacoma campus.

27 (32) \$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 Washington mathematics,
30 engineering, science achievement programs to provide enrichment
31 opportunities in mathematics, engineering, science, and technology to
32 students who are traditionally underrepresented in these programs.

33 (33) \$75,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$75,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for a community care coordinator
36 for transitional-age youth for the doorway project in partnership
37 with the Seattle campus.

38 (34) \$4,000,000 of the workforce education investment account—
39 state appropriation is provided solely for the expansion of the Paul

1 G. Allen school of computer science and engineering in order to award
2 an additional 100 degrees per year focusing on traditionally
3 underrepresented students. A report on degrees awarded must be
4 submitted to the appropriate committees of the legislature June 30,
5 2022, and June 30, 2023.

6 (35) \$45,000 of the general fund—state appropriation for fiscal
7 year 2022 is provided solely for the community immersion law
8 enforcement project at the Tacoma campus.

9 (36) (a) \$200,000 of the general fund—state appropriation for
10 fiscal year 2022 is provided solely for research to determine the use
11 and effectiveness of restorative justice, including for hate crime
12 victims and individuals who commit hate crimes. Researchers shall
13 engage in listening sessions with impacted communities, which must
14 include tribal governments and community-based organizations.
15 Researchers shall consult with judges, prosecutors, defense
16 attorneys, victim advocates, impacted communities, and community
17 based restorative justice agencies to inform whether restorative
18 justice would be an effective public policy option to:

19 (i) Provide healing support for individual hate crime victims and
20 their communities;

21 (ii) Provide accountability processes for individuals who commit
22 hate crimes;

23 (iii) Provide opportunities for individuals who commit hate
24 crimes to learn about the impact of their crimes and repair the
25 damage;

26 (iv) Repair interpersonal and communal relationships;

27 (v) Reduce hate crime offender recidivism; and

28 (vi) Determine if restorative justice could be equally available
29 to all victims and communities.

30 (b) The researcher shall provide a report to the relevant
31 committees of the legislature under RCW 43.01.036 by December 1,
32 2021. The report must include best practice recommendations for
33 establishing a restorative justice program and required data
34 collection to address hate crimes in Washington. The report shall
35 include how restorative justice recommendations can be implemented in
36 conjunction with the recommendations of the hate crime advisory
37 working group established in RCW 43.10.300.

38 (37) \$250,000 of the general fund—state appropriation for fiscal
39 year 2022 is provided solely for scholarships to students in the

1 applied child and adolescent psychology masters program. Priority
2 should be given to traditionally underrepresented students and those
3 students who are bilingual.

4 (38) \$200,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$200,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely to expand a series of online
7 courses related to behavioral health and student well-being that are
8 currently offered at the Bothell campus for school district staff.
9 The standards for the courses must be consistent with knowledge,
10 skill, and performance standards related to mental health and well-
11 being of public school students. The online courses must provide:

12 (a) Foundational knowledge in behavioral health, mental health,
13 and mental illness;

14 (b) Information on how to assess, intervene upon, and refer
15 behavioral health and intersection of behavioral health and substance
16 use issues; and

17 (c) Approaches to promote health and positively influence student
18 health behaviors.

19 (39) To ensure transparency and accountability, in the 2021-2023
20 fiscal biennium the University of Washington shall comply with any
21 and all financial and accountability audits by the Washington state
22 auditor including any and all audits of university services offered
23 to the general public, including those offered through any public-
24 private partnership, business venture, affiliation, or joint venture
25 with a public or private entity, except the government of the United
26 States. The university shall comply with all state auditor requests
27 for the university's financial and business information including the
28 university's governance and financial participation in these public-
29 private partnerships, business ventures, affiliations, or joint
30 ventures with a public or private entity. In any instance in which
31 the university declines to produce the information to the state
32 auditor, the university will provide the state auditor a brief
33 summary of the documents withheld and a citation of the legal or
34 contractual provision that prevents disclosure. The summaries must be
35 compiled into a report by the state auditor and provided on a
36 quarterly basis to the legislature.

37 (40) \$50,000 of the general fund—state appropriation for fiscal
38 year 2022 is provided solely for the department of environmental and
39 occupational health sciences to provide an air quality report. The

1 report will study the relationship between indoor and outdoor
2 ultrafine particle air quality at sites with vulnerable populations,
3 such as schools or locations underneath flight paths within 10 miles
4 of Sea-Tac airport. The report recommendations must include an item
5 addressing filtration systems at select locations with vulnerable
6 populations. The report shall be submitted to the house environment
7 and energy committee and the senate environment, energy and
8 technology committee by December 15, 2021.

9 (41) \$100,000 of the general fund—state appropriation for fiscal
10 year 2022 and (~~(\$100,000)~~) \$200,000 of the general fund—state
11 appropriation for fiscal year 2023 are provided solely for the Burke
12 museum of natural history and culture to make education programs
13 offered by the museum accessible to more students across Washington,
14 especially students in underserved schools and locations. The funding
15 shall be used for:

16 (a) Increasing the number of students who participate in Burke
17 education programs at reduced or no cost, including virtual programs;

18 (b) Providing bus reimbursement for students visiting the museum
19 on field trips and to support travel to bring museum programs across
20 the state; and

21 (c) Staff who will form partnerships with school districts to
22 serve statewide communities more efficiently and equitably, including
23 through the Burkemobile program.

24 (42)(a) \$100,000 of the general fund—state appropriation for
25 fiscal year 2022 is provided solely for the center for cannabis
26 research at the university to collaborate with the Washington State
27 University collaboration on cannabis policy, research, and outreach
28 to create frameworks for future studies. Each framework will include
29 the length of time to complete, research licenses necessary, cost,
30 literature review of national and international research, and a scope
31 of work to be completed. The following frameworks shall be compiled
32 in a report:

33 (i) Measuring and assessing impairment due to marijuana use; and

34 (ii) Correlation between age of use, dosage of use, and
35 appearance of occurrence of cannabis induced psychosis.

36 (b) The report on the frameworks must be submitted to the
37 appropriate committees of the legislature by December 1, 2021.

38 (43) \$205,000 of the general fund—state appropriation for fiscal
39 year 2022 and \$205,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the university's center for
2 human rights. The appropriation must be used to supplement, not
3 supplant, other funding sources for the center for human rights.

4 (44) \$143,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$143,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely to the University of Washington
7 for the establishment and operation of the state forensic
8 anthropologist. The university shall work in conjunction with and
9 provide the full funding directly to the King county medical
10 examiner's office to support the statewide work of the state forensic
11 anthropologist.

12 (45) \$450,000 of the general fund—state appropriation for fiscal
13 year 2022 is provided solely to the University of Washington school
14 of medicine for the development of simulation training devices at the
15 Harborview medical center's paramedic training program.

16 (46) \$64,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$64,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for one full-time mental health
19 counselor licensed under chapter 18.225 RCW who has experience and
20 training specifically related to working with active members of the
21 military or military veterans.

22 (47) \$557,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$443,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the creation of the center
25 for environmental forensic science.

26 (48) \$80,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$80,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the college of education to
29 partner with school districts to continue the math improvement pilot
30 program.

31 (49) \$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 university to conduct
34 monitoring and research related to Puget Sound kelp conservation and
35 recovery.

36 (50) \$20,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$10,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely to expand online tutorial and
39 link to web-based, continuing education funded by the centers for

1 disease control for training for the primary care health workforce
2 regarding the protocols for perinatal monitoring, birth-dose
3 immunization, early diagnosis, linkage to care, and treatment for
4 persons diagnosed with chronic hepatitis B or hepatitis using a
5 telehealth model operated by the University of Washington.

6 (a) Training shall:

7 (i) Focus on increased provider proficiency and increased number
8 of trained providers in areas with high rates of reported cases of
9 hepatitis B or hepatitis, including regions with high incidence of
10 drug use or upward trend of children who have not received hepatitis
11 B virus vaccinations according to centers for disease control
12 recommendations; and

13 (ii) Provide access to:

14 (A) University of Washington medicine specialists in infectious
15 diseases, hepatology, and addiction medicine;

16 (B) Brief updates on evidence-based strategies to diagnose,
17 treat, and manage acute and chronic hepatitis B, acute and chronic
18 hepatitis C, or coinfections;

19 (C) Continuing medical education credits per hour of
20 participation; and

21 (D) Phone consultation with specialists during nonscheduled time
22 for patients who experience complications.

23 (b) All digital and hardcopy training, educational, and outreach
24 materials for this program must be culturally relevant and
25 linguistically diverse.

26 (51)(a) \$108,000 of the general fund—state appropriation for
27 fiscal year 2022 and \$52,000 of the general fund—state appropriation
28 for fiscal year 2023 are provided solely for the University of
29 Washington Evans school of public policy and governance to conduct a
30 boater safety analysis, including, but not limited to, the following:

31 (i) The prevalence of boating fatalities and rescues in
32 Washington state;

33 (ii) A comparison of Washington's rates of fatalities and rescues
34 to other states; and

35 (iii) Recommendations of effective and collective ways to
36 increase boater safety in the state.

37 (b) The Evans school may convene stakeholders to analyze data and
38 make recommendations. By December 31, 2022, the Evans school must
39 submit a report of findings and recommendations to the appropriate
40 committees of the legislature.

1 (52) \$736,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for implementation of Engrossed Second
3 Substitute House Bill No. 1272 (health system transparency). (~~If the~~
4 ~~bill is not enacted by June 30, 2021, the amount provided in this~~
5 ~~subsection shall lapse.~~)

6 (53) \$159,000 of the general fund—state appropriation for fiscal
7 year 2022 is provided solely for implementation of Engrossed
8 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
9 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
10 ~~subsection shall lapse.~~)

11 (54) \$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 implementation of Engrossed
14 Second Substitute House Bill No. 1335 (racial restrictions/review).
15 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
16 ~~in this subsection shall lapse.~~)

17 (55) \$24,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$25,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for implementation of Engrossed
20 Substitute House Bill No. 1196 (audio-only telemedicine). (~~If the~~
21 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
22 ~~subsection shall lapse.~~)

23 (56) \$69,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$69,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for implementation of Engrossed
26 Second Substitute Senate Bill No. 5194 (equity and access in higher
27 education). (~~If the bill is not enacted by June 30, 2021, the~~
28 ~~amounts provided in this subsection shall lapse.~~)

29 (57) \$60,000 of the general fund—state appropriation for fiscal
30 year 2022 and \$60,000 of the general fund—state appropriation for
31 fiscal year 2023 are provided solely for implementation of Engrossed
32 Second Substitute Senate Bill No. 5141 (environmental justice task
33 force recs). (~~If the bill is not enacted by June 30, 2021, the~~
34 ~~amounts provided in this subsection shall lapse.~~)

35 (58) \$146,000 of the general fund—state appropriation for fiscal
36 year 2022 and \$158,000 of the general fund—state appropriation for
37 fiscal year 2023 are provided solely for implementation of Engrossed
38 Second Substitute Senate Bill No. 5227 (diversity, etc./higher

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

3 (59) \$422,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for implementation of chapter 6, Laws of
5 2021 (Engrossed Substitute Senate Bill No. 5272).

6 (60) The appropriations in this section include sufficient
7 funding for the implementation of chapter 96, Laws of 2021
8 (Substitute Senate Bill No. 5228).

9 (61) \$50,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$1,782,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for implementation of Engrossed
12 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~
13 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
14 ~~this subsection shall lapse.~~)

15 (62) \$125,000 of the general fund—state appropriation for fiscal
16 year 2022 and (~~(\$125,000)~~) \$225,000 of the general fund—state
17 appropriation for fiscal year 2023 are provided solely for an
18 increase in financial student assistance in public service oriented
19 graduate and professional degree programs, referred to as "fee-based"
20 programs, whose tuition for public service degrees is over
21 (~~(\$35,000)~~) \$18,000 per year. Programs shall create mechanisms to
22 prioritize assistance to traditionally underrepresented students,
23 specifically those who have expressed a commitment to service in the
24 physician assistant, community oriented public health, or social work
25 programs. The institution may offer financial assistance for students
26 that volunteer or work with public health agencies, including as
27 contact tracers.

28 (63) \$2,000,000 of the workforce education investment account—
29 state appropriation is provided solely for computer science
30 expansion.

31 (64) \$1,250,000 of the general fund—state appropriation for
32 fiscal year 2023 is provided solely for the community-engagement test
33 to facilitate clean energy transitions by partnering with
34 communities, utilities, and project developers.

35 (65) \$2,000,000 of the general fund—state appropriation for
36 fiscal year 2023 is provided solely for staffing and operational
37 expenditures related to the battery fabrication testbed.

1 (66) \$621,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for maintenance and operation costs for
3 the Milgard hall at University of Washington—Tacoma.

4 (67) \$505,000 of the general fund—state appropriation for fiscal
5 year 2023 is provided solely for pharmacy behavioral health. The
6 University of Washington school of pharmacy/medicine pharmacy
7 services will hire two residency training positions and one
8 behavioral health faculty to create a residency program focused on
9 behavioral health.

10 (68) \$2,098,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely for institution compensation
12 costs in recognition that these costs exceed estimated increases in
13 undergraduate operating fee revenue.

14 (69) \$225,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for the center for health workforce
16 studies to develop a program to track dental workforce trends, needs,
17 and enhancements to better serve the increasing population and demand
18 for access to adequate oral health care. The center shall develop the
19 program in consultation with dental stakeholders, including, but not
20 limited to, provider associations and oral health philanthropic
21 leaders. The workforce reporting program is to be considered a
22 public-private partnership. The institutions may accept matching
23 funds from interested stakeholders to help facilitate and administer
24 the workforce reporting program. Information generated by the dental
25 workforce reporting program shall be made available on the center's
26 website in a deidentified, aggregate format.

27 (70) \$300,000 of the general fund—state appropriation for fiscal
28 year 2023 is provided solely for the institution to contract with a
29 nonprofit organization to provide a report on the community inventory
30 to help align the Washington park arboretum planning with the diverse
31 needs and priorities of the community.

32 (71) \$1,242,000 of the general fund—state appropriation for
33 fiscal year 2023 is provided solely for an increase in the number of
34 nursing slots and graduates.

35 (72) \$100,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for the memory and brain wellness center
37 to support the statewide expansion of the dementia friends program.

38 (73) \$1,000,000 of the general fund—state appropriation for
39 fiscal year 2023 is provided solely for a \$2,500 monthly stipend to

1 students during the 20-week training period of the business
2 certificate program at the Bothell campus established in partnership
3 with the MLK Gandhi empowerment initiative. The business certificate
4 program must consist of two cohorts of 40 students.

5 (74) \$455,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for the startup program within the
7 school of computer science and engineering.

8 (75)(a) \$400,000 of the general fund—state appropriation for
9 fiscal year 2023 is provided solely for the colab for community and
10 behavioral health policy to work in collaboration with the Latino
11 center for health and allies in healthier systems for health &
12 abundance in youth to convene a community coalition and design team
13 to develop recommendations for the expansion of culturally responsive
14 community mental health services focused on children and adolescents
15 in Washington. Community and lived experience stakeholders,
16 representing communities of color, must make up over half of the
17 team. The coalition's recommendations shall address:

18 (i) Expansion of clinical training for a lived experience
19 workforce to provide culturally responsive and evidence-informed
20 mental health services focused on families, children, and youth;

21 (ii) An implementation plan that allows for local flexibility and
22 local community input; and

23 (iii) An evaluation plan that will yield information about the
24 success in implementation statewide and the improved experiences of
25 those seeking mental health services.

26 (b) The coalition must report its findings and recommendations to
27 the appropriate committees of the legislature by December 15, 2022.

28 (76) \$122,000 of the general fund—state appropriation for fiscal
29 year 2023 is provided solely for sexual assault nurse examiner
30 training.

31 (77) \$121,000 of the general fund—state appropriation for fiscal
32 year 2023 is provided solely for implementation of Second Substitute
33 House Bill No. 1751 (hazing prevention). If the bill is not enacted
34 by June 30, 2022, the amount provided in this subsection shall lapse.

35 (78) \$16,000 of the general fund—state appropriation for fiscal
36 year 2023 is provided solely for implementation of Engrossed Second
37 Substitute House Bill No. 1181 (veterans & military suicide). If the
38 bill is not enacted by June 30, 2022, the amount provided in this
39 subsection shall lapse.

1 (79) (a) \$200,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely to conduct a study, in
3 consultation with the department of health and with approval from the
4 Washington state institutional review board, of the ability of
5 Washington residents to make use of the rights established in chapter
6 70.245 RCW to achieve full access to the Washington death with
7 dignity act. The institution and department of health shall enter
8 into a signed data-sharing agreement for the purpose of the study.
9 Data obtained in the course of this study is not subject to public
10 disclosure. The study shall review the extent to which there are
11 barriers to achieving full access to the Washington death with
12 dignity act, including:

13 (i) A lack of awareness of the Washington death with dignity act
14 and its provisions;

15 (ii) Burdens for qualified patients to meet the fifteen-day
16 waiting period;

17 (iii) The effectiveness of pain control medication used during
18 the fifteen-day waiting period;

19 (iv) Concerns that inhibit the participation of health care
20 providers;

21 (v) Hospital, medical, hospice, and long-term care providers'
22 policies that restrict the participation in and the distribution of
23 information about provisions in chapter 70.245 RCW;

24 (vi) Limited geographic access to compounding pharmacies or other
25 pharmacies that dispense medications under chapter 70.245 RCW;

26 (vii) Restrictions based on the requirement that the medications
27 under chapter 70.245 RCW be self-administered;

28 (viii) Lack of insurance coverage for the services and
29 medications necessary to participate in activities under chapter
30 70.245 RCW;

31 (ix) The need for improvements to the data collection system; and

32 (x) Any other barriers identified in the course of performing the
33 study.

34 (b) By June 30, 2023, the institution shall report its findings,
35 as well as any legislative or administrative policy recommendations,
36 to the governor and the appropriate committees of the legislature
37 under RCW 43.01.036. The report must protect the confidentiality of
38 the subjects of any data that it receives while conducting its
39 research, including the names of any qualifying patients and health
40 care providers.

1 **Sec. 603.** 2021 c 334 s 607 (uncodified) is amended to read as
2 follows:

3 **FOR WASHINGTON STATE UNIVERSITY**

4	General Fund—State Appropriation (FY 2022)	((\$245,660,000))
5		<u>\$246,465,000</u>
6	General Fund—State Appropriation (FY 2023)	((\$251,842,000))
7		<u>\$256,886,000</u>
8	General Fund—Federal Appropriation	\$500,000
9	Washington State University Building Account—State	
10	Appropriation	\$792,000
11	Education Legacy Trust Account—State Appropriation	\$33,995,000
12	Model Toxics Control Operating Account—State	
13	Appropriation	\$2,076,000
14	Dedicated Marijuana Account—State Appropriation	
15	(FY 2022)	\$138,000
16	Dedicated Marijuana Account—State Appropriation	
17	(FY 2023)	\$138,000
18	Workforce Education Investment Account—State	
19	Appropriation	\$29,680,000
20	Waste Reduction, Recycling, and Litter Control	
21	Account—State Appropriation	\$331,000
22	TOTAL APPROPRIATION	((\$565,152,000))
23		<u>\$571,001,000</u>

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

26 (1) \$90,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$90,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for a rural economic development
29 and outreach coordinator.

30 (2) The university must continue work with the education research
31 and data center to demonstrate progress in computer science and
32 engineering enrollments. By September 1st of each year, the
33 university shall provide a report including but not limited to the
34 cost per student, student completion rates, and the number of low-
35 income students enrolled in each program, any process changes or
36 best-practices implemented by the university, and how many students
37 are enrolled in computer science and engineering programs above the
38 prior academic year.

1 (3) \$500,000 of the general fund—state appropriation for fiscal
2 year 2022 and \$500,000 of the general fund—state appropriation for
3 fiscal year 2023 are provided solely for state match requirements
4 related to the federal aviation administration grant.

5 (4) Washington State University shall not use funds appropriated
6 in this section to support intercollegiate athletic programs.

7 (5) \$7,000,000 of the general fund—state appropriation for fiscal
8 year 2022, \$7,000,000 of the general fund—state appropriation for
9 fiscal year 2023, and \$22,800,000 of the workforce education
10 investment account—state appropriation are provided solely for the
11 continued development and operations of a medical school program in
12 Spokane.

13 (6) \$135,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$135,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for a honey bee biology research
16 position.

17 (7) (~~(\$30,628,000)~~) \$31,614,000 of the general fund—state
18 appropriation for fiscal year 2022 and (~~(\$31,210,000)~~) \$32,341,000 of
19 the general fund—state appropriation for fiscal year 2023 are
20 provided solely for the implementation of the college affordability
21 program as set forth in RCW 28B.15.066.

22 (8) \$580,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$580,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for the development of an
25 organic agriculture systems degree program located at the university
26 center in Everett.

27 (9) \$630,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$630,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the creation of an
30 electrical engineering program located in Bremerton. At full
31 implementation, the university is expected to increase degree
32 production by 25 new bachelor's degrees per year. The university must
33 identify these students separately when providing data to the
34 education research data center as required in subsection (2) of this
35 section.

36 (10) \$1,370,000 of the general fund—state appropriation for
37 fiscal year 2022 and \$1,370,000 of the general fund—state
38 appropriation for fiscal year 2023 are provided solely for the
39 creation of software engineering and data analytic programs at the

1 university center in Everett. At full implementation, the university
2 is expected to enroll 50 students per academic year. The university
3 must identify these students separately when providing data to the
4 education research data center as required in subsection (2) of this
5 section.

6 (11) General fund—state appropriations in this section are
7 reduced to reflect a reduction in state-supported tuition waivers for
8 graduate students. When reducing tuition waivers, the university will
9 not change its practices and procedures for providing eligible
10 veterans with tuition waivers.

11 (12) \$1,154,000 of the general fund—state appropriation for
12 fiscal year 2022 and \$1,154,000 of the general fund—state
13 appropriation for fiscal year 2023 are provided solely for
14 implementation of chapter 36, Laws of 2017 3rd sp. sess. (renewable
15 energy, tax incentives).

16 (13) \$376,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$376,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for chapter 202, Laws of 2017
19 (E2SHB 1713) (children's mental health).

20 (14) \$585,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$585,000 of the general fund—state appropriation for
22 fiscal year 2023 are provided solely for implementation of chapter
23 159, Laws of 2017 (2SSB 5474) (elk hoof disease).

24 (15)(a) \$500,000 of the general fund—state appropriation for
25 fiscal year 2022 and \$500,000 of the general fund—state appropriation
26 for fiscal year 2023 are provided solely for the joint center for
27 deployment and research in earth abundant materials.

28 (b) By December 1, 2021, the joint center for deployment and
29 research in earth abundant materials must report to the appropriate
30 committees of the legislature on the center's research grant program,
31 including but not limited to the following:

32 (i) The annual amount of funding available for the grant program,
33 including any private or foundation dollars;

34 (ii) The average award amount per project;

35 (iii) The educational impact of funded projects on high schools
36 and community and technical colleges; and

37 (iv) The impact of project findings on technologies in Washington
38 using earth-abundant materials.

1 (16) \$2,076,000 of the model toxics control operating account—
2 state appropriation is provided solely for the university's soil
3 health initiative and its network of long-term agroecological
4 research and extension (LTARE) sites. The network must include a
5 Mount Vernon REC site.

6 (17) \$6,880,000 of the workforce education investment account—
7 state appropriation is provided solely for institution operating
8 costs, including compensation and central services, in recognition
9 that these costs exceed estimated increases in undergraduate
10 operating fee revenue as a result of RCW 28B.15.067.

11 (18) \$20,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$20,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the office of clean
14 technology to convene a sustainable aviation biofuels work group to
15 further the development of sustainable aviation fuel as a productive
16 industry in Washington. The work group must include members from the
17 legislature and sectors involved in sustainable aviation biofuels
18 research, development, production, and utilization. The work group
19 must provide a report including any pertinent recommendations to the
20 governor and appropriate committees of the legislature by December 1,
21 2022.

22 (19) \$500,000 of the general fund—state appropriation for fiscal
23 year 2023 is provided solely for Washington State University's energy
24 program to launch a least-conflict priority solar siting pilot
25 project in the Columbia basin of eastern and central Washington. This
26 program shall engage all relevant stakeholders to identify priority
27 areas where there is the least amount of potential conflict in the
28 siting of utility scale PV solar and to develop a map highlighting
29 these areas. The program shall also compile the latest information on
30 opportunities for dual-use and colocation of PV solar with other land
31 values. The appropriation is the maximum amount the department may
32 expend for this purpose.

33 (20) \$42,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$42,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for one full-time mental health
36 counselor licensed under chapter 18.225 RCW who has experience and
37 training specifically related to working with active members of the
38 military or military veterans.

1 (21) \$175,000 of the general fund—state appropriation for fiscal
2 year 2022 (~~(is)~~) and \$215,000 of the general fund—state appropriation
3 for fiscal year 2023 are provided solely for the William D.
4 Ruckelshaus center to partner with the Washington State University
5 for the continued work of the Washington state criminal sentencing
6 task force established in (~~(section 1002 of this act)~~) section 943 of
7 this act.

8 (22)(a) \$85,000 of the general fund—state appropriation for
9 fiscal year 2022 is provided solely for the William D.
10 Ruckelshaus center to conduct a situation assessment to gauge the
11 prospects for a collaborative approach to integration of leadership,
12 aligning roles and responsibilities, and increasing efficiency and
13 responsiveness of the state's K-12 education governance structure.
14 The assessment must:

15 (i) Identify issues, challenges, and opportunities related to
16 administration and governance of K-12 education in Washington state;

17 (ii) Consist of interviews with representatives of state-funded
18 K-12 education agencies, boards, commissions, and other relevant
19 entities identified by the center;

20 (iii) Explore potential opportunities for the integration,
21 alignment, and/or consolidation of roles and responsibilities of
22 entities; and

23 (iv) Identify key areas of focus.

24 (b) The center must report the assessment's findings and
25 recommendations to the education committees of the legislature by
26 March 31, 2022, with a preliminary report by February 1, 2022, as to
27 whether circumstances support the convening and facilitation of a
28 collaborative work group.

29 (23)(a) \$331,000 of the waste reduction, recycling, and litter
30 control account—state appropriation is provided solely for the
31 university to conduct an organic waste study to:

32 (i) Assess local and state government compost usage in projects
33 and buy-back programs under RCW 43.19A.120 and 43.19A.130 including
34 but not limited to participation, effectiveness, and amount and types
35 of usage of compost; and

36 (ii) Develop a model to estimate carbon sequestration from
37 organic waste-derived soil amendment application to soil, and
38 identify technologies, methods, and potential funding for carbon
39 sequestration from Washington's organic wastes including but not

1 limited to the potential inclusion of these materials in carbon
2 markets and trading.

3 (b) The university must submit a report on the assessment's
4 findings and model development to the appropriate committees of the
5 legislature by December 31, 2022.

6 (24) \$500,000 of the general fund—federal appropriation (CRRSA)
7 is provided solely to support farm stress programs in response to the
8 COVID-19 pandemic, as authorized in section 766, division N,
9 consolidated appropriations act, 2021, P.L. 116-260.

10 (25) \$200,000 of the general fund—state appropriation for fiscal
11 year 2022 and \$200,000 of the general fund—state appropriation for
12 fiscal year 2023 are provided solely for implementation of Engrossed
13 Third Substitute House Bill No. 1091 (transportation fuel/carbon).
14 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
15 ~~in this subsection shall lapse.~~)

16 (26) \$86,000 of the general fund—state appropriation for fiscal
17 year 2022 is provided solely for implementation of Engrossed
18 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
19 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
20 ~~subsection shall lapse.~~)

21 (27) \$101,000 of the general fund—state appropriation for fiscal
22 year 2022 and \$101,000 of the general fund—state appropriation for
23 fiscal year 2023 are provided solely for implementation of Engrossed
24 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
25 education). (~~If the bill is not enacted by June 30, 2021, the~~
26 ~~amounts provided in this subsection shall lapse.~~)

27 (28) \$281,000 of the general fund—state appropriation for fiscal
28 year 2022 is provided solely for implementation of chapter 6, Laws of
29 2021 (Engrossed Substitute Senate Bill No. 5272).

30 (29) The appropriations in this section include sufficient
31 funding for the implementation of chapter 96, Laws of 2021
32 (Substitute Senate Bill No. 5228).

33 (30) \$224,000 of the general fund—state appropriation for fiscal
34 year 2022 and \$221,000 of the general fund—state appropriation for
35 fiscal year 2023 are provided solely for implementation of Second
36 Substitute Senate Bill No. 5253 (pollinator health). (~~If the bill is~~
37 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~
38 ~~shall lapse.~~)

1 (31) \$1,718,000 of the general fund—state appropriation for
2 fiscal year 2023 is provided solely for implementation of Engrossed
3 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~
4 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~
5 ~~subsection shall lapse.~~)

6 (32) \$412,000 from the institutions of higher education—grant and
7 contracts account is provided solely for implementation of Substitute
8 Senate Bill No. 5317 (pesticide registration). (~~If the bill is not~~
9 ~~enacted by June 30, 2021, the amount provided in this subsection~~
10 ~~shall lapse.~~)

11 (33) \$33,000 of the general fund—state appropriation for fiscal
12 year 2023 is provided solely for compensation funding for Western
13 Washington University employees that work on the Washington State
14 University Everett campus.

15 (34) \$341,000 of the general fund—state appropriation for fiscal
16 year 2023 is provided solely for pharmacy behavioral health.
17 Washington State University college of pharmacy and pharmaceutical
18 sciences will hire two residency training positions and one
19 behavioral health faculty to create a residency program focused on
20 behavioral health.

21 (35) \$1,162,000 of the general fund—state appropriation for
22 fiscal year 2023 is provided solely for institution compensation
23 costs in recognition that these costs exceed estimated increases in
24 undergraduate operating fee revenue.

25 (36) \$500,000 of the general fund—state appropriation for fiscal
26 year 2023 is provided solely for the Washington state commission on
27 pesticide registration to fund research to develop alternatives for
28 growers currently using organophosphate pesticides.

29 (37) \$250,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for residential energy code education
31 and support, including training, hotline support to the building
32 industry, and informational material and web resources. The energy
33 program shall engage stakeholders in a discussion of overall
34 enforcement support and work to identify workforce development needs
35 and opportunities.

36 (38) \$750,000 of the general fund—state appropriation for fiscal
37 year 2023 is provided solely for the Washington state academy of
38 sciences to provide support for core operations and to accomplish its

1 mission of providing science in the service of Washington, pursuant
2 to its memorandum of understanding with the university.

3 (39) \$135,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for implementation of Substitute House
5 Bill No. 1814 (community solar projects). If the bill is not enacted
6 by June 30, 2022, the amount provided in this subsection shall lapse.

7 (40) \$108,000 of the general fund—state appropriation for fiscal
8 year 2023 is provided solely for implementation of Engrossed Second
9 Substitute House Bill No. 1117 (comp. planning/salmon). If the bill
10 is not enacted by June 30, 2022, the amount provided in this
11 subsection shall lapse.

12 (41) \$121,000 of the general fund—state appropriation for fiscal
13 year 2023 is provided solely for implementation of Second Substitute
14 House Bill No. 1751 (hazing prevention). If the bill is not enacted
15 by June 30, 2022, the amount provided in this subsection shall lapse.

16 (42) \$122,000 of the general fund—state appropriation for fiscal
17 year 2023 is provided solely for implementation of House Bill No.
18 1622 (sex. assault nurse education). If the bill is not enacted by
19 June 30, 2022, the amount provided in this subsection shall lapse.

20 (43) \$500,000 of the general fund—state appropriation for fiscal
21 year 2023 is provided solely for the center for sustainable
22 infrastructure to develop recommendations for establishing a state
23 agricultural symbiosis initiative that is designed to maximize
24 economic value and minimize waste and pollution in the agriculture
25 economy. Recommendations must be submitted to the appropriate
26 committees of the legislature by June 30, 2023.

27 **Sec. 604.** 2021 c 334 s 608 (uncodified) is amended to read as
28 follows:

29 **FOR EASTERN WASHINGTON UNIVERSITY**

30	General Fund—State Appropriation (FY 2022)	((\$58,079,000))
31		<u>\$58,287,000</u>
32	General Fund—State Appropriation (FY 2023)	((\$59,057,000))
33		<u>\$59,690,000</u>
34	Education Legacy Trust Account—State Appropriation.	\$16,838,000
35	Workforce Education Investment Account—State	
36	Appropriation.	((\$5,210,000))
37		<u>\$6,812,000</u>
38	TOTAL APPROPRIATION.	((\$139,184,000))

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 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.

(3) Eastern Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

(4) (~~(\$11,002,000)~~) \$11,356,000 of the general fund—state appropriation for fiscal year 2022 and (~~(\$11,211,000)~~) \$11,617,000 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.

(5) Within amounts appropriated in this section, the university is encouraged to increase the number of tenure-track positions created and hired.

(6) \$56,000 of the general fund—state appropriation for fiscal year (~~2022~~) 2023 is provided solely for a comprehensive analysis of the deep lake watershed involving land owners, ranchers, lake owners, one or more conservation districts, the department of ecology, and the department of natural resources.

(7) \$2,274,000 of the workforce education investment account—state appropriation is provided solely for institution operating costs, including compensation and central services, in recognition that these costs exceed estimated increases in undergraduate operating fee revenue as a result of RCW 28B.15.067.

(8) \$2,636,000 of the workforce education investment account—state appropriation is provided solely to maintain a computer

1 engineering degree program in the college of science, technology,
2 engineering, and math.

3 (9) \$45,000 of the general fund—state appropriation for fiscal
4 year 2022 and \$45,000 of the general fund—state appropriation for
5 fiscal year 2023 are provided solely for one full-time mental health
6 counselor licensed under chapter 18.225 RCW who has experience and
7 training specifically related to working with active members of the
8 military or military veterans.

9 (10) \$300,000 of the workforce education investment account—state
10 appropriation is provided solely to establish a center for inclusive
11 excellence for faculty and staff.

12 (11) \$500,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$500,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for increasing dual credit
15 options, to address issues of equity in higher education access.

16 (12) \$110,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$110,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely for a new summer bridge program.

19 (13) \$27,000 of the general fund—state appropriation for fiscal
20 year 2022 is provided solely for implementation of Engrossed
21 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
22 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
23 ~~subsection shall lapse.))~~

24 (14) \$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 implementation of Engrossed
27 Second Substitute House Bill No. 1335 (racial restrictions/review).
28 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~
29 ~~in this subsection shall lapse.))~~

30 (15) \$121,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$121,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for implementation of Engrossed
33 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
34 education). (~~If the bill is not enacted by June 30, 2021, the~~
35 ~~amounts provided in this subsection shall lapse.))~~

36 (16) \$548,000 of the workforce education investment account—state
37 appropriation is provided solely for a professional masters of
38 science cyber operations degree option.

1 (17) \$1,054,000 of the workforce education investment account—
2 state appropriation is provided solely for the implementation of a
3 coordinated care network that will help to maximize the collaboration
4 of various student support services to create wraparound care for
5 students.

6 (18) \$218,000 of the general fund—state appropriation for fiscal
7 year 2023 is provided solely for institution compensation costs in
8 recognition that these costs exceed estimated increases in
9 undergraduate operating fee revenue.

10 (19) \$43,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely for implementation of Second Substitute
12 House Bill No. 1751 (hazing prevention). If the bill is not enacted
13 by June 30, 2022, the amount provided in this subsection shall lapse.

14 **Sec. 605.** 2021 c 334 s 609 (uncodified) is amended to read as
15 follows:

16 **FOR CENTRAL WASHINGTON UNIVERSITY**

17	General Fund—State Appropriation (FY 2022).	((\$59,896,000))
18		<u>\$60,211,000</u>
19	General Fund—State Appropriation (FY 2023).	((\$61,151,000))
20		<u>\$61,924,000</u>
21	Central Washington University Capital Projects	
22	Account—State Appropriation.	\$76,000
23	Education Legacy Trust Account—State Appropriation. . . .	\$19,076,000
24	Workforce Education Investment Account—State	
25	Appropriation.	((\$4,022,000))
26		<u>\$5,071,000</u>
27	TOTAL APPROPRIATION.	((\$144,221,000))
28		<u>\$146,358,000</u>

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

31 (1) The university must continue work with the education research
32 and data center to demonstrate progress in engineering enrollments.
33 By September 1st of each year, the university shall provide a report
34 including but not limited to the cost per student, student completion
35 rates, and the number of low-income students enrolled in each
36 program, any process changes or best-practices implemented by the
37 university, and how many students are enrolled in engineering
38 programs above the prior academic year.

1 (2) Central Washington University shall not use funds
2 appropriated in this section to support intercollegiate athletics
3 programs.

4 (3) (~~(\$12,401,000)~~) \$12,800,000 of the general fund—state
5 appropriation for fiscal year 2022 and (~~(\$12,636,000)~~) \$13,094,000 of
6 the general fund—state appropriation for fiscal year 2023 are
7 provided solely for the implementation of the college affordability
8 program as set forth in RCW 28B.15.066.

9 (4) Within amounts appropriated in this section, the university
10 is encouraged to increase the number of tenure-track positions
11 created and hired.

12 (5) \$2,236,000 of the workforce education investment account—
13 state appropriation is provided solely for institution operating
14 costs, including compensation and central services, in recognition
15 that these costs exceed estimated increases in undergraduate
16 operating fee revenue as a result of RCW 28B.15.067.

17 (6) \$1,050,000 of the workforce education investment account—
18 state appropriation is provided solely to increase the number of
19 certified K-12 teachers.

20 (7) \$736,000 of the workforce education investment account—state
21 appropriation is provided solely to maintain mental health counseling
22 positions.

23 (8) \$240,000 of the general fund—state appropriation for fiscal
24 year 2022 and \$240,000 of the general fund—state appropriation for
25 fiscal year 2023 are provided solely for two psychologists to
26 increase access to mental health counseling for traditionally
27 underrepresented students.

28 (9) \$52,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$52,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for one full-time mental health
31 counselor licensed under chapter 18.225 RCW who has experience and
32 training specifically related to working with active members of the
33 military or military veterans.

34 (10) \$155,000 of the general fund—state appropriation for fiscal
35 year 2022 is provided solely to implement chapter 295, Laws of 2019
36 (educator workforce supply).

37 (11) \$750,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$750,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely to establish a bachelor of
2 science in computer science at the university's Des Moines center.

3 (12) \$31,000 of the general fund—state appropriation for fiscal
4 year 2022 is provided solely for implementation of Engrossed
5 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~
6 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
7 ~~subsection shall lapse.~~)

8 (13) \$131,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$131,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for implementation of Engrossed
11 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
12 education). (~~If the bill is not enacted by June 30, 2021, the~~
13 ~~amounts provided in this subsection shall lapse.~~)

14 (14) \$16,000 of the general fund—state appropriation for fiscal
15 year 2022 and \$16,000 of the general fund—state appropriation for
16 fiscal year 2023 are provided solely for implementation of Engrossed
17 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If~~
18 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
19 ~~this subsection shall lapse.~~)

20 (15) \$613,000 of the workforce education investment account—state
21 appropriation is provided solely for expanding cybersecurity capacity
22 by adding additional faculty resources in the department of computer
23 science.

24 (16) \$293,000 of the workforce education investment account—state
25 appropriation is provided solely for a peer mentoring program.

26 (17) \$325,000 of the general fund—state appropriation for fiscal
27 year 2023 is provided solely for institution compensation costs in
28 recognition that these costs exceed estimated increases in
29 undergraduate operating fee revenue.

30 (18) \$143,000 of the workforce education investment account—state
31 appropriation is provided solely for the creation of an extended
32 orientation program to help promote retention of underserved
33 students.

34 (19) \$20,000 of the general fund—state appropriation for fiscal
35 year 2023 is provided solely for implementation of Second Substitute
36 House Bill No. 1751 (hazing prevention). If the bill is not enacted
37 by June 30, 2022, the amount provided in this subsection shall lapse.

1 (20) \$55,000 of the general fund—state appropriation for fiscal
2 year 2023 is provided solely for community collaborations to document
3 and preserve the Roslyn cemetery.

4 **Sec. 606.** 2021 c 334 s 610 (uncodified) is amended to read as
5 follows:

6 **FOR THE EVERGREEN STATE COLLEGE**

7	General Fund—State Appropriation (FY 2022).	((\$32,450,000))
8		<u>\$32,116,000</u>
9	General Fund—State Appropriation (FY 2023).	((\$32,068,000))
10		<u>\$33,481,000</u>
11	The Evergreen State College Capital Projects	
12	Account—State Appropriation.	\$80,000
13	Education Legacy Trust Account—State Appropriation.	\$5,450,000
14	Workforce Education Investment Account—State	
15	Appropriation.	\$3,906,000
16	TOTAL APPROPRIATION.	((\$73,954,000))
17		<u>\$75,033,000</u>

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

20 (1) ((~~\$3,772,000~~)) \$3,893,000 of the general fund—state
21 appropriation for fiscal year 2022 and ((~~\$3,843,000~~)) \$3,983,000 of
22 the general fund—state appropriation for fiscal year 2023 are
23 provided solely for the implementation of the college affordability
24 program as set forth in RCW 28B.15.066.

25 (2) Funding provided in this section is sufficient for The
26 Evergreen State College to continue operations of the Longhouse
27 Center and the Northwest Indian applied research institute.

28 (3) Within amounts appropriated in this section, the college is
29 encouraged to increase the number of tenure-track positions created
30 and hired.

31 (4) ((~~\$3,207,000~~)) \$2,760,000 of the general fund—state
32 appropriation for fiscal year 2022 and ((~~\$2,677,000~~)) \$3,444,000 of
33 the general fund—state appropriation for fiscal year 2023 are
34 provided solely for the Washington state institute for public policy
35 to initiate, sponsor, conduct, and publish research that is directly
36 useful to policymakers and manage reviews and evaluations of
37 technical and scientific topics as they relate to major long-term

1 issues facing the state. Within the amounts provided in this
2 subsection (4):

3 (a) \$1,391,000 of the amounts in fiscal year 2022 and \$1,399,000
4 of the amounts in fiscal year 2023 are provided for administration
5 and core operations.

6 (b) \$828,000 of the amounts in fiscal year 2022 and \$937,000 of
7 the amounts in fiscal year 2023 are provided solely for ongoing and
8 continuing studies on the Washington state institute for public
9 policy's work plan.

10 (c) \$60,000 of the amounts in fiscal year 2022 are provided
11 solely to the Washington state institute for public policy for the
12 continued work and research on behalf of the domestic violence risk
13 assessment work group established in section 959 of this act.

14 (d) \$25,000 of the amounts in fiscal year 2022 and \$40,000 of the
15 amounts in fiscal year 2023 are provided solely to the Washington
16 state institute for public policy for the continued work and research
17 on behalf of the Washington state criminal sentencing task force
18 established in (~~section 1002 of this act~~) section 943 of this act.

19 (e) (i) (~~(\$90,000)~~) \$14,000 of the amounts in fiscal year 2022 and
20 \$76,000 of the amounts in fiscal year 2023 are provided solely for
21 the Washington state institute for public policy to study net nanny
22 and similar fictitious victim sting operations. The study must:

23 (A) Describe the current research on net nanny-type sting
24 operations, including any evidence of their effectiveness in
25 deterring or reducing crime, their costs, and the potential
26 advantages or drawbacks of their use in crime prevention; and

27 (B) Compare the characteristics of individuals convicted under
28 net nanny stings with individuals convicted of child sex offenses
29 through other avenues.

30 (ii) The Washington state patrol shall provide the Washington
31 state institute for public policy with the data necessary to conduct
32 the analysis in (e) (i) (B) of this subsection. A net nanny sting
33 operation is a collaborative operation that includes local, state,
34 and federal law enforcement that targets the arrest and prosecution
35 of individuals involved in child abuse and exploitation using the
36 internet by using a fictitious victim. By June 30, (~~2022~~) 2023, the
37 institute must submit results from the study to the appropriate
38 committees of the legislature.

39 (f) (~~(\$70,000)~~) \$124,000 of the general fund—state appropriation
40 for fiscal year 2022 and (~~(\$130,000)~~) \$76,000 of the general fund—

1 state appropriation for fiscal year 2023 are provided solely for the
2 Washington state institute for public policy to study legal financial
3 obligations as defined in RCW 9.94A.030.

4 (i) The study should explore the following topics:

5 (A) The amount of legal and financial obligations imposed over
6 the last three years;

7 (B) The total amounts outstanding and the total amounts collected
8 annually, including annual collection rates; including all
9 restitution, costs, fees, fines, penalty assessments, and interest,
10 disaggregated;

11 (C) Statutes which allow for the imposition of legal and
12 financial obligations;

13 (D) The percentage of the judicial branch's budget which has been
14 supported by legal and financial obligations since the system's
15 inception;

16 (E) The programs funded by legal financial obligations; and

17 (F) How other states fund their court system including but not
18 limited to whether they use legal financial obligations to provide
19 support.

20 (ii) The study should recommend to the legislature potential
21 methods and processes to delink court related funding and other
22 county and local funding from the collection of legal financial
23 obligations and to provide such funding through other means.

24 (iii) The Washington state institute for public policy may
25 solicit input for the study from interested parties to include but
26 not be limited to the Washington state association of counties, the
27 Washington state association of county officials, the Washington
28 state association of prosecuting attorneys, superior court judges,
29 civil legal aid, civil rights attorneys, disability rights advocates,
30 crime victim advocates, persons formerly incarcerated, advocates for
31 persons who are currently or formerly incarcerated, academic
32 researchers, persons with expertise analyzing data on legal financial
33 obligations, the Washington state minority and justice commission,
34 and the administrative office of the courts.

35 (iv) An initial report is due to the legislature by December 1,
36 2021, with a supplemental and final report due to the legislature by
37 December 1, 2022.

38 (g) (~~(\$75,000)~~) \$7,000 of the general fund—state appropriation
39 for fiscal year 2022 (~~(+s)~~) and \$68,000 of the general fund—state
40 appropriation for fiscal year 2023 are provided solely for the

1 institute to review available research literature to investigate and
2 describe any relationship between early substance abuse of cannabis,
3 opioids, or cocaine and mental health disorders in young adults; and
4 any relationship between nutrition and mental health disorders in
5 young adults. The institute shall report its findings to the
6 legislature no later than (~~June 30, 2022~~) December 1, 2022.

7 (h) (i) (~~(\$175,000)~~) \$102,000 of the amounts in fiscal year 2022
8 and \$73,000 of the amounts in fiscal year 2023 are provided solely
9 for the Washington state institute for public policy to partner with
10 a context expert to conduct a wilderness therapy research review. The
11 University of Washington evidence-based practice institute and
12 Washington State University impact center must assist the institute
13 in identifying a content expert. For the review, the institute must:

14 (A) Identify wilderness therapy program models related to
15 behavioral health which have a treatment approach which is well
16 defined or definable and have a strong evidence base to be added to
17 reporting guides for being identified as an evidence-based practice
18 for mental health, including identification of target populations for
19 these programs;

20 (B) Identify wilderness/adventure program models available for
21 prevention services which are cost beneficial; and

22 (C) Assess the interest and likelihood of support for programs of
23 this nature among relevant interest groups, such as state prevention
24 coalitions and tribes, if such programs were listed as approved cost
25 beneficial prevention programs by the division of behavioral health
26 and recovery and the Washington state health care authority.

27 (ii) The institute must submit to the appropriate committees of
28 the legislature a report on (h) (i) (A) and (B) of this subsection by
29 (~~December 31, 2021~~) June 30, 2022, and a report on (h) (i) (C) of
30 this subsection by (~~June 30, 2022~~) December 31, 2022.

31 (i) (~~(\$272,000)~~) \$15,000 of the amounts in fiscal year 2022 and
32 (~~(\$98,000)~~) \$286,000 of the amounts in fiscal year 2023 are provided
33 solely for implementation of Engrossed Second Substitute Senate Bill
34 No. 5304 (reentry services/state and local institutions). (~~If the~~
35 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~
36 ~~subsection (4) (i) shall lapse.~~)

37 (j) (~~(\$71,000)~~) \$48,000 of the amounts in fiscal year 2022 and
38 (~~(\$66,000)~~) \$89,000 of the amounts in fiscal year 2023 are provided
39 solely for implementation of Engrossed Second Substitute Senate Bill
40 No. 5194 (equity and access in higher education). (~~If the bill is~~

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

3 (k) (i) (~~(\$150,000)~~) \$75,000 of the general fund—state
4 appropriation for fiscal year 2022 (~~(is)~~) and \$75,000 of the general
5 fund—state appropriation for fiscal year 2023 are provided solely for
6 the Washington state institute for public policy to conduct a cost-
7 benefit analysis for an exclusive or partial American steel
8 requirement for future contracts and subcontracts authorized in the
9 capital budget. The cost-benefit analysis must, to the extent
10 feasible:

11 (A) Compare existing types and uses of steel to America made
12 steel alternatives, including evaluation of quality;

13 (B) Examine benefits to Washington workers and the Washington
14 economy;

15 (C) Examine lifecycle and embodied carbon greenhouse gas
16 emissions;

17 (D) Identify requirements for purchasing American steel that
18 minimize costs and maximize benefits; and

19 (E) Evaluate American steel requirements or preferences in other
20 states.

21 (ii) The institute may solicit input for the analysis from
22 representatives of interested parties to include, but not be limited
23 to, the construction and manufacturing sectors, organized labor in
24 the construction and manufacturing sectors, cities, counties,
25 American steel manufacturing companies, environmental advocacy
26 organizations, and appropriate state agencies.

27 (iii) The institute must submit a final report to the appropriate
28 committees of the legislature by December 1, (~~(2021)~~) 2022.

29 (l) \$47,000 of the general fund—state appropriation for fiscal
30 year 2023 is provided solely for implementation of Second Substitute
31 House Bill No. 1044 (prison to postsecondary ed.). (~~If the bill is~~
32 ~~not enacted by June 30, 2021, the amount provided in this subsection~~
33 ~~(4)(l) shall lapse.)~~)

34 (m) \$71,000 of the amounts in fiscal year 2022 and \$91,000 of the
35 amounts in fiscal year 2023 are provided solely for implementation of
36 chapter 314, Laws of 2021 (Engrossed Second Substitute Senate Bill
37 No. 5141) (env. justice task force recs).

38 (n) \$125,000 of the amounts in fiscal year 2023 is provided
39 solely for an evaluation of student participation in transitional

1 kindergarten programs across the state. By December 31, 2023, the
2 institute shall report the results of its evaluation to the
3 appropriate legislative committees; the governor; the office of the
4 superintendent of public instruction; and the department of children,
5 youth, and families. It is the intent of the legislature to provide
6 funding in the 2023-2025 fiscal biennium budget for the institute to
7 complete the report by December 31, 2023. For the evaluation, to the
8 extent data is available, the institute shall collect data regarding:

9 (i) The number of districts providing transitional kindergarten
10 programs, including the number of classrooms and students in the
11 program per district;

12 (ii) The number of children participating in transitional
13 kindergarten programs across the state, disaggregated by demographic
14 information such as race, gender, and income level;

15 (iii) The number of children participating in transitional
16 kindergarten programs that attended prekindergarten previous to
17 transitional kindergarten;

18 (iv) The number of children participating in transitional
19 kindergarten who received early learning services through the early
20 childhood education and assistance program;

21 (v) The number of children participating in transitional
22 kindergarten with an individualized education plan;

23 (vi) An analysis of how school districts select and prioritize
24 children for enrollment in transitional kindergarten;

25 (vii) The differences in teacher preparation, certification, and
26 classroom instruction for transitional kindergarten compared to the
27 early childhood education and assistance program;

28 (viii) The identification of why school districts offer
29 transitional kindergarten, the early childhood education and
30 assistance program, and other early learning programs such as
31 traditional or developmental prekindergarten, and the funding sources
32 used; and

33 (ix) The use of transitional kindergarten in other states in
34 comparison to Washington state, and any outcome data available.

35 (o) (i) \$62,000 of the amounts for fiscal year 2023 is provided
36 solely for a comprehensive study to assess specific needs of
37 farmworkers in the state in order to help policymakers determine
38 whether those needs are being met by state administered programs,
39 policies, and statutes. The institute must consult with farmworker
40 advocacy organizations, state agencies administering programs and

1 policies impacting farmworkers, and nonprofit organizations that work
2 directly with farmworkers.

3 (ii) As part of its information gathering, the institute must
4 hear from farmworkers, either directly or through the nonprofit
5 organizations, regarding farmworkers' experiences and working
6 conditions. These personal, real-life experiences from farmworkers
7 must be based on informal interviews or surveys conducted by Latino
8 nonprofit organizations that have well-established connections and
9 relationships with farmworkers.

10 (iii) The study must focus on needs related to health and safety
11 in the workplace, payment of wages, and preventing harassment and
12 discrimination of, and retaliation against, farmworkers for asserting
13 their rights regarding health and safety standards, wage and hour
14 laws, and access to services.

15 (iv) The study must include:

16 (A) An examination of how the relevant state agencies coordinate
17 with each other and federal agencies in administrating and enforcing
18 the various laws, policies, and programs, and of the agencies'
19 education and outreach to farmworkers regarding farmworkers' rights
20 and protections;

21 (B) A review of available data from, and research of, programs
22 that are intended to increase health and safety outcomes for
23 farmworkers and that are intended to provide farmworkers access to
24 services and benefits; and

25 (C) Options on ways to improve agency coordination and the
26 effectiveness of reviewed programs.

27 (v) It is the intent of the legislature to provide funding in the
28 2023-2025 fiscal biennium budget for the institute to complete the
29 report by June 30, 2025, with a preliminary report submitted by
30 December 1, 2023.

31 (p) Notwithstanding other provisions in this subsection, the
32 board of directors for the Washington state institute for public
33 policy may adjust due dates for projects included on the institute's
34 2021-23 work plan as necessary to efficiently manage workload.

35 (5) \$2,636,000 of the workforce education investment account—
36 state appropriation is provided solely for institution operating
37 costs, including compensation and central services, in recognition
38 that these costs exceed estimated increases in undergraduate
39 operating fee revenue as a result of RCW 28B.15.067.

1 (6) \$670,000 of the workforce education investment account—state
2 appropriation is provided solely to maintain enrollment capacity in
3 psychology programs.

4 (7) \$600,000 of the workforce education investment account—state
5 appropriation is provided solely to increase student success by
6 maintaining support for a student precollege immersion program and
7 The Evergreen first-year experience.

8 (8) \$213,000 of the general fund—state appropriation for fiscal
9 year 2022 and \$213,000 of the general fund—state appropriation for
10 fiscal year 2023 are provided solely for additional faculty to
11 support Native American and indigenous programs.

12 (9) \$85,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$85,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely to the native pathways program
15 for an assistant director.

16 (10) \$110,000 of the general fund—state appropriation for fiscal
17 year 2022 and \$110,000 of the general fund—state appropriation for
18 fiscal year 2023 are provided solely to establish a new tribal
19 liaison position.

20 (11) \$39,000 of the general fund—state appropriation for fiscal
21 year 2022 and \$39,000 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 (12) \$7,000 of the general fund—state appropriation for fiscal
27 year 2022 is provided solely for implementation of Engrossed
28 Substitute House Bill No. 1273 (menstrual products/schools). ((If the
29 bill is not enacted by June 30, 2021, the amounts provided in this
30 subsection shall lapse.))

31 (13) \$236,000 of the general fund—state appropriation for fiscal
32 year 2022 and \$220,000 of the general fund—state appropriation for
33 fiscal year 2023 are provided solely for implementation of Engrossed
34 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
35 education). ((If the bill is not enacted by June 30, 2021, the
36 amounts provided in this subsection shall lapse.))

37 (14) \$158,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for institution compensation costs in

1 recognition that these costs exceed estimated increases in
2 undergraduate operating fee revenue.

3 (15) \$142,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for student mental health and wellness.

5 (16) \$196,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for additional laboratory, art, and
7 media lab sections.

8 (17) \$27,000 of the general fund—state appropriation for fiscal
9 year 2023 is provided solely for implementation of Second Substitute
10 House Bill No. 1751 (hazing prevention). If the bill is not enacted
11 by June 30, 2022, the amount provided in this subsection shall lapse.

12 **Sec. 607.** 2021 c 334 s 611 (uncodified) is amended to read as
13 follows:

14 **FOR WESTERN WASHINGTON UNIVERSITY**

15	General Fund—State Appropriation (FY 2022)	((\$83,910,000))
16		<u>\$84,400,000</u>
17	General Fund—State Appropriation (FY 2023)	((\$85,554,000))
18		<u>\$87,362,000</u>
19	Western Washington University Capital Projects	
20	Account—State Appropriation.	\$1,424,000
21	Education Legacy Trust Account—State Appropriation.	\$13,831,000
22	Workforce Education Investment Account—State	
23	Appropriation.	((\$6,698,000))
24		<u>\$8,187,000</u>
25	TOTAL APPROPRIATION.	((\$191,417,000))
26		<u>\$195,204,000</u>

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

29 (1) The university must continue work with the education research
30 and data center to demonstrate progress in computer science and
31 engineering enrollments. By September 1st of each year, the
32 university shall provide a report including but not limited to the
33 cost per student, student completion rates, and the number of low-
34 income students enrolled in each program, any process changes or
35 best-practices implemented by the university, and how many students
36 are enrolled in computer science and engineering programs above the
37 prior academic year.

1 (2) Western Washington University shall not use funds
2 appropriated in this section to support intercollegiate athletics
3 programs.

4 (3) (~~(\$17,116,000)~~) \$17,667,000 of the general fund—state
5 appropriation for fiscal year 2022 and (~~(\$17,441,000)~~) \$18,073,000 of
6 the general fund—state appropriation for fiscal year 2023 are
7 provided solely for the implementation of the college affordability
8 program as set forth in RCW 28B.15.066.

9 (4) \$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 to recruit and retain high
12 quality and diverse graduate students.

13 (5) \$494,000 of the general fund—state appropriation for fiscal
14 year 2022 and \$548,000 of the general fund—state appropriation for
15 fiscal year 2023 are provided solely for critical support services to
16 ensure traditionally underrepresented students receive the same
17 opportunities for academic success as their peers.

18 (6) \$700,000 of the general fund—state appropriation for fiscal
19 year 2022 and \$700,000 of the general fund—state appropriation for
20 fiscal year 2023 are provided solely for the creation and
21 implementation of an early childhood education degree program at the
22 western on the peninsulas campus. The university must collaborate
23 with Olympic college. At full implementation, the university is
24 expected to grant approximately 75 bachelor's degrees in early
25 childhood education per year at the western on the peninsulas campus.

26 (7) \$1,306,000 of the general fund—state appropriation for fiscal
27 year 2022 and \$1,306,000 of the general fund—state appropriation for
28 fiscal year 2023 are provided solely for the university to develop a
29 new program in marine, coastal, and watershed sciences.

30 (8) \$886,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$886,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for the university to reduce
33 tuition rates for four-year degree programs offered in partnership
34 with Olympic college—Bremerton, Olympic college—Poulsbo, and
35 Peninsula college—Port Angeles that are currently above state-funded
36 resident undergraduate tuition rates.

37 (9) \$90,000 of the general fund—state appropriation for fiscal
38 year 2022 is provided solely for the university to assess the
39 feasibility and benefits of expanding outdoor residential school

1 programs to equitably serve either all fifth and sixth grade
2 students, or only fifth or only sixth grade students statewide. The
3 study shall explore the equity concerns exacerbated by the COVID-19
4 pandemic in the areas of outdoor recreation and outdoor learning
5 experiences, with a focus on using physical activity and exposure to
6 natural settings as a strategy for improving health disparities and
7 accelerating learning for historically underserved populations. The
8 study must also consider programs and facilities at outdoor
9 residential schools, youth camps, and state parks and assess the
10 impact of COVID-19 on these institutions, and recommend strategies to
11 preserve and expand capacity for outdoor school. The university shall
12 submit a report to the office of the governor, the office of the
13 superintendent of public instruction, and the education committees of
14 the legislature summarizing the assessment and making recommendations
15 no later than September 30, 2021.

16 (10) Within amounts appropriated in this section, the university
17 is encouraged to increase the number of tenure-track positions
18 created and hired.

19 (11) \$2,256,000 of the workforce education investment account—
20 state appropriation is provided solely for institution operating
21 costs, including compensation and central services, in recognition
22 that these costs exceed estimated increases in undergraduate
23 operating fee revenue as a result of RCW 28B.15.067.

24 (12) \$3,426,000 of the workforce education investment account—
25 state appropriation is provided solely to maintain access to science,
26 technology, engineering, and mathematics degrees.

27 (13) \$1,016,000 of the workforce education investment account—
28 state appropriation is provided solely to establish an academic
29 curriculum in ethnic studies.

30 (14) \$48,000 of the general fund—state appropriation for fiscal
31 year 2022 and \$48,000 of the general fund—state appropriation for
32 fiscal year 2023 are provided solely for one full-time mental health
33 counselor licensed under chapter 18.225 RCW who has experience and
34 training specifically related to working with active members of the
35 military or military veterans.

36 (15) \$530,000 of the general fund—state appropriation for fiscal
37 year 2022 and \$530,000 of the general fund—state appropriation for
38 fiscal year 2023 are provided solely for the creation and
39 implementation of two bilingual educator programs in the south King

1 county region, including a bilingual elementary education degree
2 program and a secondary education degree program. At full
3 implementation, each cohort shall support up to 25 students per year.

4 (16) \$40,000 of the general fund—state appropriation for fiscal
5 year 2022 is provided solely for implementation of Engrossed
6 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the
7 bill is not enacted by June 30, 2021, the amounts provided in this
8 subsection shall lapse.~~)

9 (17) \$353,000 of the general fund—state appropriation for fiscal
10 year 2022 and \$153,000 of the general fund—state appropriation for
11 fiscal year 2023 are provided solely for implementation of Engrossed
12 Second Substitute Senate Bill No. 5227 (diversity, etc./higher
13 education). (~~If the bill is not enacted by June 30, 2021, the
14 amounts provided in this subsection shall lapse.~~)

15 (18) \$5,000 of the general fund—state appropriation for fiscal
16 year 2022 and \$2,000 of the general fund—state appropriation for
17 fiscal year 2023 are provided solely for implementation of Engrossed
18 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If
19 the bill is not enacted by June 30, 2021, the amounts provided in
20 this subsection shall lapse.~~)

21 (19) \$769,000 of the workforce education investment account—state
22 appropriation is provided solely for upgrading Cyber Range equipment
23 and software.

24 (20) \$720,000 of the workforce education investment account—state
25 appropriation is provided solely for student support services that
26 include resources for retention initiatives including targeted
27 support for underserved student populations, mental health support,
28 and initiatives aimed at addressing learning disruption due to the
29 global pandemic.

30 (21) \$461,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for establishing a new masters program
32 in nursing.

33 (22) \$113,000 of the general fund—state appropriation for fiscal
34 year 2023 is provided solely for the registered nurse to bachelors in
35 nursing program, to increase enrollment and align the program tuition
36 with other state-supported undergraduate degrees.

37 (23) \$568,000 of the general fund—state appropriation for fiscal
38 year 2023 is provided solely for institution compensation costs in

1 recognition that these costs exceed estimated increases in
2 undergraduate operating fee revenue.

3 (24) \$30,000 of the general fund—state appropriation for fiscal
4 year 2023 is provided solely for a review of how existing homeowners'
5 associations, condominium associations, associations of apartment
6 owners, and common interest communities in Washington can incorporate
7 accessory dwelling units. The review shall include an examination of
8 the governing documents of these associations and communities to
9 determine how accessory dwelling units are explicitly or implicitly
10 restricted and what the overall impact is on the state's housing
11 supply from such restrictions. By June 30, 2023, in compliance with
12 RCW 43.01.036, the institution must submit a report detailing its
13 findings to the appropriate committees of the legislature.

14 (25) \$66,000 of the general fund—state appropriation for fiscal
15 year 2023 is provided solely for implementation of Second Substitute
16 House Bill No. 1751 (hazing prevention). If the bill is not enacted
17 by June 30, 2022, the amount provided in this subsection shall lapse.

18 **Sec. 608.** 2021 c 334 s 612 (uncodified) is amended to read as
19 follows:

20 **FOR THE STUDENT ACHIEVEMENT COUNCIL—POLICY COORDINATION AND**
21 **ADMINISTRATION**

22	General Fund—State Appropriation (FY 2022).	((\$7,667,000))
23		<u>\$7,773,000</u>
24	General Fund—State Appropriation (FY 2023).	((\$7,552,000))
25		<u>\$12,006,000</u>
26	General Fund—Federal Appropriation.	\$4,928,000
27	Workforce Education Investment Account—State	
28	Appropriation.	((\$615,000))
29		<u>\$5,290,000</u>
30	TOTAL APPROPRIATION.	((\$20,762,000))
31		<u>\$29,997,000</u>

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

34 (1) \$126,000 of the general fund—state appropriation for fiscal
35 year 2022 and \$126,000 of the general fund—state appropriation for
36 fiscal year 2023 are provided solely for the consumer protection
37 unit.

1 (2) \$500,000 of the workforce education investment account—state
2 appropriation is provided solely to implement a marketing and
3 communications agenda as required in RCW 28C.30.040(1)(c).

4 (3) \$115,000 of the workforce education investment account—state
5 appropriation is provided solely for the Washington student loan
6 refinancing program as provided in chapter 28B.94 RCW.

7 (4) \$575,000 of the general fund—state appropriation for fiscal
8 year 2022 and \$575,000 of the general fund—state appropriation for
9 fiscal year 2023 are provided to increase the number of high school
10 seniors and college bound scholars that complete the free application
11 for federal student aid and the Washington application for state
12 financial aid through digital engagement tools, expanded training,
13 and increased events for high school students.

14 (5) The student achievement council must ensure that all
15 institutions of higher education as defined in RCW 28B.92.030 and
16 eligible for state financial aid programs under chapters 28B.92 and
17 28B.118 RCW provide the data needed to analyze and evaluate the
18 effectiveness of state financial aid programs. This data must be
19 promptly transmitted to the education data center so that it is
20 available and easily accessible.

21 (6) \$25,000 of the general fund—state appropriation for fiscal
22 year 2022 is provided solely for the Washington student achievement
23 council to convene and coordinate a task force to propose strategies
24 to eliminate financial and nonfinancial barriers to low-income
25 students participating in running start, college in the high school,
26 advanced placement, international baccalaureate, Cambridge, and
27 career and technical education dual credit programs. The task force
28 shall submit a report to the appropriate committees of the
29 legislature by December 1, 2021. The report must include:

30 (a) Strategies to address the following financial and
31 nonfinancial barriers to students:

32 (i) Per credit tuition fees and any other fees charged for
33 college in the high school and career and technical education dual
34 credit courses;

35 (ii) Books, fees, and any other direct costs charged to running
36 start students when enrolling in college courses; and

37 (iii) Exam fees and other charges to students enrolling in exam-
38 based dual credit courses;

1 (b) Recommendations on student supports to close equity gaps in
2 dual credit access, participation, and success;

3 (c) Recommendations to improve and increase communication with
4 students and families regarding the awareness, access, and completion
5 of dual credit;

6 (d) Expanding access to dual credit opportunities for students in
7 career and technical education pathways; and

8 (e) Running start data for fiscal year 2019, fiscal year 2020,
9 and fiscal year 2021 for each community and technical college as
10 described in section 605(29) of this act.

11 (7) \$29,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$29,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for implementation of Second
14 Substitute House Bill No. 1044 (prison to postsecondary ed.). (~~If~~
15 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~
16 ~~this subsection shall lapse.~~)

17 (8) \$16,000 of the general fund—state appropriation for fiscal
18 year 2022 and \$16,000 of the general fund—state appropriation for
19 fiscal year 2023 are provided solely for implementation of Substitute
20 Senate Bill No. 5249 (mastery-based learning). (~~If the bill is not~~
21 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
22 ~~shall lapse.~~)

23 (9) \$1,000,000 of the workforce education investment account—
24 state appropriation is provided solely for the career launch grant
25 pool for the public four-year institutions.

26 (10) \$3,600,000 of the workforce education investment account—
27 state appropriation is provided solely for a grant pool dedicated to
28 nursing programs to purchase or upgrade simulation laboratory
29 equipment.

30 (11) \$250,000 of the general fund—state appropriation for fiscal
31 year 2023 is provided solely for the student achievement council to
32 convene and coordinate the development of education and training
33 programs for employees, focusing on correctional officers and medical
34 staff, of the department of corrections to be provided through a
35 contract with The Evergreen State College. Education and training
36 programs must be designed collaboratively to best meet the needs of
37 the department of corrections.

38 (12) \$850,000 of the general fund—state appropriation for fiscal
39 year 2023 is provided solely for administrative support services to

1 carry out duties and responsibilities necessary for recipients of the
2 Washington college grant who are enrolled in a state registered
3 apprenticeship program.

4 (13) \$100,000 of the general fund—state appropriation for fiscal
5 year 2022 and \$150,000 of the general fund—state appropriation for
6 fiscal year 2023 are provided solely for a Pierce county school
7 district to expand a current program assisting high school seniors to
8 identify a postsecondary pathway through a data driven approach.

9 (14) \$3,200,000 of the general fund—state appropriation for
10 fiscal year 2023 is provided solely for implementation of Second
11 Substitute House Bill No. 1835 (postsecondary enrollment). No more
12 than \$200,000 of the amounts provided in this subsection may be used
13 for administration. If the bill is not enacted by June 30, 2022, the
14 amount provided in this subsection shall lapse.

15 (15) \$300,000,000 of the Washington student loan account—state
16 appropriation for fiscal year 2023 is provided solely for
17 implementation of Engrossed Second Substitute House Bill No. 1736
18 (state student loan program). If the bill is not enacted by June 30,
19 2022, the amount provided in this subsection shall lapse.

20 (16) \$75,000 of the workforce education investment account—state
21 appropriation is provided solely for implementation of House Bill No.
22 1780 (workforce investment board). If the bill is not enacted by June
23 30, 2022, the amount provided in this subsection shall lapse.

24 **Sec. 609.** 2021 c 334 s 613 (uncodified) is amended to read as
25 follows:

26 **FOR THE STUDENT ACHIEVEMENT COUNCIL—OFFICE OF STUDENT FINANCIAL**
27 **ASSISTANCE**

28	General Fund—State Appropriation (FY 2022)	((\$274,215,000))
29		<u>\$274,216,000</u>
30	General Fund—State Appropriation (FY 2023)	((\$270,597,000))
31		<u>\$209,529,000</u>
32	General Fund—Federal Appropriation.	((\$14,061,000))
33		<u>\$14,063,000</u>
34	General Fund—Private/Local Appropriation.	\$300,000
35	Education Legacy Trust Account—State Appropriation. . . .	\$85,488,000
36	Washington Opportunity Pathways Account—State	
37	Appropriation.	((\$164,598,000))
38		<u>\$238,786,000</u>

1	Aerospace Training Student Loan Account—State	
2	Appropriation.	\$216,000
3	Workforce Education Investment Account—State	
4	Appropriation.	((\$299,870,000))
5		<u>\$259,521,000</u>
6	Health Professionals Loan Repayment and Scholarship	
7	Program Account—State Appropriation.	\$1,720,000
8	TOTAL APPROPRIATION.	((\$1,111,065,000))
9		<u>\$1,083,839,000</u>

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

12 (1) \$7,834,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$7,835,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for student financial aid
15 payments under the state work study program, including up to four
16 percent administrative allowance for the state work study program.

17 (2) \$236,416,000 of the general fund—state appropriation for
18 fiscal year 2022, ((~~\$236,416,000~~)) \$161,416,000 of the general fund—
19 state appropriation for fiscal year 2023, ((~~\$297,865,000~~))
20 \$212,174,000 of the workforce education investment account—state
21 appropriation, \$69,639,000 of the education legacy trust fund—state
22 appropriation, and ((~~\$147,654,000~~)) \$222,654,000 of the Washington
23 opportunity pathways account—state appropriation are provided solely
24 for the Washington college grant program as provided in RCW
25 28B.92.200.

26 (3) Changes made to the state work study program in the 2009-2011
27 and 2011-2013 fiscal biennia are continued in the 2021-2023 fiscal
28 biennium including maintaining the increased required employer share
29 of wages; adjusted employer match rates; discontinuation of
30 nonresident student eligibility for the program; and revising
31 distribution methods to institutions by taking into consideration
32 other factors such as off-campus job development, historical
33 utilization trends, and student need.

34 (4) \$1,165,000 of the general fund—state appropriation for fiscal
35 year 2022, \$1,165,000 of the general fund—state appropriation for
36 fiscal year 2023, \$15,849,000 of the education legacy trust account—
37 state appropriation, and ((~~\$16,944,000~~)) \$16,132,000 of the
38 Washington opportunity pathways account—state appropriation are
39 provided solely for the college bound scholarship program and may

1 support scholarships for summer session. The office of student
2 financial assistance and the institutions of higher education shall
3 not consider awards made by the opportunity scholarship program to be
4 state-funded for the purpose of determining the value of an award
5 amount under RCW 28B.118.010.

6 (5) \$6,999,000 of the general fund—state appropriation for fiscal
7 year 2022 and \$6,999,000 of the general fund—state appropriation for
8 fiscal year 2023 are provided solely for the passport to college
9 program. The maximum scholarship award is up to \$5,000. The council
10 shall contract with a nonprofit organization to provide support
11 services to increase student completion in their postsecondary
12 program and shall, under this contract, provide a minimum of \$500,000
13 in fiscal years 2022 and 2023 for this purpose.

14 (6) \$2,981,000 of the general fund—state appropriation for fiscal
15 year 2022 (~~is~~) and \$8,551,000 of the general fund—state
16 appropriation for fiscal year 2023 are provided solely to meet state
17 match requirements associated with the opportunity scholarship
18 program. The legislature will evaluate subsequent appropriations to
19 the opportunity scholarship program based on the extent that
20 additional private contributions are made, program spending patterns,
21 and fund balance.

22 (7) \$3,800,000 of the general fund—state appropriation for fiscal
23 year 2022 and \$3,800,000 of the general fund—state appropriation for
24 fiscal year 2023 are provided solely for expenditure into the health
25 professionals loan repayment and scholarship program account. These
26 amounts must be used to increase the number of licensed primary care
27 health professionals to serve in licensed primary care health
28 professional critical shortage areas. Contracts between the office
29 and program recipients must guarantee at least three years of
30 conditional loan repayments. The office of student financial
31 assistance and the department of health shall prioritize a portion of
32 any nonfederal balances in the health professional loan repayment and
33 scholarship fund for conditional loan repayment contracts with
34 psychiatrists and with advanced registered nurse practitioners for
35 work at one of the state-operated psychiatric hospitals. The office
36 and department shall designate the state hospitals as health
37 professional shortage areas if necessary for this purpose. The office
38 shall coordinate with the department of social and health services to
39 effectively incorporate three conditional loan repayments into the

1 department's advanced psychiatric professional recruitment and
2 retention strategies. The office may use these targeted amounts for
3 other program participants should there be any remaining amounts
4 after eligible psychiatrists and advanced registered nurse
5 practitioners have been served. The office shall also work to
6 prioritize loan repayments to professionals working at health care
7 delivery sites that demonstrate a commitment to serving uninsured
8 clients. It is the intent of the legislature to provide funding to
9 maintain the current number and amount of awards for the program in
10 the 2023-2025 fiscal biennium on the basis of these contractual
11 obligations.

12 (8) \$1,000,000 of the general fund—state appropriation for fiscal
13 year 2022 and \$1,000,000 of the general fund—state appropriation for
14 fiscal year 2023 are provided solely for behavioral health loan
15 repayment program grants, pursuant to chapter 302, Laws of 2019 (2SHB
16 1668) (Washington health corps).

17 (9) \$4,125,000 of the general fund—state appropriation for fiscal
18 year 2022 and (~~(\$4,125,000)~~) \$6,125,000 of the general fund—state
19 appropriation for fiscal year 2023 are provided solely for
20 expenditure into the health professionals loan repayment and
21 scholarship program account. The amount provided in this subsection
22 is provided solely to increase loans within the behavioral health
23 program.

24 (10) \$2,000,000 of the workforce education investment account—
25 state appropriation is provided solely for the future teachers
26 conditional scholarship and loan repayment program established in
27 chapter 28B.102 RCW.

28 (11) \$2,000,000 of the general fund—federal appropriation (ARPA)
29 is provided solely for ARPA anticipated state grants for the national
30 health service corps.

31 (12) \$1,279,000 of the general fund—state appropriation for
32 fiscal year 2022 and (~~(\$1,138,000)~~) \$1,313,000 of the general fund—
33 state appropriation for fiscal year 2023 are provided solely for the
34 Washington award for vocational excellence. \$175,000 of the general
35 fund—state appropriation for fiscal year 2023 shall be used for
36 administration.

37 (13) \$258,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$258,000 of the general fund—state appropriation for
39 fiscal year 2023 are provided solely for implementation of Substitute

1 House Bill No. 1166 (college students pilot). (~~If the bill is not~~
2 ~~enacted by June 30, 2021, the amounts provided in this subsection~~
3 ~~shall lapse.~~)

4 (14) ~~\$500,000 of the general fund—state appropriation for fiscal~~
5 ~~year 2022 (~~is~~) and \$206,000 of the general fund—state appropriation~~
6 ~~for fiscal year 2023 are provided solely for a state match associated~~
7 ~~with the rural jobs program. (~~The legislature will evaluate~~~~
8 ~~appropriations in future biennia to the rural jobs program based on~~
9 ~~the extent that additional private contributions are made.)~~)

10 (15) \$3,000,000 of the general fund—state appropriation for
11 fiscal year 2023 is provided solely for implementation of House Bill
12 No. 2007 (nurse educator loans). If the bill is not enacted by June
13 30, 2022, the amount provided in this subsection shall lapse.

14 (16) \$45,342,000 of the workforce education investment account—
15 state appropriation for fiscal year 2023 is provided solely for
16 implementation of Engrossed Second Substitute House Bill No. 1659
17 (higher education grants). If the bill is not enacted by June 30,
18 2022, the amount provided in this subsection shall lapse.

19 **Sec. 610.** 2021 c 334 s 614 (uncodified) is amended to read as
20 follows:

21 **FOR THE WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD**

22 General Fund—State Appropriation (FY 2022)	((\$2,715,000))
23	<u>\$2,798,000</u>
24 General Fund—State Appropriation (FY 2023)	((\$2,436,000))
25	<u>\$5,469,000</u>
26 General Fund—Federal Appropriation.	((\$55,483,000))
27	<u>\$55,549,000</u>
28 General Fund—Private/Local Appropriation.	\$212,000
29 Workforce Education Investment Account—State	
30 Appropriation.	\$150,000
31 Coronavirus State Fiscal Recovery Fund—Federal	
32 Appropriation.	\$250,000
33 TOTAL APPROPRIATION.	((\$61,246,000))
34	<u>\$64,428,000</u>

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

37 (1) \$240,000 of the general fund—state appropriation for fiscal
38 year 2022 and \$240,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the health workforce council
2 of the state workforce training and education coordinating board. In
3 partnership with the office of the governor, the health workforce
4 council shall continue to assess workforce shortages across
5 behavioral health disciplines and incorporate the recommended action
6 plan completed in 2020.

7 (2) \$150,000 of the workforce education investment account—state
8 appropriation is provided solely for staffing costs to support the
9 workforce education investment accountability and oversight board
10 established in RCW 28C.18.200.

11 (3) \$150,000 of the general fund—state appropriation for fiscal
12 year 2022 and \$150,000 of the general fund—state appropriation for
13 fiscal year 2023 are provided solely for the board to continue work
14 under a new behavioral health workforce advisory committee, which
15 shall monitor and report on the progress of recommendations from the
16 board's previous behavioral health workforce assessments, and
17 continue to develop policy and practice recommendations on emerging
18 issues in the behavioral health workforce. The board must convene and
19 staff the committee. The committee must provide a report and relevant
20 recommendations to the appropriate committees of the legislature and
21 the office of the governor under RCW 43.01.036 by December 1, 2021,
22 and December 1, 2022.

23 (4) \$250,000 of the coronavirus state fiscal recovery fund—
24 federal appropriation is provided solely for an accredited
25 osteopathic medical school to implement an interprofessional
26 curriculum to educate health care providers and workforce on opioid
27 misuse and addiction.

28 (5) \$225,000 of the general fund—state appropriation for fiscal
29 year 2022 and \$225,000 of the general fund—state appropriation for
30 fiscal year 2023 are provided solely for the board to collaborate and
31 assist in the report required by the new behavioral health advisory
32 committee established in subsection (3) of this section. The report
33 shall contain an analysis of behavioral health workforce shortages
34 and challenges, data to inform systems change, and relevant policy
35 recommendations and actions informed by the employer demand
36 projection and talent development pipeline analyses to the
37 appropriate committees of the legislature and the office of the
38 governor by December 1, 2021, and December 1, 2022. The board shall
39 contract with a statewide nonprofit organization with expertise in

1 promoting and supporting science, technology, engineering, and math
2 education from early learning through postsecondary education to
3 provide a regional analysis of supply pipelines to current behavioral
4 health care opportunities, at the secondary and postsecondary levels,
5 and will identify gaps and barriers to programs that lead to high-
6 demand behavioral health occupations. In coordination with the
7 board's employer demand projection analysis, the contractor will
8 provide an analysis of the talent development pipeline to help inform
9 the committee's work.

10 (6) \$1,402,000 of the general fund—state appropriation for fiscal
11 year 2023 is provided solely to conduct health workforce surveys, in
12 collaboration with the nursing care quality assurance commission, to
13 collect and analyze data on the long-term care workforce. The
14 workforce board will manage a stakeholder process and pilot grant
15 program to improve retention and job quality in long-term care
16 facilities and conduct health workforce surveys.

17 (7) \$1,200,000 of the general fund—state appropriation for fiscal
18 year 2023 is provided solely for apprenticeship grants, in
19 collaboration with the nursing care quality assurance commission, to
20 address the long-term care workforce.

21 (8) \$209,000 of the general fund—state appropriation for fiscal
22 year 2023 is provided solely for administrative expenditures for the
23 Washington award for vocational excellence.

24 (9) \$187,000 of the general fund—state appropriation for fiscal
25 year 2023 is provided solely for implementation of Substitute House
26 Bill No. 2019 (careers in retail). If the bill is not enacted by June
27 30, 2022, the amount provided in this subsection shall lapse.

28 **Sec. 611.** 2021 c 334 s 615 (uncodified) is amended to read as
29 follows:

30 **FOR THE STATE SCHOOL FOR THE BLIND**

31	General Fund—State Appropriation (FY 2022).	((\$9,224,000))
32		<u>\$9,278,000</u>
33	General Fund—State Appropriation (FY 2023).	((\$9,357,000))
34		<u>\$9,435,000</u>
35	General Fund—Private/Local Appropriation.	\$34,000
36	TOTAL APPROPRIATION.	((\$18,615,000))
37		<u>\$18,747,000</u>

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

3 (1) Funding provided in this section is sufficient for the school
4 to offer to students enrolled in grades six through twelve for full-
5 time instructional services at the Vancouver campus or online with
6 the opportunity to participate in a minimum of one thousand eighty
7 hours of instruction and the opportunity to earn twenty-four high
8 school credits.

9 (2) \$24,000 of the general fund—state appropriation for fiscal
10 year 2023 is provided solely for implementation of Engrossed Second
11 Substitute House Bill No. 1153 (language access in schools). If the
12 bill is not enacted by June 30, 2022, the amount provided in this
13 subsection shall lapse.

14 **Sec. 612.** 2021 c 334 s 616 (uncodified) is amended to read as
15 follows:

16 **FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING**
17 **LOSS**

18	General Fund—State Appropriation (FY 2022).	(\$14,767,000)
19		<u>\$15,102,000</u>
20	General Fund—State Appropriation (FY 2023).	(\$14,974,000)
21		<u>\$15,314,000</u>
22	TOTAL APPROPRIATION.	(\$29,741,000)
23		<u>\$30,416,000</u>

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

26 (1) Funding provided in this section is sufficient for the center
27 to offer students ages three through twenty-one enrolled at
28 Washington School for the Deaf the opportunity to participate in a
29 minimum of one thousand eighty hours of instruction and the
30 opportunity to earn twenty-four high school credits.

31 (2) \$225,000 of the general fund—state appropriation in fiscal
32 year 2022 and \$225,000 of the general fund—state appropriation in
33 fiscal year 2023 are provided solely for the center for deaf and hard
34 of hearing youth to develop or expand a mentoring program for persons
35 employed as educational interpreters in public schools. Funding
36 provided under this section is provided solely for recruiting,
37 hiring, and training persons to be employed by Washington sensory
38 disability services who must provide mentoring services in different

1 geographic regions of the state, with the dual goals of providing
2 services, beginning with the 2021-22 school year, to any requesting
3 school district; and assisting persons in the timely and successful
4 achievement of performance standards for educational interpreters.

5 (3) \$5,000 of the general fund—state appropriation for fiscal
6 year 2023 is provided solely for implementation of Engrossed Second
7 Substitute House Bill No. 1153 (language access in schools). If the
8 bill is not enacted by June 30, 2022, the amount provided in this
9 subsection shall lapse.

10 **Sec. 613.** 2021 c 334 s 617 (uncodified) is amended to read as
11 follows:

12 **FOR THE WASHINGTON STATE ARTS COMMISSION**

13	General Fund—State Appropriation (FY 2022)	((\$2,614,000))
14		<u>\$2,753,000</u>
15	General Fund—State Appropriation (FY 2023)	((\$2,648,000))
16		<u>\$4,888,000</u>
17	General Fund—Federal Appropriation	((\$3,156,000))
18		<u>\$3,158,000</u>
19	General Fund—Private/Local Appropriation	((\$50,000))
20		<u>\$143,000</u>
21	Coronavirus State Fiscal Recovery Fund—Federal	
22	Appropriation	\$2,000,000
23	TOTAL APPROPRIATION	((\$10,468,000))
24		<u>\$12,942,000</u>

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

27 (1) \$80,000 of the general fund—state appropriation for fiscal
28 year 2022 and \$79,000 of the general fund—state appropriation for
29 fiscal year 2023 are provided solely for the creative districts
30 program.

31 (2) \$1,000,000 of the general fund—federal appropriation (ARPA)
32 is provided solely for grants to arts organizations for programing
33 and general operating expenses pursuant to section 2021 of the
34 American rescue plan act of 2021, P.L. 117-2.

35 (3) \$1,000,000 of the coronavirus state fiscal recovery fund—
36 federal appropriation for fiscal year 2022 and \$1,000,000 of the
37 coronavirus state fiscal recovery fund—federal appropriation for
38 fiscal year 2023 are provided solely for the Washington state arts

1 commission to stabilize, recover, and preserve the state's arts and
2 cultural organizations in light of pandemic conditions. From these
3 amounts, the commission may distribute relief, response, and recovery
4 grants to arts and cultural organizations statewide, subject to
5 appropriate agreements.

6 **Sec. 614.** 2021 c 334 s 618 (uncodified) is amended to read as
7 follows:

8 **FOR THE WASHINGTON STATE HISTORICAL SOCIETY**

9	General Fund—State Appropriation (FY 2022).	((\$4,024,000))
10		<u>\$4,269,000</u>
11	General Fund—State Appropriation (FY 2023).	((\$4,035,000))
12		<u>\$4,584,000</u>
13	TOTAL APPROPRIATION.	((\$8,059,000))
14		<u>\$8,853,000</u>

15 The appropriations in this section are subject to the following
16 conditions and limitations: \$210,000 of the general fund—state
17 appropriation for fiscal year 2023 is provided solely for the
18 Washington state historical society to partner with a statewide
19 organization specializing in the preservation of Washington state
20 Jewish history to establish a new archive that captures the
21 narratives and primary source materials of Jewish Washingtonians.
22 This new archive must create the capacity to capture a 15-year
23 backlog of hundreds of narratives and materials of Jewish
24 Washingtonians, as well as unlimited new submissions, with the future
25 goal of making these materials available to the public and linking to
26 existing Jewish archival collections at the University of Washington.

27 **Sec. 615.** 2021 c 334 s 619 (uncodified) is amended to read as
28 follows:

29 **FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY**

30	General Fund—State Appropriation (FY 2022).	((\$3,305,000))
31		<u>\$3,479,000</u>
32	General Fund—State Appropriation (FY 2023).	((\$3,388,000))
33		<u>\$4,002,000</u>
34	TOTAL APPROPRIATION.	((\$6,693,000))
35		<u>\$7,481,000</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

Table with 2 columns: Description and Amount. Rows include General Fund—State Appropriation (FY 2022), General Fund—State Appropriation (FY 2023), General Fund—Federal Appropriation, General Fund—Private/Local Appropriation, and Other Appropriated Funds. Total Appropriation is \$106,990,000.

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 documents IT-2021, dated April 22, 2021, and IT-2022, dated February 21, 2022, which are hereby incorporated by reference. To facilitate the transfer of moneys from other funds and accounts that are associated with projects contained in LEAP omnibus documents IT-2021, dated April 22, 2021, and IT-2022, dated February 21, 2022, 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 the chief information officer

1 ~~funding from the information technology investment revolving~~
2 ~~account))~~ for certification and release of funding for each gate of
3 the project. ((The)) When the office of the chief information officer
4 certifies the key deliverables of the gate have been met, it must
5 notify the office of financial management ~~((must notify))~~ and the
6 fiscal committees of the legislature ~~((of the receipt of each~~
7 ~~application and))~~. The office of financial management may ((not))
8 approve ((a funding request for)) funding for the certified project
9 gate ten business days from the date of notification.

10 (3) (a) Allocations and allotments of information technology
11 investment revolving account must be made for discrete stages of
12 projects as determined by the technology budget approved by the
13 office of the chief information officer and office of financial
14 management.

15 (b) Fifteen percent of total funding allocated by the office of
16 financial management, or another amount as defined jointly by the
17 office of financial management and the office of the chief
18 information officer, will be retained in the account, but remain
19 allocated to that project. The retained funding will be released to
20 the agency only after successful completion of that stage of the
21 project. For the one Washington project, the amount retained is
22 increased to at least twenty percent of total funding allocated for
23 any stage of that project.

24 (4) (a) Each project must have a technology budget. The technology
25 budget must have the detail by fiscal month for the 2021-2023 fiscal
26 biennium. The technology budget must use a method similar to the
27 state capital budget, identifying project costs, each fund source,
28 and anticipated deliverables through each stage of the entire project
29 investment and across fiscal periods and biennia from project onset
30 through implementation and close out, as well as at least five years
31 of maintenance and operations costs.

32 (b) As part of the development of a technology budget and at each
33 request for funding, the agency shall submit an updated technology
34 budget, if changes occurred, to include detailed financial
35 information to the office of financial management and the office of
36 the chief information officer. The technology budget must describe
37 the total cost of the project, as well as maintenance and operations
38 costs, to include and identify at least:

39 (i) Fund sources:

1 (A) If the project is funded from the information technology
2 revolving account, the technology budget must include a worksheet
3 that provides the fund sources that were transferred into the account
4 by fiscal year;

5 (B) If the project is by a central service agency, and funds are
6 driven out by the central service model, the technology budget must
7 provide a statewide impact by agency by fund as a worksheet in the
8 technology budget file;

9 (ii) Full time equivalent staffing level to include job
10 classification assumptions;

11 (iii) Discreet financial budget codes to include at least the
12 appropriation index and program index;

13 (iv) Object and subobject codes of expenditures;

14 (v) Anticipated deliverables;

15 (vi) Historical budget and expenditure detail by fiscal year; and

16 (vii) Maintenance and operations costs by fiscal year for at
17 least five years as a separate worksheet.

18 (c) If a project technology budget changes and a revised
19 technology budget is completed, a comparison of the revised
20 technology budget to the last approved technology budget must be
21 posted to the dashboard, to include a narrative rationale on what
22 changed, why, and how that impacts the project in scope, budget, and
23 schedule.

24 (5) (a) Each project must have an investment plan that includes:

25 (i) An organizational chart of the project management team that
26 identifies team members and their roles and responsibilities;

27 (ii) The office of the chief information officer staff assigned
28 to the project;

29 (iii) An implementation schedule covering activities, critical
30 milestones, and deliverables at each stage of the project for the
31 life of the project at each agency affected by the project;

32 (iv) Performance measures used to determine that the project is
33 on time, within budget, and meeting expectations for quality of work
34 product;

35 (v) Ongoing maintenance and operations cost of the project post
36 implementation and close out delineated by agency staffing,
37 contracted staffing, and service level agreements; and

38 (vi) Financial budget coding to include at least discrete
39 financial coding for the project.

1 (6) Projects with estimated costs greater than one hundred
2 million dollars from initiation to completion and implementation may
3 be divided into discrete subprojects as determined by the office of
4 the chief information officer, except for the one Washington project
5 which must be divided into the following discrete subprojects: Core
6 financials, expanding financials and procurement, budget, and human
7 resources. Each subproject must have a technology budget and
8 investment plan as provided in this section.

9 (7) (a) The office of the chief information officer shall maintain
10 an information technology project dashboard that provides updated
11 information each fiscal month on projects subject to this section.
12 This includes, at least:

- 13 (i) Project changes each fiscal month;
- 14 (ii) Noting if the project has a completed market requirements
15 document, and when it was completed;
- 16 (iii) Financial status of information technology projects under
17 oversight;
- 18 (iv) Coordination with agencies;
- 19 (v) Monthly quality assurance reports, if applicable;
- 20 (vi) Monthly office of the chief information officer status
21 reports;
- 22 (vii) Historical project budget and expenditures through fiscal
23 year 2021;
- 24 (viii) Budget and expenditures each fiscal month;
- 25 (ix) Estimated annual maintenance and operations costs by fiscal
26 year; and
- 27 (x) Posting monthly project status assessments on scope,
28 schedule, budget, and overall by the:
 - 29 (A) Office of the chief information officer;
 - 30 (B) Agency project team; and
 - 31 (C) Quality assurance vendor, if applicable to the project.

32 (b) The dashboard must retain a roll up of the entire project
33 cost, including all subprojects, that can display subproject detail.
34 This includes coalition projects that are active.

- 35 (8) If the project affects more than one agency:
- 36 (a) A separate technology budget and investment plan must be
37 prepared for each agency; and
 - 38 (b) The dashboard must contain a statewide project technology
39 budget roll up that includes each affected agency at the subproject
40 level.

1 (9) For any project that exceeds two million dollars in total
2 funds to complete, requires more than one biennium to complete, or is
3 financed through financial contracts, bonds, or other indebtedness:

4 (a) Quality assurance for the project must report independently
5 to the office of the chief information officer;

6 (b) The office of the chief information officer must review, and,
7 if necessary, revise the proposed project to ensure it is flexible
8 and adaptable to advances in technology;

9 (c) The technology budget must specifically identify the uses of
10 any financing proceeds. No more than thirty percent of the financing
11 proceeds may be used for payroll-related costs for state employees
12 assigned to project management, installation, testing, or training;

13 (d) The agency must consult with the office of the state
14 treasurer during the competitive procurement process to evaluate
15 early in the process whether products and services to be solicited
16 and the responsive bids from a solicitation may be financed; and

17 (e) The agency must consult with the contracting division of the
18 department of enterprise services for a review of all contracts and
19 agreements related to the project's information technology
20 procurements.

21 (10) The office of the chief information officer must evaluate
22 the project at each stage and certify whether the project is planned,
23 managed, and meeting deliverable targets as defined in the project's
24 approved technology budget and investment plan.

25 (11) The office of the chief information officer may suspend or
26 terminate a project at any time if it determines that the project is
27 not meeting or not expected to meet anticipated performance and
28 technology outcomes. Once suspension or termination occurs, the
29 agency shall unallot any unused funding and shall not make any
30 expenditure for the project without the approval of the office of
31 financial management. The office of the chief information officer
32 must report on July 1 and December 1 each calendar year any
33 suspension or termination of a project in the previous six month
34 period to the legislative fiscal committees.

35 (12) The office of the chief information officer, in consultation
36 with the office of financial management, may identify additional
37 projects to be subject to this section, including projects that are
38 not separately identified within an agency budget. The office of the
39 chief information officer must report on July 1 and December 1 each
40 calendar year any additional projects to be subjected to this section

1 that were identified in the previous six month period to the
2 legislative fiscal committees.

3 (13) Any cost to administer or implement this section for
4 projects listed in subsection (1) of this section, must be paid from
5 the information technology investment revolving account. For any
6 other information technology project made subject to the conditions,
7 limitations, and review of this section, the cost to implement this
8 section must be paid from the funds for that project.

9 (14) The following information technology projects are subject to
10 the conditions, limitations, and review in this section:

11 (a) The unclaimed property system project of the department of
12 revenue;

13 (b) The one Washington procurement project of the department of
14 enterprise services;

15 (c) The security systems on campus project of the department of
16 enterprise services;

17 (d) The network core equipment project of the consolidated
18 technology services agency; and

19 (e) The data center switching equipment project of the
20 consolidated technology services agency.

21 **Sec. 702.** 2021 c 334 s 702 (uncodified) is amended to read as
22 follows:

23 **FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING**
24 **BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT**
25 **LIMIT**

26	General Fund—State Appropriation (FY 2022)	((\$1,273,008,000))
27		<u>\$1,265,240,000</u>
28	General Fund—State Appropriation (FY 2023)	((\$1,374,570,000))
29		<u>\$1,348,288,000</u>
30	State Building Construction Account—State	
31	Appropriation	((\$12,323,000))
32		<u>\$19,323,000</u>
33	Columbia River Basin Water Supply Development	
34	Account—State Appropriation	\$13,000
35	Watershed Restoration and Enhancement Bond Account—	
36	State Appropriation	\$181,000
37	State Taxable Building Construction Account—State	
38	Appropriation	\$467,000

1 for the governor's emergency fund for the critically necessary work
2 of any agency.

3 NEW SECTION. **Sec. 705.** A new section is added to 2021 c 334
4 (uncodified) to read as follows:

5 **FOR SUNDRY CLAIMS**

6 The following sums, or so much thereof as may be necessary, are
7 appropriated from the general fund for fiscal year 2022, unless
8 otherwise indicated, for relief of various individuals, firms, and
9 corporations for sundry claims.

10 These appropriations are to be disbursed on vouchers approved by
11 the director of the department of enterprise services, except as
12 otherwise provided, for reimbursement of criminal defendants
13 acquitted on the basis of self-defense, pursuant to RCW 9A.16.110, as
14 follows:

- 15 (1) William J. Damson, claim number 9991006839. \$14,880
- 16 (2) David Ziller, claim number 9991006721. \$13,257
- 17 (3) Caleb B. Cline, claim number 9991006671. \$23,367
- 18 (4) Julaine D. Pettis, claim number 9991005948. \$20,000
- 19 (5) Jaydra Erchul Johnson, claim number 9991005804. \$8,270
- 20 (6) Christopher Lundvall, claim number 9991007205. \$45,022
- 21 (7) Carlos Cervantes, claim number 9991007388. \$6,298
- 22 (8) Jarel Jones-White, claim number 9991007721. \$3,665

23 NEW SECTION. **Sec. 706.** A new section is added to 2021 c 334
24 (uncodified) to read as follows:

25 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COUNTY CRIMINAL JUSTICE**
26 **ASSISTANCE ACCOUNT: JUVENILE CODE REVISIONS**

27	General Fund—State Appropriation (FY 2022).	\$331,000
28	General Fund—State Appropriation (FY 2023).	\$331,000
29	TOTAL APPROPRIATION.	\$662,000

30 The appropriations in this section are subject to the following
31 conditions and limitations: The appropriations are provided solely
32 for expenditure into the county criminal justice assistance account
33 for costs to the criminal justice system associated with the
34 implementation of chapter 338, Laws of 1997 (juvenile code
35 revisions). The amounts provided in this subsection are intended to
36 provide funding for county adult court costs associated with the

1 implementation of chapter 338, Laws of 1997 and shall be distributed
2 in accordance with RCW 82.14.310.

3 **Sec. 707.** 2021 c 334 s 718 (uncodified) is amended to read as
4 follows:

5 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ANDY HILL CANCER RESEARCH**
6 **ENDOWMENT FUND MATCH TRANSFER ACCOUNT**

7	General Fund—State Appropriation (FY 2022)	\$951,000
8	General Fund—State Appropriation (FY 2023)	\$683,000
9	TOTAL APPROPRIATION.	(\$951,000)
10		<u>\$1,634,000</u>

11 The appropriation in this section is subject to the following
12 conditions and limitations: The appropriation in this section is
13 provided solely for expenditure into the Andy Hill cancer research
14 endowment fund match transfer account per RCW 43.348.080 to fund the
15 Andy Hill cancer research endowment program. Matching funds using the
16 amounts appropriated in this section may not be used to fund new
17 grants that exceed two years in duration.

18 NEW SECTION. **Sec. 708.** A new section is added to 2021 c 334
19 (uncodified) to read as follows:

20 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON INTERNET CRIMES**
21 **AGAINST CHILDREN ACCOUNT**

22	General Fund—State Appropriation (FY 2022)	\$1,135,000
23	General Fund—State Appropriation (FY 2023)	\$1,135,000
24	TOTAL APPROPRIATION.	\$2,270,000

25 The appropriations in this section are subject to the following
26 conditions and limitations: The appropriations are provided solely
27 for expenditure into the Washington internet crimes against children
28 account created in RCW 43.101.435.

29 NEW SECTION. **Sec. 709.** A new section is added to 2021 c 334
30 (uncodified) to read as follows:

31 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—HOME SECURITY FUND ACCOUNT**

32	General Fund—State Appropriation (FY 2023)	\$40,000,000
33	TOTAL APPROPRIATION.	\$40,000,000

34 The appropriation in this section is subject to the following
35 conditions and limitations: The appropriation is provided solely for

1 expenditure into the home security fund account created in RCW
2 43.185C.060. The purpose of this expenditure is to continue the
3 shelter capacity grant funding in section 127(36) of this act into
4 the 2023-2025 fiscal biennium.

5 NEW SECTION. **Sec. 710.** A new section is added to 2021 c 334
6 (uncodified) to read as follows:

7 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—MULTIMODAL TRANSPORTATION**
8 **ACCOUNT**

9	General Fund—State Appropriation (FY 2022).	\$2,000,000,000
10	TOTAL APPROPRIATION.	\$2,000,000,000

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 multimodal transportation account created in RCW
14 47.66.070.

15 NEW SECTION. **Sec. 711.** A new section is added to 2021 c 334
16 (uncodified) to read as follows:

17 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ENTERPRISE SERVICES ACCOUNT**

18	General Fund—State Appropriation (FY 2022).	\$500,000
19	TOTAL APPROPRIATION.	\$500,000

20 The appropriation in this section is subject to the following
21 conditions and limitations: The appropriation is provided solely for
22 expenditure into the enterprise services account created in RCW
23 43.19.025 in support of the real estate services program.

24 NEW SECTION. **Sec. 712.** A new section is added to 2021 c 334
25 (uncodified) to read as follows:

26 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE VEHICLE PARKING ACCOUNT**

27	General Fund—State Appropriation (FY 2022).	\$2,178,000
28	TOTAL APPROPRIATION.	\$2,178,000

29 The appropriation in this section is subject to the following
30 conditions and limitations: The appropriation is provided solely for
31 expenditure into the state vehicle parking account created in RCW
32 43.01.225 in support of the parking program within the department of
33 enterprise services.

1 NEW SECTION. **Sec. 713.** A new section is added to 2021 c 334
2 (uncodified) to read as follows:

3 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—LIABILITY ACCOUNT**

4	General Fund—State Appropriation (FY 2023).	\$217,000,000
5	TOTAL APPROPRIATION.	\$217,000,000

6 The appropriation in this section is subject to the following
7 conditions and limitations: The appropriation is provided solely for
8 expenditure into the liability account created in RCW 4.92.130.

9 NEW SECTION. **Sec. 714.** A new section is added to 2021 c 334
10 (uncodified) to read as follows:

11 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—JUDICIAL STABILIZATION TRUST**
12 **ACCOUNT**

13	General Fund—State Appropriation (FY 2022).	\$2,000,000
14	General Fund—State Appropriation (FY 2023).	\$68,000,000
15	TOTAL APPROPRIATION.	\$70,000,000

16 The appropriations in this section are subject to the following
17 conditions and limitations: The appropriations are provided solely
18 for expenditure into the judicial stabilization account created in
19 RCW 43.79.505.

20 NEW SECTION. **Sec. 715.** A new section is added to 2021 c 334
21 (uncodified) to read as follows:

22 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—FAMILY AND MEDICAL LEAVE**
23 **INSURANCE ACCOUNT**

24	General Fund—State Appropriation (FY 2023).	\$397,000,000
25	TOTAL APPROPRIATION.	\$397,000,000

26 The appropriations in this section are subject to the following
27 conditions and limitations: The appropriations are provided solely
28 for expenditure into the family and medical leave insurance account
29 created in RCW 50A.05.070. Of the amount in this section, the office
30 of financial management may expend into the account only the amounts
31 necessary to manage the account balance in order to minimize the
32 likelihood of a premium surcharge under RCW 50A.10.030 in calendar
33 year 2023, after certification from the employment security
34 department.

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 state DNA database account created in RCW
4 43.43.7532, pursuant to Engrossed Fourth Substitute House Bill No.
5 1412 (legal financial obligations). If the bill is not enacted by
6 June 30, 2022, the amount appropriated in this section shall lapse.

7 NEW SECTION. **Sec. 719.** A new section is added to 2021 c 334
8 (uncodified) to read as follows:

9 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SHOP LOCAL AND SAVE SALES AND**
10 **USE TAX HOLIDAY MITIGATION ACCOUNT**

11	General Fund—State Appropriation (FY 2023)	\$53,000,000
12	TOTAL APPROPRIATION.	\$53,000,000

13 The appropriation in this section is subject to the following
14 conditions and limitations: The appropriation is provided solely for
15 expenditure into the shop local and save sales and use tax holiday
16 mitigation account created in House Bill No. 2018 (sales and use tax
17 holiday). If the bill is not enacted by June 30, 2022, the amount
18 appropriated in this section shall lapse.

19 NEW SECTION. **Sec. 720.** A new section is added to 2021 c 334
20 (uncodified) to read as follows:

21 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON STUDENT LOAN**
22 **ACCOUNT**

23	General Fund—State Appropriation (FY 2023)	\$221,000,000
24	Workforce Education Investment Account—State	
25	Appropriation.	\$79,000,000
26	TOTAL APPROPRIATION.	\$300,000,000

27 The appropriations in this section are subject to the following
28 conditions and limitations: The appropriations are provided solely
29 for expenditure into the Washington student loan account created in
30 Engrossed Second Substitute House Bill No. 1736 (state student loan
31 program). If the bill is not enacted by June 30, 2022, the amount
32 appropriated in this section shall lapse.

33 NEW SECTION. **Sec. 721.** A new section is added to 2021 c 334
34 (uncodified) to read as follows:

1 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—CAPITAL COMMUNITY ASSISTANCE**
2 **ACCOUNT**

3	General Fund—State Appropriation (FY 2023).	\$737,000,000
4	TOTAL APPROPRIATION.	\$737,000,000

5 The appropriation in this section is subject to the following
6 conditions and limitations: The amount in this section is provided
7 solely for expenditure into the capital community assistance account
8 created in section 946 of this act.

9 NEW SECTION. **Sec. 722.** A new section is added to 2021 c 334
10 (uncodified) to read as follows:

11 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—JUDICIAL INFORMATION SYSTEM**
12 **ACCOUNT**

13	General Fund—State Appropriation (FY 2022).	\$11,306,000
14	General Fund—State Appropriation (FY 2023).	\$6,224,000
15	TOTAL APPROPRIATION.	\$17,530,000

16 The appropriations in this section are subject to the following
17 conditions and limitations: The amounts in this section are provided
18 solely for expenditure into the judicial information system account
19 created in RCW 2.68.020.

20 **Sec. 723.** 2021 c 334 s 724 (uncodified) is amended to read as
21 follows:

22 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—LONG-TERM SERVICES AND**
23 **SUPPORTS ACCOUNT**

24	General Fund—State Appropriation (FY 2022).	(\$19,618,000)
25		<u>\$46,148,000</u>
26	TOTAL APPROPRIATION.	(\$19,618,000)
27		<u>\$46,148,000</u>

28 The appropriation in this section is subject to the following
29 conditions and limitations: The appropriations are provided solely
30 for expenditure into the long-term services and supports account
31 pursuant to chapter 98, Laws of 2020 and chapter 363, Laws of 2019.
32 This constitutes a loan from the general fund and must be repaid,
33 with interest, to the general fund by June 30, ~~((2022))~~ 2024.

34 NEW SECTION. **Sec. 724.** A new section is added to 2021 c 334
35 (uncodified) to read as follows:

1 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—RECRUITMENT AND RETENTION**

2 **ADJUSTMENTS**

3 General Fund—State Appropriation (FY 2023). \$50,000,000
4 General Fund—Federal Appropriation. \$10,978,000
5 General Fund—Private/Local Appropriation. \$808,000
6 Salary and Insurance Contributions Increase
7 Revolving Account—State Appropriation. \$22,554,000
8 TOTAL APPROPRIATION. \$84,340,000

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

11 (1) Funding is provided solely for implementation of
12 classification-based salary adjustments for state employees whose
13 jobs are difficult for the state to recruit and retain a competitive
14 workforce. The office of financial management is directed to develop
15 a plan to make appropriate adjustments based upon the results of the
16 2020 state salary survey conducted according to RCW 41.06.160, and
17 make adjustments to the results of the study as the director
18 determines to be well-documented by agency experience due to the
19 SARS-CoV2 (COVID-19) pandemic, including resulting changes in the
20 labor market. Before determining any adjustments, the director must
21 seek input from the exclusive bargaining representatives for any
22 potentially impacted bargaining units. The classification adjustments
23 must uniformly take effect July 1, 2022.

24 (2) Adjustments are to be made across the state workforce,
25 including both represented and non-represented employees with a goal
26 of addressing those jobs that fall the farthest below market rates,
27 or where the documented agency experience recruiting or retaining
28 employees is the most severe. Adjustments will not be made to job
29 classifications that are exclusive to higher education institutions.
30 In making the adjustments, the director may also include increases to
31 address issues of compression and inversion.

32 (3) Upon completion of the plan, the director must transmit the
33 plan to the legislative fiscal committees and the joint committee on
34 employment relations. This transmission must identify the job
35 classes, by agency and number of employees, that are impacted by the
36 plan. The transmission also must indicate the proposed increase for
37 each impacted job class.

38 (4) Where the adjustments affect represented employees,
39 expenditure of the amounts provided for this purpose is contingent

1 upon execution of an appropriate memorandum of understanding between
2 the governor or the governor's designee and the exclusive bargaining
3 representative, consistent with the terms of this section.

4 (5) The office of financial management shall allocate the moneys
5 appropriated in this section to individual agencies in the amounts
6 necessary to fulfill the plan but may not exceed amounts provided in
7 this section.

8 (6) To facilitate the transfer of moneys from dedicated funds and
9 accounts, the state treasurer is directed to transfer sufficient
10 moneys from each dedicated fund or account to the special fund salary
11 and insurance contribution increase revolving fund in accordance with
12 schedules provided by the office of financial management.

13 NEW SECTION. **Sec. 725.** A new section is added to 2021 c 334
14 (uncodified) to read as follows:

15 **COMPENSATION—GENERAL GOVERNMENT NONREPRESENTED EMPLOYEES—INSURANCE**
16 **BENEFITS**

17	General Fund—State Appropriation (FY 2023).	\$174,000
18	General Fund—Federal Appropriation.	\$42,000
19	General Fund—Private/Local Appropriation.	\$3,000
20	Other Appropriated Funds.	\$69,000
21	TOTAL APPROPRIATION.	\$288,000

22 The appropriations in this section are subject to the following
23 conditions and limitations: Funding is for nonrepresented state
24 employee health benefits for state agencies, including institutions
25 of higher education, and is subject to the conditions and limitations
26 in part IX of this act. Appropriations in this act for state
27 agencies, including institutions of higher education, are increased
28 by the amounts specified in LEAP omnibus document G06 (state employee
29 benefits), dated February 15, 2022.

30 NEW SECTION. **Sec. 726.** A new section is added to 2021 c 334
31 (uncodified) to read as follows:

32 **COMPENSATION—HIGHER EDUCATION NONREPRESENTED EMPLOYEES—INSURANCE**
33 **BENEFITS**

34	General Fund—State Appropriation (FY 2023).	\$336,000
35	Other Appropriated Funds.	\$6,000
36	TOTAL APPROPRIATION.	\$342,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: Funding is for nonrepresented state
3 employee health benefits for state agencies, including institutions
4 of higher education, and is subject to the conditions and limitations
5 in part IX of this act. Appropriations in this act for state
6 agencies, including institutions of higher education, are increased
7 by the amounts specified in LEAP omnibus document G06H (state
8 employee benefits (higher ed)), dated February 15, 2022.

9 NEW SECTION. **Sec. 727.** A new section is added to 2021 c 334
10 (uncodified) to read as follows:

11 **COMPENSATION—GENERAL GOVERNMENT REPRESENTED EMPLOYEES—INSURANCE**
12 **BENEFITS**

13	General Fund—State Appropriation (FY 2023).	\$612,000
14	General Fund—Federal Appropriation.	\$170,000
15	General Fund—Private/Local Appropriation.	\$11,000
16	Other Appropriated Funds.	\$230,000
17	TOTAL APPROPRIATION.	\$1,023,000

18 The appropriations in this section are subject to the following
19 conditions and limitations: Funding is for represented state employee
20 health benefits for state agencies, including institutions of higher
21 education, and is subject to the conditions and limitations in part
22 IX of this act. Appropriations in this act for state agencies,
23 including institutions of higher education, are increased by the
24 amounts specified in LEAP omnibus document G6A (rep employee health
25 benefits), dated February 15, 2022.

26 NEW SECTION. **Sec. 728.** A new section is added to 2021 c 334
27 (uncodified) to read as follows:

28 **COMPENSATION—HIGHER EDUCATION REPRESENTED EMPLOYEES—INSURANCE**
29 **BENEFITS**

30	General Fund—State Appropriation (FY 2023).	\$89,000
31	Education Legacy Trust Account—State Appropriation.	\$1,000
32	TOTAL APPROPRIATION.	\$90,000

33 The appropriations in this section are subject to the following
34 conditions and limitations: Funding is for represented state employee
35 health benefits for state agencies, including institutions of higher
36 education, and is subject to the conditions and limitations in part

1 IX of this act. Appropriations in this act for state agencies,
2 including institutions of higher education, are increased by the
3 amounts specified in LEAP omnibus document G6AH (state public
4 employee benefits rate), dated February 15, 2022.

5 NEW SECTION. **Sec. 729.** A new section is added to 2021 c 334
6 (uncodified) to read as follows:

7 **COMPENSATION—UPDATED PEBB RATE—INSURANCE BENEFITS**

8 General Fund—State Appropriation (FY 2023).	\$14,587,000
9 General Fund—Federal Appropriation.	\$3,993,000
10 General Fund—Private/Local Appropriation.	\$301,000
11 Other Appropriated Funds.	\$5,886,000
12 TOTAL APPROPRIATION.	\$24,767,000

13 The appropriations in this section are subject to the following
14 conditions and limitations: Funding is for adjustments to the health
15 benefit funding rate for general government state agencies, and is
16 subject to the conditions and limitations in part IX of this act.
17 Appropriations in this act for state agencies are increased by the
18 amounts specified in LEAP omnibus document GLS (updated PEBB rate),
19 dated February 15, 2022.

20 NEW SECTION. **Sec. 730.** A new section is added to 2021 c 334
21 (uncodified) to read as follows:

22 **COMPENSATION—UPDATED PEBB RATE HIGHER EDUCATION—INSURANCE BENEFITS**

23 General Fund—State Appropriation (FY 2023).	\$7,862,000
24 General Fund—Federal Appropriation.	\$6,000
25 Other Appropriated Funds.	\$197,000
26 TOTAL APPROPRIATION.	\$8,065,000

27 The appropriations in this section are subject to the following
28 conditions and limitations: Funding is for adjustments to the health
29 benefit funding rate for institutions of higher education, and is
30 subject to the conditions and limitations in part IX of this act.
31 Appropriations in this act for institutions of higher education are
32 increased by the amounts specified in LEAP omnibus document GLSH
33 (updated PEBB rate (higher ed)), dated February 15, 2022.

34 NEW SECTION. **Sec. 731.** A new section is added to 2021 c 334
35 (uncodified) to read as follows:

36 **COLLECTIVE BARGAINING AGREEMENT—WFESE**

1	General Fund—State Appropriation (FY 2023)	\$70,877,000
2	General Fund—Federal Appropriation	\$28,646,000
3	General Fund—Private/Local Appropriation	\$1,357,000
4	Other Appropriated Funds	\$35,510,000
5	TOTAL APPROPRIATION	\$136,390,000

6 The appropriations in this section are subject to the following
7 conditions and limitations: Funding is for the agreement reached
8 between the governor and the Washington federation of state employees
9 general government and approved in part IX of this act.
10 Appropriations for state agencies are increased by the amounts
11 specified in LEAP omnibus document G09 (WFSE general government),
12 dated February 15, 2022, to fund the provisions of this agreement.

13 NEW SECTION. **Sec. 732.** A new section is added to 2021 c 334
14 (uncodified) to read as follows:

15 **COLLECTIVE BARGAINING AGREEMENT—ASSISTANT ATTORNEYS GENERAL/WFSE**

16	General Fund—State Appropriation (FY 2023)	\$418,000
17	General Fund—Federal Appropriation	\$41,000
18	Other Appropriated Funds	\$2,662,000
19	TOTAL APPROPRIATION	\$3,121,000

20 The appropriations in this section are subject to the following
21 conditions and limitations: Funding is for the agreement reached
22 between the governor and the assistant attorneys general/Washington
23 federation of state employees and approved in part IX of this act.
24 Appropriations for state agencies are increased by the amounts
25 specified in LEAP omnibus document AAG (WFSE assistant AGs), dated
26 February 15, 2022, to fund the provisions of this agreement.

27 NEW SECTION. **Sec. 733.** A new section is added to 2021 c 334
28 (uncodified) to read as follows:

29 **COLLECTIVE BARGAINING AGREEMENT—FISH AND WILDLIFE ENFORCEMENT**
30 **OFFICERS GUILD**

31	General Fund—State Appropriation (FY 2023)	\$504,000
32	General Fund—Federal Appropriation	\$8,000
33	General Fund—Private/Local Appropriation	\$1,000
34	Other Appropriated Funds	\$891,000
35	TOTAL APPROPRIATION	\$1,404,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: Funding is for the agreement reached
3 between the governor and the fish and wildlife enforcement officers
4 guild and approved in part IX of this act. Appropriations for state
5 agencies are increased by the amounts specified in LEAP omnibus
6 document G11 (fish and wildlife officers guild), dated February 15,
7 2022, to fund the provisions of this agreement.

8 NEW SECTION. **Sec. 734.** A new section is added to 2021 c 334
9 (uncodified) to read as follows:

10 **COLLECTIVE BARGAINING AGREEMENT—WFSE ADMINISTRATIVE LAW JUDGES**

11 Administrative Hearings Revolving Account—State

12	Appropriation.	\$395,000
13	TOTAL APPROPRIATION.	\$395,000

14 The appropriations in this section are subject to the following
15 conditions and limitations: Funding is for the agreement reached
16 between the governor and the Washington federation of state employees
17 administrative law judges and approved in part IX of this act.
18 Appropriations for state agencies are increased by the amounts
19 specified in LEAP omnibus document G13 (administrative law judges
20 WFSE), dated February 15, 2022, to fund the provisions of this
21 agreement.

22 NEW SECTION. **Sec. 735.** A new section is added to 2021 c 334
23 (uncodified) to read as follows:

24 **COLLECTIVE BARGAINING AGREEMENT—WAFWP**

25	General Fund—State Appropriation (FY 2023).	\$1,404,000
26	General Fund—Federal Appropriation.	\$1,106,000
27	General Fund—Private/Local Appropriation.	\$521,000
28	Other Appropriated Funds.	\$993,000
29	TOTAL APPROPRIATION.	\$4,024,000

30 The appropriations in this section are subject to the following
31 conditions and limitations: Funding is for the agreement reached
32 between the governor and the Washington association of fish and
33 wildlife professionals and approved in part IX of this act.
34 Appropriations for state agencies are increased by the amounts
35 specified in LEAP omnibus document G99 (assoc of fish and wild prof

1 agreement), dated February 15, 2022, to fund the provisions of this
2 agreement.

3 NEW SECTION. **Sec. 736.** A new section is added to 2021 c 334
4 (uncodified) to read as follows:

5 **COLLECTIVE BARGAINING AGREEMENT—WPEA GENERAL GOVERNMENT**

6	General Fund—State Appropriation (FY 2023).	\$5,459,000
7	General Fund—Federal Appropriation.	\$384,000
8	General Fund—Private/Local Appropriation.	\$8,000
9	Other Appropriated Funds.	\$2,605,000
10	TOTAL APPROPRIATION.	\$8,456,000

11 The appropriations in this section are subject to the following
12 conditions and limitations: Funding is for the agreement reached
13 between the governor and the Washington public employees association
14 general government and approved in part IX of this act. Appropriations for state agencies are increased by the amounts
15 specified in LEAP omnibus document GL1 (WPEA general government),
16 dated February 15, 2022, to fund the provisions of this agreement.
17

18 NEW SECTION. **Sec. 737.** A new section is added to 2021 c 334
19 (uncodified) to read as follows:

20 **COLLECTIVE BARGAINING AGREEMENT—PTE LOCAL 17**

21	General Fund—State Appropriation (FY 2023).	\$11,000
22	TOTAL APPROPRIATION.	\$11,000

23 The appropriations in this section are subject to the following
24 conditions and limitations: Funding is for the agreement reached
25 between the governor and the professional and technical employees
26 local 17 and approved in part IX of this act. Appropriations for
27 state agencies are increased by the amounts specified in LEAP omnibus
28 document GL5 (PTE local 17 general government), dated February 15,
29 2022, to fund the provisions of this agreement.

30 NEW SECTION. **Sec. 738.** A new section is added to 2021 c 334
31 (uncodified) to read as follows:

32 **COLLECTIVE BARGAINING AGREEMENT—COALITION OF UNIONS**

33	General Fund—State Appropriation (FY 2023).	\$1,845,000
34	General Fund—Federal Appropriation.	\$366,000
35	General Fund—Private/Local Appropriation.	\$380,000

1 Other Appropriated Funds. \$1,973,000
 2 TOTAL APPROPRIATION. \$4,564,000

3 The appropriations in this section are subject to the following
 4 conditions and limitations: Funding is for the agreement reached
 5 between the governor and the coalition of unions and approved in part
 6 IX of this act. Appropriations for state agencies are increased by
 7 the amounts specified in LEAP omnibus document GL7 (coalition of
 8 unions), dated February 15, 2022, to fund the provisions of this
 9 agreement.

10 NEW SECTION. **Sec. 739.** A new section is added to 2021 c 334
 11 (uncodified) to read as follows:

12 **COLLECTIVE BARGAINING AGREEMENT—SEIU HEALTHCARE 1199NW GENERAL**
 13 **GOVERNMENT**

14 General Fund—State Appropriation (FY 2023). \$5,736,000
 15 General Fund—Federal Appropriation. \$1,857,000
 16 General Fund—Private/Local Appropriation. \$143,000
 17 Health Professions Account—State Appropriation. \$56,000
 18 TOTAL APPROPRIATION. \$7,792,000

19 The appropriations in this section are subject to the following
 20 conditions and limitations: Funding is for the agreement reached
 21 between the governor and the service employees international union
 22 healthcare 1199nw and approved in part IX of this act. Appropriations
 23 for state agencies are increased by the amounts specified in LEAP
 24 omnibus document GLQ (SEIU 1199 general government), dated February
 25 15, 2022, to fund the provisions of this agreement.

26 NEW SECTION. **Sec. 740.** A new section is added to 2021 c 334
 27 (uncodified) to read as follows:

28 **COLLECTIVE BARGAINING AGREEMENT—DFW SERGEANTS ASSOCIATION/TEAMSTERS**

29 General Fund—State Appropriation (FY 2023). \$124,000
 30 General Fund—Federal Appropriation. \$14,000
 31 General Fund—Private/Local Appropriation. \$24,000
 32 Other Appropriated Funds. \$262,000
 33 TOTAL APPROPRIATION. \$424,000

34 The appropriations in this section are subject to the following
 35 conditions and limitations: Funding is for the agreement reached
 36 between the governor and the department of fish and wildlife

1 sergeants association/teamsters 670 and approved in part IX of this
2 act. Appropriations for state agencies are increased by the amounts
3 specified in LEAP omnibus document G12 (DFW teamsters 760 enf sgts),
4 dated February 15, 2022, to fund the provisions of this agreement.

5 NEW SECTION. **Sec. 741.** A new section is added to 2021 c 334
6 (uncodified) to read as follows:

7 **COLLECTIVE BARGAINING AGREEMENT—FOUR-YEAR HIGHER ED WFSE**

8 General Fund—State Appropriation (FY 2023).	\$1,934,000
9 TOTAL APPROPRIATION.	\$1,934,000

10 The appropriations in this section are subject to the following
11 conditions and limitations: Funding is for the agreement reached
12 between the governor and the Washington federation of state employees
13 for employees at four-year institutions of higher education and
14 approved in part IX of this act. Appropriations for state agencies
15 are increased by the amounts specified in LEAP omnibus document 5A0H
16 (four-year higher ed WFSE), dated February 15, 2022, to fund the
17 provisions of this agreement.

18 NEW SECTION. **Sec. 742.** A new section is added to 2021 c 334
19 (uncodified) to read as follows:

20 **COLLECTIVE BARGAINING AGREEMENT—FOUR-YEAR HIGHER ED PSE**

21 General Fund—State Appropriation (FY 2023).	\$846,000
22 TOTAL APPROPRIATION.	\$846,000

23 The appropriations in this section are subject to the following
24 conditions and limitations: Funding is for the agreement reached
25 between the governor and the public school employees for employees at
26 four-year institutions of higher education and approved in part IX of
27 this act. Appropriations for state agencies are increased by the
28 amounts specified in LEAP omnibus document 5B (four-year higher ed
29 PSE), dated February 15, 2022, to fund the provisions of this
30 agreement.

31 NEW SECTION. **Sec. 743.** A new section is added to 2021 c 334
32 (uncodified) to read as follows:

33 **COLLECTIVE BARGAINING AGREEMENT—UW SEIU 925**

34 General Fund—State Appropriation (FY 2023).	\$755,000
35 Other Appropriated Funds.	\$35,000
36 TOTAL APPROPRIATION.	\$790,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: Funding is for the agreement reached
3 between the University of Washington and the service employees'
4 international union 1199 and approved in part IX of this act.
5 Appropriations for state agencies are increased by the amounts
6 specified in LEAP omnibus document 5C (UW SEIU 925), dated February
7 15, 2022, to fund the provisions of this agreement.

8 NEW SECTION. **Sec. 744.** A new section is added to 2021 c 334
9 (uncodified) to read as follows:

10 **COLLECTIVE BARGAINING AGREEMENT—UW SEIU 1199**

11	General Fund—State Appropriation (FY 2023)	\$14,000
12	TOTAL APPROPRIATION.	\$14,000

13 The appropriations in this section are subject to the following
14 conditions and limitations: Funding is for the agreement reached
15 between the University of Washington and the service employees'
16 international union 1199 and approved in part IX of this act.
17 Appropriations for state agencies are increased by the amounts
18 specified in LEAP omnibus document 5HUU (UW SEIU 1199), dated
19 February 15, 2022, to fund the provisions of this agreement.

20 NEW SECTION. **Sec. 745.** A new section is added to 2021 c 334
21 (uncodified) to read as follows:

22 **ADJUST COMPENSATION DOUBLE COUNT**

23	General Fund—State Appropriation (FY 2023)	(\$12,477,000)
24	Other Appropriated Funds.	(\$284,000)
25	TOTAL APPROPRIATION.	(\$12,761,000)

26 The appropriations in this section are subject to the following
27 conditions and limitations: Funding is adjusted to coordinate
28 increases for employees eligible under Initiative Measure No. 732,
29 with other general wage increases for state employees provided in
30 this act. Appropriations in this act for state agencies are adjusted
31 consistent with part IX of this act by the amounts specified in LEAP
32 omnibus document 9B (adjust compensation double count), dated
33 February 15, 2022

34 NEW SECTION. **Sec. 746.** A new section is added to 2021 c 334
35 (uncodified) to read as follows:

1 **COLLECTIVE BARGAINING AGREEMENT—HIGHLINE COMMUNITY COLLEGE WPEA**

2	General Fund—State Appropriation (FY 2023).	\$353,000
3	Education Legacy Trust Account—State Appropriation.	\$5,000
4	TOTAL APPROPRIATION.	\$358,000

5 The appropriations in this section are subject to the following
6 conditions and limitations: Funding is for the agreement reached
7 between highline community college and the Washington public
8 employees' association and approved in part IX of this act.
9 Appropriations for state agencies are increased by the amounts
10 specified in LEAP omnibus document G00 (highline CC WPEA), dated
11 February 15, 2022, to fund the provisions of this agreement.

12 NEW SECTION. **Sec. 747.** A new section is added to 2021 c 334
13 (uncodified) to read as follows:

14 **COLLECTIVE BARGAINING AGREEMENT—WSP TROOPERS ASSOCIATION**

15	General Fund—State Appropriation (FY 2023).	\$619,000
16	General Fund—Federal Appropriation.	\$14,000
17	Dedicated Marijuana Account—State Appropriation	
18	(FY 2023).	\$129,000
19	TOTAL APPROPRIATION.	\$762,000

20 The appropriations in this section are subject to the following
21 conditions and limitations: Funding is for the agreement reached
22 between the governor and the Washington state patrol troopers
23 association and approved in part IX of this act. Appropriations for
24 state agencies are increased by the amounts specified in LEAP omnibus
25 document G07 (WSP troopers), dated February 15, 2022, to fund the
26 provisions of this agreement.

27 NEW SECTION. **Sec. 748.** A new section is added to 2021 c 334
28 (uncodified) to read as follows:

29 **COLLECTIVE BARGAINING AGREEMENT—WSP LIEUTENANTS AND CAPTAINS**
30 **ASSOCIATION**

31	General Fund—State Appropriation (FY 2023).	\$331,000
32	TOTAL APPROPRIATION.	\$331,000

33 The appropriations in this section are subject to the following
34 conditions and limitations: Funding is for the agreement reached
35 between the governor and the Washington state patrol lieutenants and
36 captains association and approved in part IX of this act.

1 Appropriations for state agencies are increased by the amounts
2 specified in LEAP omnibus document G08 (WSP lieutenants/captains),
3 dated February 15, 2022, to fund the provisions of this agreement.

4 NEW SECTION. **Sec. 749.** A new section is added to 2021 c 334
5 (uncodified) to read as follows:

6 **COLLECTIVE BARGAINING AGREEMENT—WFSE COMMUNITY COLLEGE COALITION**

7 General Fund—State Appropriation (FY 2023).	\$5,319,000
8 General Fund—Federal Appropriation.	\$43,000
9 Education Legacy Trust Account—State Appropriation.	\$263,000
10 TOTAL APPROPRIATION.	\$5,625,000

11 The appropriations in this section are subject to the following
12 conditions and limitations: Funding is for the agreement reached
13 between the governor and the Washington federation of state employees
14 community college coalition and approved in part IX of this act.
15 Appropriations for state agencies are increased by the amounts
16 specified in LEAP omnibus document G40H (WFSE community college
17 coalition), dated February 15, 2022, to fund the provisions of this
18 agreement.

19 NEW SECTION. **Sec. 750.** A new section is added to 2021 c 334
20 (uncodified) to read as follows:

21 **COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF**
22 **CORRECTIONS**

23 General Fund—State Appropriation (FY 2023).	\$61,949,000
24 Washington Auto Theft Prevention Authority Account— 25 State Appropriation.	\$121,000
26 TOTAL APPROPRIATION.	\$62,070,000

27 The appropriations in this section are subject to the following
28 conditions and limitations: Funding is for the agreement reached
29 between the governor and the teamsters local 117 department of
30 corrections and approved in part IX of this act. Appropriations for
31 state agencies are increased by the amounts specified in LEAP omnibus
32 document GDE (teamsters 117 DOC), dated February 15, 2022, to fund
33 the provisions of this agreement.

34 NEW SECTION. **Sec. 751.** A new section is added to 2021 c 334
35 (uncodified) to read as follows:

1 **COLLECTIVE BARGAINING AGREEMENT—WASHINGTON PUBLIC EMPLOYEES**
2 **ASSOCIATION COMMUNITY COLLEGE COALITION**

3	General Fund—State Appropriation (FY 2023).	\$4,521,000
4	Education Legacy Trust Account—State Appropriation.	\$8,000
5	TOTAL APPROPRIATION.	\$4,529,000

6 The appropriations in this section are subject to the following
7 conditions and limitations: Funding is for the agreement reached
8 between the governor and the Washington public employees association
9 community college coalition and approved in part IX of this act.
10 Appropriations for state agencies are increased by the amounts
11 specified in LEAP omnibus document GL2C (WPEA community college
12 coalition), dated February 15, 2022, to fund the provisions of this
13 agreement.

14 NEW SECTION. **Sec. 752.** A new section is added to 2021 c 334
15 (uncodified) to read as follows:

16 **NONREPRESENTED GENERAL WAGE INCREASES—GENERAL GOVERNMENT EMPLOYEES**

17	General Fund—State Appropriation (FY 2023).	\$25,065,000
18	General Fund—Federal Appropriation.	\$5,841,000
19	General Fund—Private/Local Appropriation.	\$382,000
20	Other Appropriated Funds.	\$11,209,000
21	TOTAL APPROPRIATION.	\$42,497,000

22 The appropriations in this section are subject to the following
23 conditions and limitations: Funding is for general government state
24 employee compensation increases to employees who are not represented
25 or who bargain under statutory authority other than chapter 41.80 or
26 47.64 RCW or RCW 41.56.473 or 41.56.475, subject to the conditions
27 and limitations in part IX of this act. Appropriations in this act
28 for state agencies are increased by the amounts specified in LEAP
29 omnibus document GL9 (non-rep general wage increase), dated February
30 15, 2022.

31 NEW SECTION. **Sec. 753.** A new section is added to 2021 c 334
32 (uncodified) to read as follows:

33 **NONREPRESENTED GENERAL WAGE INCREASES—HIGHER EDUCATION EMPLOYEES**

34	General Fund—State Appropriation (FY 2023).	\$37,380,000
35	General Fund—Federal Appropriation.	\$5,000
36	Other Appropriated Funds.	\$1,348,000

1 TOTAL APPROPRIATION. \$38,733,000

2 The appropriations in this section are subject to the following
3 conditions and limitations: Funding is for higher education state
4 employee compensation increases to employees who are not represented
5 or who bargain under statutory authority other than chapter 41.80 or
6 47.64 RCW or RCW 41.56.473 or 41.56.475, subject to the conditions
7 and limitations in part IX of this act. Appropriations in this act
8 for higher education institutions are increased by the amounts
9 specified in LEAP omnibus document GL9H (non-rep general wage
10 increase), dated February 15, 2022.

11 NEW SECTION. **Sec. 754.** A new section is added to 2021 c 334
12 (uncodified) to read as follows:

13 **COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WSU**
14 **POLICE GUILD**

15 General Fund—State Appropriation (FY 2023). \$31,000
16 TOTAL APPROPRIATION. \$31,000

17 The appropriations in this section are subject to the following
18 conditions and limitations: Funding is for the agreement reached
19 between the Washington State University and the WSU police guild and
20 approved in part IX of this act. Appropriations for state agencies
21 are increased by the amounts specified in LEAP omnibus document W10H
22 (WSU police guild), dated February 15, 2022, to fund the provisions
23 of this agreement.

24 NEW SECTION. **Sec. 755.** A new section is added to 2021 c 334
25 (uncodified) to read as follows:

26 **COLLECTIVE BARGAINING AGREEMENT—EASTERN WASHINGTON UNIVERSITY—WFSE**

27 General Fund—State Appropriation (FY 2023). \$218,000
28 TOTAL APPROPRIATION. \$218,000

29 The appropriations in this section are subject to the following
30 conditions and limitations: Funding is for the agreement reached
31 between Eastern Washington University and the Washington federation
32 of state employees and approved in part IX of this act.
33 Appropriations for state agencies are increased by the amounts
34 specified in LEAP omnibus document EW5A (eastern Washington higher ed
35 WFSE), dated February 15, 2022, to fund the provisions of this
36 agreement.

1 NEW SECTION. **Sec. 756.** A new section is added to 2021 c 334
2 (uncodified) to read as follows:

3 **COLLECTIVE BARGAINING AGREEMENT—EASTERN WASHINGTON UNIVERSITY—PSE**

4	General Fund—State Appropriation (FY 2023).	\$36,000
5	TOTAL APPROPRIATION.	\$36,000

6 The appropriations in this section are subject to the following
7 conditions and limitations: Funding is for the agreement reached
8 between Eastern Washington University and the public school employees
9 and approved in part IX of this act. Appropriations for state
10 agencies are increased by the amounts specified in LEAP omnibus
11 document EW5B (eastern Washington higher ed PSE), dated February 15,
12 2022, to fund the provisions of this agreement.

13 NEW SECTION. **Sec. 757.** A new section is added to 2021 c 334
14 (uncodified) to read as follows:

15 **COLLECTIVE BARGAINING AGREEMENT—YAKIMA VALLEY COLLEGE—WPEA**

16	General Fund—State Appropriation (FY 2023).	\$227,000
17	TOTAL APPROPRIATION.	\$227,000

18 The appropriations in this section are subject to the following
19 conditions and limitations: Funding is for the agreement reached
20 between Yakima Valley College and the Washington public employees'
21 association and approved in part IX of this act. Appropriations for
22 state agencies are increased by the amounts specified in LEAP omnibus
23 document WPYV (Yakima Valley College WPEA), dated February 15, 2022,
24 to fund the provisions of this agreement.

25 NEW SECTION. **Sec. 758.** A new section is added to 2021 c 334
26 (uncodified) to read as follows:

27 **COMPENSATION—PERS AND TRS PLAN 1 RETIREE BENEFIT INCREASES**

28	General Fund—State Appropriation (FY 2023).	\$17,991,000
29	General Fund—Federal Appropriation.	\$740,000
30	General Fund—Private/Local Appropriation.	\$49,000
31	Other Appropriated Funds.	\$1,274,000
32	TOTAL APPROPRIATION.	\$20,054,000

33 The appropriations in this section are subject to the following
34 conditions and limitations: The appropriations in this section are
35 provided solely for implementation of Senate Bill No. 5676 (plan 1

1 retiree benefit increases). If the bill is not enacted by June 30,
2 2022, the amounts appropriated in this section shall lapse.

3 NEW SECTION. **Sec. 759.** A new section is added to 2021 c 334
4 (uncodified) to read as follows:

5 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—TRIBAL GOVERNMENT ASSISTANCE**

6 General Fund—State Appropriation (FY 2022).	\$401,000
7 TOTAL APPROPRIATION.	\$401,000

8 The appropriation in this section is subject to the following
9 conditions and limitations: The appropriation in this section is
10 provided solely for the office of financial management to distribute
11 to tribes with police officers certified through the criminal justice
12 training commission pursuant to RCW 43.101.157 to assist with one-
13 time costs related to law enforcement and criminal justice related
14 legislation enacted between January 1, 2020, and June 30, 2021.
15 Distributions shall be made according to OFM document 2022-2 dated
16 December 16, 2021.

17 NEW SECTION. **Sec. 760.** A new section is added to 2021 c 334
18 (uncodified) to read as follows:

19 **COMPENSATION—PSERS TOTAL DISABILITY**

20 General Fund—State Appropriation (FY 2023).	\$300,000
21 TOTAL APPROPRIATION.	\$300,000

22 The appropriations in this section are subject to the following
23 conditions and limitations: The appropriations in this section are
24 provided solely for contribution rate impacts due to implementation
25 of House Bill No. 1669 (PSERS disability benefits). If the bill is
26 not enacted by June 30, 2022, the amounts appropriated in this
27 section shall lapse.

28 NEW SECTION. **Sec. 761.** A new section is added to 2021 c 334
29 (uncodified) to read as follows:

30 **COMPENSATION—DEFINITION OF VETERAN**

31 General Fund—State Appropriation (FY 2023).	\$200,000
32 TOTAL APPROPRIATION.	\$200,000

33 The appropriations in this section are subject to the following
34 conditions and limitations: The appropriations in this section are
35 provided solely for contribution rate impacts from implementation of

1 House Bill No. 1804 (military service credit). If the bill is not
2 enacted by June 30, 2022, the amounts appropriated in this section
3 shall lapse.

4 **Sec. 762.** 2021 c 334 s 753 (uncodified) is amended to read as
5 follows:

6 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—CORONAVIRUS RELIEF FUNDS**

7 General Fund—Federal Appropriation.	\$280,000,000
8 TOTAL APPROPRIATION.	\$280,000,000

9 The appropriation in this section is subject to the following
10 conditions and limitations: The entire general fund—federal
11 appropriation (CRF) is provided solely to the office of financial
12 management for (~~allotment~~) allocation to state agencies for costs
13 eligible to be paid from the coronavirus relief fund created by
14 section 5001, the coronavirus aid, relief, and economic security act,
15 P.L. 116-136, division A and where funding is provided elsewhere in
16 this act for those costs using a funding source other than the
17 coronavirus relief fund. For any agency receiving an (~~allotment~~)
18 allocation under this section, the office must place an equal amount
19 of the agency's state or other federal source appropriation authority
20 in unallotted reserve status, and those amounts may not be expended.
21 In determining the use of amounts appropriated in this section, the
22 office of financial management shall prioritize the preservation of
23 state general fund moneys and federal state fiscal recovery fund
24 moneys. The office must report on the use of the amounts appropriated
25 in this section to the fiscal committees of the legislature monthly
26 until all coronavirus relief fund moneys are expended or the
27 unexpended moneys returned to the federal government, whichever is
28 earlier.

29 NEW SECTION. **Sec. 763.** A new section is added to 2021 c 334
30 (uncodified) to read as follows:

31 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—OPERATING SUBACCOUNT OF THE**
32 **COMMUNITY PRESERVATION AND DEVELOPMENT AUTHORITY ACCOUNT**

33 General Fund—State Appropriation (FY 2022).	\$2,000,000
34 TOTAL APPROPRIATION.	\$2,000,000

35 The appropriation in this section is subject to the following
36 conditions and limitations: The appropriation in this section is
37 provided solely for expenditure into the operating subaccount of the

1 community preservation and development authority account created in
2 RCW 43.167.040.

3 NEW SECTION. **Sec. 764.** A new section is added to 2021 c 334
4 (uncodified) to read as follows:

5 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COMMUNITY REINVESTMENT ACCOUNT**
6 General Fund—State Appropriation (FY 2023). \$125,000,000
7 TOTAL APPROPRIATION. \$125,000,000

8 The appropriation in this section is subject to the following
9 conditions and limitations: The appropriation in this section is
10 provided solely for expenditure into the community reinvestment
11 account created in Second Substitute House Bill No. 1827 (community
12 reinvestment). If the bill is not enacted by June 30, 2022, the
13 amount appropriated in this section shall lapse.

14 NEW SECTION. **Sec. 765.** A new section is added to 2021 c 334
15 (uncodified) to read as follows:

16 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—APPLE HEALTH AND HOMES ACCOUNT**
17 General Fund—State Appropriation (FY 2023). \$43,511,000
18 TOTAL APPROPRIATION. \$43,511,000

19 The appropriation in this section is subject to the following
20 conditions and limitations: The appropriation in this section is
21 provided solely for expenditure into the apple health and homes
22 account created in Engrossed Substitute House Bill No. 1866
23 (supportive housing). If the bill is not enacted by June 30, 2022,
24 the amount appropriated in this section shall lapse.

25 NEW SECTION. **Sec. 766.** A new section is added to 2021 c 334
26 (uncodified) to read as follows:

27 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—DISASTER RESPONSE ACCOUNT**
28 General Fund—State Appropriation (FY 2023). \$8,399,000
29 TOTAL APPROPRIATION. \$8,399,000

30 The appropriation in this section is subject to the following
31 conditions and limitations: The appropriation in this section is
32 provided solely for expenditure into the disaster response account
33 created in RCW 38.52.105.

1 NEW SECTION. **Sec. 767.** A new section is added to 2021 c 334
2 (uncodified) to read as follows:

3 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—INFORMATION TECHNOLOGY**
4 **SECURITY ACCOUNT**

5	General Fund—State Appropriation (FY 2023).	\$5,000,000
6	TOTAL APPROPRIATION.	\$5,000,000

7 The appropriation in this section is subject to the following
8 conditions and limitations: The appropriation in this section is
9 provided solely for expenditure into the information technology
10 security account created in Second Substitute House Bill No. 2044
11 (ransomware protection). If the bill is not enacted by June 30, 2022,
12 the amount appropriated in this section shall lapse.

13 NEW SECTION. **Sec. 768.** A new section is added to 2021 c 334
14 (uncodified) to read as follows:

15 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SECRETARY OF STATE ARCHIVES**
16 **AND RECORDS MANAGEMENT**

17	General Fund—State Appropriation (FY 2022).	\$3,000
18	General Fund—State Appropriation (FY 2023).	\$222,000
19	General Fund—Federal Appropriation.	\$69,000
20	General Fund—Private/Local Appropriation.	\$9,000
21	Other Appropriated Funds.	\$113,000
22	TOTAL APPROPRIATION.	\$416,000

23 The appropriations in this section are subject to the following
24 conditions and limitations: The appropriations in this section
25 reflect adjustments in agency appropriations related to corresponding
26 adjustments in the secretary of state's billing authority for
27 archives and records management. The office of financial management
28 shall adjust allotments in the amounts specified, and to the state
29 agencies specified, in LEAP omnibus document 92C-2022, dated February
30 21, 2022, and adjust appropriation schedules accordingly.

31 NEW SECTION. **Sec. 769.** A new section is added to 2021 c 334
32 (uncodified) to read as follows:

33 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE AUDITOR AUDIT SERVICE**

34	General Fund—State Appropriation (FY 2022).	\$377,000
35	General Fund—State Appropriation (FY 2023).	\$492,000
36	General Fund—Federal Appropriation.	\$287,000

1	General Fund—Private/Local Appropriation.	\$19,000
2	Other Appropriated Funds.	\$352,000
3	TOTAL APPROPRIATION.	\$1,527,000

4 The appropriations in this section are subject to the following
5 conditions and limitations: The appropriations in this section
6 reflect adjustments in agency appropriations related to corresponding
7 adjustments in the state auditor's billing authority for state agency
8 auditing services. The office of financial management shall adjust
9 allotments in the amounts specified, and to the state agencies
10 specified, in LEAP omnibus document 92D-2022, dated February 21,
11 2022, and adjust appropriation schedules accordingly.

12 NEW SECTION. **Sec. 770.** A new section is added to 2021 c 334
13 (uncodified) to read as follows:

14 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—OFFICE OF THE ATTORNEY GENERAL**
15 **LEGAL SERVICES**

16	General Fund—State Appropriation (FY 2022).	\$5,363,000
17	General Fund—State Appropriation (FY 2023).	\$9,082,000
18	General Fund—Federal Appropriation.	\$3,284,000
19	General Fund—Private/Local Appropriation.	\$57,000
20	Other Appropriated Funds.	\$3,639,000
21	TOTAL APPROPRIATION.	\$21,425,000

22 The appropriations in this section are subject to the following
23 conditions and limitations: The appropriations in this section
24 reflect adjustments in agency appropriations related to corresponding
25 adjustments in the office of the attorney general's billing authority
26 for legal services. The office of financial management shall adjust
27 allotments in the amounts specified, and to the state agencies
28 specified, in LEAP omnibus document 92E-2022, dated February 21,
29 2022, and adjust appropriation schedules accordingly.

30 NEW SECTION. **Sec. 771.** A new section is added to 2021 c 334
31 (uncodified) to read as follows:

32 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ADMINISTRATIVE HEARINGS**

33	General Fund—State Appropriation (FY 2022).	\$18,000
34	General Fund—State Appropriation (FY 2023).	\$255,000
35	General Fund—Federal Appropriation.	\$233,000
36	Other Appropriated Funds.	\$329,000

1 TOTAL APPROPRIATION. \$835,000

2 The appropriations in this section are subject to the following
3 conditions and limitations: The appropriations in this section
4 reflect adjustments in agency appropriations related to corresponding
5 adjustments in the office of administrative hearing's billing
6 authority. The office of financial management shall adjust allotments
7 in the amounts specified, and to the state agencies specified, in
8 LEAP omnibus document 92G-2022, dated February 21, 2022, and adjust
9 appropriation schedules accordingly.

10 NEW SECTION. **Sec. 772.** A new section is added to 2021 c 334
11 (uncodified) to read as follows:

12 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—CONSOLIDATED TECHNOLOGY**
13 **SERVICES CENTRAL SERVICES**

14	General Fund—State Appropriation (FY 2022).	\$1,776,000
15	General Fund—State Appropriation (FY 2023).	\$7,658,000
16	General Fund—Federal Appropriation.	\$2,992,000
17	General Fund—Private/Local Appropriation.	\$281,000
18	Other Appropriated Funds.	\$6,116,000
19	TOTAL APPROPRIATION.	\$18,823,000

20 The appropriations in this section are subject to the following
21 conditions and limitations: The appropriations in this section
22 reflect adjustments in agency appropriations related to corresponding
23 adjustments in the consolidated technology services' billing
24 authority. The office of financial management shall adjust allotments
25 in the amounts specified, and to the state agencies specified, in
26 LEAP omnibus document 92J-2022, dated February 21, 2022, and adjust
27 appropriation schedules accordingly.

28 NEW SECTION. **Sec. 773.** A new section is added to 2021 c 334
29 (uncodified) to read as follows:

30 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—DEPARTMENT OF ENTERPRISE**
31 **SERVICES CENTRAL SERVICES**

32	General Fund—State Appropriation (FY 2022).	\$57,000
33	General Fund—State Appropriation (FY 2023).	\$773,000
34	General Fund—Federal Appropriation.	\$162,000
35	General Fund—Private/Local Appropriation.	\$9,000
36	Other Appropriated Funds.	\$416,000

1 TOTAL APPROPRIATION. \$1,417,000

2 The appropriations in this section are subject to the following
3 conditions and limitations: The appropriations in this section
4 reflect adjustments in agency appropriations related to corresponding
5 adjustments in the department of enterprise service's billing
6 authority. The office of financial management shall adjust allotments
7 in the amounts specified, and to the state agencies specified, in
8 LEAP omnibus document 92K-2022, dated February 21, 2022, and adjust
9 appropriation schedules accordingly.

10 NEW SECTION. **Sec. 774.** A new section is added to 2021 c 334
11 (uncodified) to read as follows:

12 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—OFFICE OF FINANCIAL MANAGEMENT**
13 **CENTRAL SERVICES**

14	General Fund—State Appropriation (FY 2022).	(\$148,000)
15	General Fund—State Appropriation (FY 2023).	\$8,464,000
16	General Fund—Federal Appropriation.	\$1,290,000
17	General Fund—Private/Local Appropriation.	\$149,000
18	Other Appropriated Funds.	\$2,938,000
19	TOTAL APPROPRIATION.	\$12,693,000

20 The appropriations in this section are subject to the following
21 conditions and limitations: The appropriations in this section
22 reflect adjustments in agency appropriations related to new billing
23 authority for central service functions performed by the office of
24 financial management. The office of financial management shall adjust
25 allotments in the amounts specified, and to the state agencies
26 specified, in LEAP omnibus document 92R-2022, dated February 21,
27 2022, and adjust appropriation schedules accordingly.

28 NEW SECTION. **Sec. 775.** A new section is added to 2021 c 334
29 (uncodified) to read as follows:

30 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SELF-INSURANCE LIABILITY**
31 **PREMIUM**

32	General Fund—State Appropriation (FY 2022).	\$1,793,000
33	General Fund—State Appropriation (FY 2023).	\$1,798,000
34	General Fund—Federal Appropriation.	\$858,000
35	General Fund—Private/Local Appropriation.	\$4,000
36	Other Appropriated Funds.	\$274,000

1 TOTAL APPROPRIATION. \$4,727,000

2 The appropriations in this section are subject to the following
3 conditions and limitations: The appropriations in this section
4 reflect adjustments in agency appropriations related to corresponding
5 adjustments in the department of enterprise services' self-insurance
6 premium liability billing authority. The office of financial
7 management shall adjust allotments in the amounts specified, and to
8 the state agencies specified, in LEAP omnibus document 92X-2022,
9 dated February 21, 2022, and adjust appropriation schedules
10 accordingly.

11 **Sec. 776.** 2021 c 334 s 744 (uncodified) is amended to read as
12 follows:

13 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COVID-19 PUBLIC HEALTH**
14 **RESPONSE ACCOUNT—PUBLIC HEALTH WORKFORCE**

15 General Fund—Federal Appropriation. ((~~\$100,000,000~~))
16 \$49,000,000

17 TOTAL APPROPRIATION. ((~~\$100,000,000~~))
18 \$49,000,000

19 The appropriation in this section is subject to the following
20 conditions and limitations: The entire general fund—federal
21 appropriation (ARPA) is provided solely for expenditure into the
22 COVID-19 public health response account, from which the department of
23 health may make expenditures from this sum solely to hire case
24 investigators, contact tracers, public health nurses, disease
25 intervention specialists, epidemiologists, and other positions as may
26 be required to prevent, prepare for, and respond to COVID-19, and to
27 provide personal protection equipment. Allowable uses include
28 distribution or reimbursement to local health jurisdictions and
29 tribes for activities consistent with the purposes of this section.

30 **Sec. 777.** 2021 c 334 s 745 (uncodified) is amended to read as
31 follows:

32 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COVID-19 PUBLIC HEALTH**
33 **RESPONSE ACCOUNT—VACCINES**

34 General Fund—Federal Appropriation. ((~~\$100,000,000~~))
35 \$74,000,000

36 TOTAL APPROPRIATION. ((~~\$100,000,000~~))
37 \$74,000,000

1 The appropriation in this section is subject to the following
2 conditions and limitations: The entire general fund—federal
3 appropriation (ARPA) is provided solely for expenditure into the
4 COVID-19 public health response account, from which the department of
5 health may make expenditures from this sum solely for vaccine
6 distribution and administration, including the establishment and
7 expansion of community vaccination centers and mobile vaccination
8 units, particularly in underserved areas; reporting enhancements;
9 communication efforts; and transportation of individuals,
10 particularly in underserved populations, to vaccination sites.
11 Allowable uses include distribution or reimbursement to local health
12 jurisdictions and tribes for activities consistent with the purposes
13 of this section.

14 **Sec. 778.** 2021 c 334 s 746 (uncodified) is amended to read as
15 follows:

16 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COVID-19 PUBLIC HEALTH**
17 **RESPONSE ACCOUNT—TESTING AND TRACING**

18 General Fund—Federal Appropriation.	((\$900,000,000))
	<u>\$718,000,000</u>
20 TOTAL APPROPRIATION.	((\$900,000,000))
	<u>\$718,000,000</u>

22 The appropriation in this section is subject to the following
23 conditions and limitations: The entire general fund—federal
24 appropriation (ARPA) is provided solely for expenditure into the
25 COVID-19 public health response account, from which the department of
26 health may make expenditures from this sum solely for the statewide
27 response to the COVID-19 pandemic, including diagnostic testing, case
28 investigation and contact tracing, care coordination, outbreak
29 response, data collection and analysis, and other activities required
30 to support the response. Allowable uses include distribution or
31 reimbursement to local health jurisdictions and tribes for activities
32 consistent with the purposes of this section.

33 NEW SECTION. **Sec. 779.** The following acts or parts of acts are
34 each repealed:

- 35 (1) 2021 c 334 s 730 (uncodified);
- 36 (2) 2021 c 334 s 731 (uncodified);
- 37 (3) 2021 c 334 s 732 (uncodified);

- 1 (4) 2021 c 334 s 733 (uncodified);
- 2 (5) 2021 c 334 s 734 (uncodified);
- 3 (6) 2021 c 334 s 735 (uncodified);
- 4 (7) 2021 c 334 s 736 (uncodified);
- 5 (8) 2021 c 334 s 737 (uncodified);
- 6 (9) 2021 c 334 s 749 (uncodified); and
- 7 (10) 2021 c 334 s 752 (uncodified).

(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))
	<u>\$12,107,000</u>
General Fund Appropriation for prosecuting attorney	
distributions.	((\$9,284,000))
	<u>\$7,975,000</u>
General Fund Appropriation for boating safety and	
education distributions.	((\$4,000,000))
	<u>\$6,395,000</u>
General Fund Appropriation for public utility	
district excise tax distributions.	((\$66,759,000))
	<u>\$67,206,000</u>
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))
	<u>\$77,324,000</u>
County Criminal Justice Assistance Appropriation.	((\$114,428,000))
	<u>\$115,238,000</u>
Municipal Criminal Justice Assistance Appropriation.	((\$45,073,000))
	<u>\$45,587,000</u>
City-County Assistance Appropriation.	((\$39,939,000))
	<u>\$56,205,000</u>
Liquor Excise Tax Account Appropriation for liquor	
excise tax distribution.	((\$76,474,000))
	<u>\$87,317,000</u>
Columbia River Water Delivery Account Appropriation	
for the Confederated Tribes of the Colville	
Reservation.	((\$8,612,000))
	<u>\$8,690,000</u>

Columbia River Water Delivery Account Appropriation

1	for the Spokane Tribe of Indians.	((\$5,975,000))
2		<u>\$6,036,000</u>
3	Liquor Revolving Account Appropriation for liquor	
4	profits distribution.	\$98,876,000
5	General Fund Appropriation for other tax	
6	distributions.	((\$80,000))
7		<u>\$102,000</u>
8	General Fund Appropriation for Marijuana Excise Tax	
9	distributions.	\$40,000,000
10	General Fund Appropriation for Habitat Conservation	
11	Program distributions.	\$5,754,000
12	General Fund Appropriation for payment in lieu of	
13	taxes to counties under Department of Fish and	
14	Wildlife Program.	\$4,040,000
15	Puget Sound Taxpayer Accountability Account	
16	Appropriation for distribution to counties in	
17	amounts not to exceed actual deposits into the	
18	account and attributable to those counties'	
19	share pursuant to RCW 43.79.520.. . . .	((\$33,460,000))
20		<u>\$51,983,000</u>
21	Manufacturing and Warehousing Job Centers Account	
22	Appropriation for distribution to local taxing	
23	jurisdictions to mitigate the unintended	
24	revenue redistributions effect of sourcing law	
25	changes pursuant to Engrossed Substitute House	
26	Bill No. 1521 (warehousing & manufacturing	
27	jobs). (If Engrossed Substitute House	
28	Bill No. 1521 (warehousing &	
29	manufacturing jobs) is not enacted by	
30	June 30, 2021, this distribution is	
31	null and void.))	\$12,150,000
32	<u>Crime Victim and Witness Assistance Account</u>	
33	<u>Appropriation for distribution to counties for</u>	
34	<u>purposes specified in RCW 7.68.035. If</u>	
35	<u>Engrossed Fourth Substitute House Bill No. 1412</u>	
36	<u>(legal financial obligations) is not enacted</u>	
37	<u>by June 30, 2022, this distribution is null and</u>	
38	<u>void.. . . .</u>	<u>\$1,950,000</u>
39	TOTAL APPROPRIATION.	((\$652,015,000))
40		<u>\$708,378,000</u>

1 The total expenditures from the state treasury under the
2 appropriations in this section shall not exceed the funds available
3 under statutory distributions for the stated purposes.

4 **Sec. 802.** 2021 c 334 s 802 (uncodified) is amended to read as
5 follows:

6 **FOR THE STATE TREASURER—FOR THE COUNTY CRIMINAL JUSTICE ASSISTANCE**
7 **ACCOUNT**

8	Impaired Driving Safety Appropriation.	((\$2,551,000))
9		<u>\$2,015,000</u>
10	TOTAL APPROPRIATION.	((\$2,551,000))
11		<u>\$2,015,000</u>

12 The appropriation in this section is subject to the following
13 conditions and limitations: The amount appropriated in this section
14 shall be distributed quarterly during the 2021-2023 fiscal biennium
15 in accordance with RCW 82.14.310. This funding is provided to
16 counties for the costs of implementing criminal justice legislation
17 including, but not limited to: Chapter 206, Laws of 1998 (drunk
18 driving penalties); chapter 207, Laws of 1998 (DUI penalties);
19 chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws
20 of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition
21 interlock violations); chapter 211, Laws of 1998 (DUI penalties);
22 chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998
23 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI
24 penalties); and chapter 215, Laws of 1998 (DUI provisions).

25 **Sec. 803.** 2021 c 334 s 803 (uncodified) is amended to read as
26 follows:

27 **FOR THE STATE TREASURER—MUNICIPAL CRIMINAL JUSTICE ASSISTANCE ACCOUNT**

28	Impaired Driving Safety Appropriation.	((\$1,700,000))
29		<u>\$1,343,000</u>
30	TOTAL APPROPRIATION.	((\$1,700,000))
31		<u>\$1,343,000</u>

32 The appropriation in this section is subject to the following
33 conditions and limitations: The amount appropriated in this section
34 shall be distributed quarterly during the 2021-2023 fiscal biennium
35 to all cities ratably based on population as last determined by the
36 office of financial management. The distributions to any city that
37 substantially decriminalizes or repeals its criminal code after July

1 1, 1990, and that does not reimburse the county for costs associated
 2 with criminal cases under RCW 3.50.800 or 3.50.805(2), shall be made
 3 to the county in which the city is located. This funding is provided
 4 to cities for the costs of implementing criminal justice legislation
 5 including, but not limited to: Chapter 206, Laws of 1998 (drunk
 6 driving penalties); chapter 207, Laws of 1998 (DUI penalties);
 7 chapter 208, Laws of 1998 (deferred prosecution); chapter 209, Laws
 8 of 1998 (DUI/license suspension); chapter 210, Laws of 1998 (ignition
 9 interlock violations); chapter 211, Laws of 1998 (DUI penalties);
 10 chapter 212, Laws of 1998 (DUI penalties); chapter 213, Laws of 1998
 11 (intoxication levels lowered); chapter 214, Laws of 1998 (DUI
 12 penalties); and chapter 215, Laws of 1998 (DUI provisions).

13 **Sec. 804.** 2021 c 334 s 805 (uncodified) is amended to read as
 14 follows:

15 **FOR THE STATE TREASURER—TRANSFERS**

16 Dedicated Marijuana Account: For transfer to the
 17 basic health plan trust account, the lesser of
 18 the amount determined pursuant to RCW 69.50.540
 19 or this amount for fiscal year 2022,
 20 (~~(\$255,000,000)~~) \$265,000,000 and this amount
 21 for fiscal year 2023, (~~(\$265,000,000)~~)
 22 \$262,000,000. (~~(\$520,000,000)~~)
 23 \$527,000,000

24 Dedicated Marijuana Account: For transfer to the
 25 state general fund, the lesser of the amount
 26 determined pursuant to RCW 69.50.540 or this
 27 amount for fiscal year 2022, (~~(\$195,000,000)~~)
 28 \$202,000,000 and this amount for fiscal
 29 year 2023, \$200,000,000. (~~(\$395,000,000)~~)
 30 \$402,000,000

31 Tobacco Settlement Account: For transfer to the
 32 state general fund, in an amount not to exceed
 33 the actual amount of the annual base payment to
 34 the tobacco settlement account for fiscal year
 35 2022. \$90,000,000

36 Tobacco Settlement Account: For transfer to the
 37 state general fund, in an amount not to exceed
 38 the actual amount of the annual base payment to
 39 the tobacco settlement account for fiscal year

1 2023. \$90,000,000
 2 Tobacco Settlement Account: For transfer to the
 3 state general fund, in an amount not to exceed
 4 the actual amount of the tobacco arbitration
 5 payment to the tobacco settlement account,
 6 (~~(\$11,000,000 for fiscal year 2022 and~~
 7 ~~\$8,000,000)) for fiscal year 2023. (~~(\$19,000,000)~~)
 8 \$8,000,000
 9 State Treasurer's Service Account: For transfer to
 10 the state general fund, \$5,000,000 for fiscal
 11 year 2022 and \$5,000,000 for fiscal year 2023. . . . \$10,000,000
 12 General Fund: For transfer to the fair fund under
 13 RCW 15.76.115, \$2,750,000 for fiscal year 2022
 14 and \$2,750,000 for fiscal year 2023. \$5,500,000
 15 Financial Services Regulation Account: For transfer
 16 to the state general fund, \$3,500,000 for
 17 fiscal year 2022 and \$3,500,000 for fiscal year
 18 2023. \$7,000,000
 19 Marine Resources Stewardship Trust Account: For
 20 transfer to the aquatic lands enhancement
 21 account, up to \$40,000 for fiscal year 2022. \$40,000
 22 Water Pollution Control Revolving Administration
 23 Account: For transfer to the water pollution
 24 control revolving account, \$6,000,000 for
 25 fiscal year 2022. \$6,000,000
 26 General Fund: For transfer to the home security
 27 fund, \$4,500,000 for fiscal year 2022 and
 28 \$4,500,000 for fiscal year 2023. \$9,000,000
 29 (~~Long-Term Services and Supports Trust~~
 30 ~~Account: For transfer to the general~~
 31 ~~fund as repayment for start-up costs~~
 32 ~~for the long term services program, the~~
 33 ~~lesser of the amount determined by the~~
 34 ~~treasurer for full repayment of the~~
 35 ~~\$17,040,000 transferred from the~~
 36 ~~general fund in the 2019-2021 biennium~~
 37 ~~and \$19,618,000 transferred from the~~
 38 ~~general fund in fiscal year 2022, which~~
 39 ~~totals \$36,658,000 transferred from~~
 40 ~~the general fund in the 2019-2021~~~~

1 ~~biennium and fiscal year 2022 for~~
2 ~~start-up costs with any related~~
3 ~~interest, or this amount for fiscal~~
4 ~~year 2022, \$37,092,000. \$37,092,000))~~
5 Gambling Revolving Account: For transfer to the
6 state general fund as repayment of the loan
7 pursuant to chapter 127, Laws of 2020 (sports
8 wagering/compacts), \$3,000,000 for fiscal year
9 2022 and the lesser of the remaining amount
10 determined by the treasurer for full repayment
11 of the \$6,000,000 transferred from the general
12 fund in the 2019-2021 fiscal biennium with any
13 related interest, or this amount for fiscal
14 year 2023 (~~(\$6,500,000)~~) \$3,500,000. \$6,500,000
15 School Employees' Insurance Account: For transfer to
16 the general fund as repayment of the remainder
17 of the loans for start costs for the school
18 employees benefit program, (~~(\$16,587,000)~~)
19 \$15,615,000 for fiscal year 2022. (~~(\$16,587,000)~~)
20 \$15,615,000
21 General Fund: For transfer to the manufacturing and
22 warehousing jobs centers account \$6,750,000 for
23 fiscal year 2022 and \$5,400,000 for fiscal
24 year 2023 pursuant to Engrossed Substitute
25 House Bill No. 1521 (warehousing &
26 manufacturing jobs). (~~If Engrossed~~
27 ~~Substitute House Bill No. 1521~~
28 ~~(warehousing & manufacturing jobs) is~~
29 ~~not enacted by June 30, 2021, this~~
30 ~~transfer is null and void.)). \$12,150,000
31 General Fund: For transfer to the Washington housing
32 trust fund, \$10,000,000 for fiscal year 2022. \$10,000,000
33 General Fund: For transfer to the forest resiliency
34 account trust fund, \$6,000,000 for fiscal year
35 2022. \$6,000,000
36 Streamlined Sales and Use Tax Mitigation Account:
37 For transfer to the general fund, \$3,186,000 or
38 as much thereof that represents the balance in
39 the account for fiscal year 2022. \$3,186,000
40 General Fund: For transfer to the municipal criminal~~

1 justice assistance account for fiscal year
2 2022. \$761,000
3 General Fund: For transfer to the wildfire response,
4 forest restoration, and community resilience
5 account, solely for the implementation of
6 chapter 298, Laws of 2021 (2SHB 1168)
7 (long-term forest health), \$87,107,000 for
8 fiscal year 2023. \$87,107,000
9 General Fund: For transfer to the state drought
10 preparedness and response account, \$4,500,000
11 for fiscal year 2022 and \$4,500,000 for fiscal
12 year 2023. \$9,000,000

(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 930 and 938 through 941 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. Funding is not provided for compensation and fringe benefit provisions not presented to the legislature during the 2021 legislative session, and that came into effect prior to approval by the legislature during the 2022 legislative session.

Sec. 902. 2021 c 334 s 909 (uncodified) is amended to read as follows:

COLLECTIVE BARGAINING AGREEMENT—WFESE

(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

1 chapter 41.80 RCW for fiscal year 2023. The agreement includes and
2 funding is provided for a general wage increase of 3.25 percent for
3 fiscal year 2023 and a lump sum payment for employees who were
4 employed continuously starting on or before July 1, 2021, through
5 June 30, 2022.

6 **Sec. 903.** 2021 c 334 s 910 (uncodified) is amended to read as
7 follows:

8 **COLLECTIVE BARGAINING AGREEMENT—WAFWP**

9 (1) An agreement has been reached between the governor and the
10 Washington association of fish and wildlife professionals under the
11 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
12 Funding is provided to fund the agreement, which does not include
13 wage increases, but does include 24 furlough days for employees in
14 positions that do not require the position to be backfilled.

15 (2) An agreement has been reached between the governor and the
16 Washington association of fish and wildlife professionals under the
17 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
18 includes and funding is provided for a general wage increase of 3.25
19 percent for fiscal year 2023 and a lump sum payment for employees who
20 were hired before July 1, 2022.

21 **Sec. 904.** 2021 c 334 s 911 (uncodified) is amended to read as
22 follows:

23 **COLLECTIVE BARGAINING AGREEMENT—PTE LOCAL 17**

24 (1) An agreement has been reached between the governor and the
25 professional and technical employees local 17 under the provisions of
26 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is
27 provided to fund the agreement, which does not include wage
28 increases, but does include 24 furlough days for employees in
29 positions that do not require the position to be backfilled.

30 (2) An agreement has been reached between the governor and the
31 professional and technical employees local 17 under the provisions of
32 chapter 41.80 RCW for fiscal year 2023. The agreement includes and
33 funding is provided for a general wage increase of 3.25 percent for
34 fiscal year 2023 and a lump sum payment for employees who were
35 employed continuously starting on or before July 1, 2021, through
36 June 30, 2022.

1 **Sec. 905.** 2021 c 334 s 912 (uncodified) is amended to read as
2 follows:

3 **COLLECTIVE BARGAINING AGREEMENT—SEIU HEALTHCARE 1199NW**

4 (1) An agreement has been reached between the governor and the
5 service employees international union healthcare 1199nw under the
6 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
7 Funding is provided to fund the agreement, which does not include
8 wage increases, but does include 24 furlough days for employees in
9 positions that do not require the position to be backfilled.

10 (2) An agreement has been reached between the governor and the
11 service employees international union healthcare 1199nw under the
12 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
13 includes and funding is provided for a general wage increase of 3.25
14 percent for fiscal year 2023 and a retention bonus payable in two
15 equal installments.

16 **Sec. 906.** 2021 c 334 s 913 (uncodified) is amended to read as
17 follows:

18 **COLLECTIVE BARGAINING AGREEMENT—COALITION OF UNIONS**

19 (1) An agreement has been reached between the governor and the
20 coalition of unions under the provisions of chapter 41.80 RCW for the
21 2021-2023 fiscal biennium. Funding is provided to fund the agreement,
22 which includes 24 furlough days for employees in positions that do
23 not require the position to be backfilled. Funding is also provided
24 for a 2.5 percent wage increase for fiscal year 2022 and a 2.5
25 percent wage increase for fiscal year 2023 for the department of
26 corrections marine vessel operators.

27 (2) An agreement has been reached between the governor and the
28 coalition of unions under the provisions of chapter 41.80 RCW for
29 fiscal year 2023. The agreement includes and funding is provided for
30 a general wage increase of 3.25 percent for fiscal year 2023 and a
31 lump sum payment for employees hired before July 1, 2022.

32 **Sec. 907.** 2021 c 334 s 914 (uncodified) is amended to read as
33 follows:

34 **COLLECTIVE BARGAINING AGREEMENT—ASSOCIATION OF WASHINGTON ASSISTANT**
35 **ATTORNEYS GENERAL/WFSE**

36 (1) An agreement has been reached between the governor and the
37 association of Washington assistant attorneys general/Washington

1 federation of state employees under the provisions of chapter 41.80
2 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund
3 the agreement, which includes some minor modifications but does not
4 include wage increases. In addition, the agreement includes 24
5 furlough days for designated positions.

6 (2) An agreement has been reached between the governor and the
7 association of Washington assistant attorneys general/Washington
8 federation of state employees under the provisions of chapter 41.80
9 RCW for fiscal year 2023. The agreement includes and funding is
10 provided for a general wage increase of 3.25 percent for fiscal year
11 2023 and a longevity lump sum payment.

12 **Sec. 908.** 2021 c 334 s 915 (uncodified) is amended to read as
13 follows:

14 **COLLECTIVE BARGAINING AGREEMENT—WFSE ADMINISTRATIVE LAW JUDGES**

15 (1) An agreement has been reached between the governor and the
16 Washington federation of state employees administrative law judges
17 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
18 biennium. This is the first agreement since the grant of collective
19 bargaining rights in the 2020 legislative session. Funding is
20 provided to fund the agreement, which includes the implementation of
21 the Washington general government standard progression salary
22 schedule that includes periodic increments that begin July 1, 2022.
23 In addition, the agreement includes 24 furlough days for designated
24 positions.

25 (2) An agreement has been reached between the governor and the
26 Washington federation of state employees administrative law judges
27 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
28 agreement includes and funding is provided for a general wage
29 increase of 3.25 percent for fiscal year 2023 and a lump sum payment
30 for employees hired before July 1, 2022.

31 **Sec. 909.** 2021 c 334 s 916 (uncodified) is amended to read as
32 follows:

33 **COLLECTIVE BARGAINING AGREEMENT—DFW SERGEANTS ASSOCIATION/TEAMSTERS**
34 **760**

35 (1) An agreement has been reached between the governor and the
36 department of fish and wildlife sergeants association/teamsters 760
37 under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal
38 biennium. This is the first stand-alone agreement for this unit since

1 its separation from the coalition of unions under chapter 41.80 RCW
2 provided in the 2020 legislative session. Funding is provided to fund
3 the agreement, which does not include wage increases but does allow
4 the agreement to be reopened to negotiate compensation for fiscal
5 year 2023.

6 (2) An agreement has been reached between the governor and the
7 department of fish and wildlife sergeants association/teamsters 760
8 under the provisions of chapter 41.56 RCW for fiscal year 2023. The
9 agreement includes and funding is provided for implementing a
10 redesigned classification and compensation structure for the fish and
11 wildlife enforcement classes and payment of educational incentives
12 for employees who have obtained an associate degree (2 percent base
13 pay) or bachelor's degree (4 percent base pay).

14 **Sec. 910.** 2021 c 334 s 917 (uncodified) is amended to read as
15 follows:

16 **COLLECTIVE BARGAINING AGREEMENT—FISH AND WILDLIFE ENFORCEMENT**
17 **OFFICERS GUILD**

18 (1) An agreement has been reached between the governor and the
19 fish and wildlife enforcement officers guild through an interest
20 arbitration award under the provisions of chapter 41.56 RCW for the
21 2021-2023 fiscal biennium. This is the first stand-alone agreement
22 for this unit since its separation from the coalition of unions under
23 chapter 41.80 RCW provided in the 2020 legislative session. Funding
24 is provided to fund the award, which does not include wage increases
25 but does allow the agreement to be reopened to negotiate base rate of
26 pay for fiscal year 2023. The arbitration award also includes and
27 funding is provided for an education incentive for employees who have
28 obtained an associate's degree (2 percent of base pay) or bachelor's
29 degree (4 percent of base pay), increased opportunities to work on
30 holidays and receive holiday pay, and workers compensation top-off
31 pay equivalent to the LEOFF II supplement. Finally, funding is
32 provided for an increase in the clothing allowance for qualifying
33 employees by \$100 per year per employee.

34 (2) An agreement has been reached between the governor and the
35 fish and wildlife enforcement officers guild under the provisions of
36 chapter 41.56 RCW for fiscal year 2023. The agreement includes and
37 funding is provided for implementing a redesigned classification and
38 compensation structure of the fish and wildlife enforcement classes.

1 **Sec. 911.** 2021 c 334 s 918 (uncodified) is amended to read as
2 follows:

3 **COLLECTIVE BARGAINING AGREEMENT—WFESE HIGHER EDUCATION COMMUNITY**
4 **COLLEGE COALITION**

5 (1) An agreement has been reached between the governor and the
6 Washington federation of state employees community college coalition
7 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
8 biennium. Funding is provided to fund the agreement, which does not
9 include wage increases.

10 (2) An agreement has been reached between the governor and the
11 Washington federation of state employees community college coalition
12 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
13 agreement includes and funding is provided for a general wage
14 increase of 3.25 percent for fiscal year 2023 and a lump sum payment
15 for employees hired before July 1, 2022.

16 **Sec. 912.** 2021 c 334 s 919 (uncodified) is amended to read as
17 follows:

18 **COLLECTIVE BARGAINING AGREEMENT—WPEA HIGHER EDUCATION COMMUNITY**
19 **COLLEGE COALITION**

20 (1) An agreement has been reached between the governor and the
21 Washington public employees association community college coalition
22 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
23 biennium. Funding is provided to fund the agreement, which does not
24 include wage increases.

25 (2) An agreement has been reached between the governor and the
26 Washington public employees association community college coalition
27 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
28 agreement includes and funding is provided for a general wage
29 increase of 3.25 percent for fiscal year 2023 and a lump sum payment
30 for employees hired before July 1, 2022.

31 **Sec. 913.** 2021 c 334 s 920 (uncodified) is amended to read as
32 follows:

33 **COLLECTIVE BARGAINING AGREEMENT—WSP TROOPERS ASSOCIATION**

34 (1) An agreement has been reached between the governor and the
35 Washington state patrol troopers association under the provisions of
36 chapter 41.56 RCW for the 2021-2023 fiscal biennium. Funding is
37 provided to fund the agreement, which does not include general wages

1 increases but does provide the ability to request to reopen the
2 compensation article for the purpose of bargaining base rate of pay
3 for fiscal year 2023.

4 (2) An agreement has been reached between the governor and the
5 Washington state patrol troopers association under the provisions of
6 chapter 41.56 RCW for fiscal year 2023. The agreement includes and
7 funding is provided for a general wage increase of 10 percent for
8 fiscal year 2023.

9 **Sec. 914.** 2021 c 334 s 921 (uncodified) is amended to read as
10 follows:

11 **COLLECTIVE BARGAINING AGREEMENT—WSP LIEUTENANTS AND CAPTAINS**
12 **ASSOCIATION**

13 (1) An agreement has been reached between the governor and the
14 Washington state patrol lieutenants and captains association under
15 the provisions of chapter 41.56 RCW for the 2021-2023 fiscal
16 biennium. Funding is provided to fund the agreement, which does not
17 include general wages increases but does provide the ability to
18 request to reopen the compensation article for the purpose of
19 bargaining base rate of pay for fiscal year 2023.

20 (2) An agreement has been reached between the governor and the
21 Washington state patrol lieutenants and captains association under
22 the provisions of chapter 41.56 RCW for fiscal year 2023. The
23 agreement includes and funding is provided for a general wage
24 increase of 10 percent for fiscal year 2023.

25 **Sec. 915.** 2021 c 334 s 922 (uncodified) is amended to read as
26 follows:

27 **COLLECTIVE BARGAINING AGREEMENT—WPEA**

28 (1) An agreement has been reached between the governor and the
29 Washington public employees association general government under the
30 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
31 Funding is provided to fund the agreement, which includes some minor
32 modifications but does not include wage increases. In addition, the
33 agreement includes 24 furlough days for designated positions.

34 (2) An agreement has been reached between the governor and the
35 Washington public employees association general government under the
36 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
37 includes and funding is provided for a general wage increase of 3.25

1 percent for fiscal year 2023 and a lump sum payment for employees
2 hired before July 1, 2022.

3 **Sec. 916.** 2021 c 334 s 923 (uncodified) is amended to read as
4 follows:

5 **COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF**
6 **ENTERPRISE SERVICES**

7 (1) An agreement has not been reached between the governor and
8 the international brotherhood of teamsters local 117 pursuant to
9 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Pursuant to RCW
10 41.80.010(6), funding is provided for fiscal year 2022 to fund the
11 terms of the 2019-2021 agreement and for fiscal year 2023 to fund the
12 terms according to law.

13 (2) Again, an agreement has not been reached between the governor
14 and the international brotherhood of teamsters local 117 department
15 of enterprise services under the provisions of chapter 41.80 RCW for
16 fiscal year 2023. Pursuant to RCW 41.80.010(6), the employer may
17 unilaterally implement according to law. Therefore, funding is
18 provided for a general wage increase of 3.25 percent for fiscal year
19 2023 and a lump sum payment for employees hired before July 1, 2022.

20 NEW SECTION. **Sec. 917.** A new section is added to 2021 c 334
21 (uncodified) to read as follows:

22 **COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF**
23 **CORRECTIONS**

24 An agreement has been reached between the governor and the
25 international brotherhood of teamsters local 117 department of
26 corrections through an interest arbitration award pursuant to chapter
27 41.80 RCW for the 2021-2023 fiscal biennium. The interest arbitration
28 award included and funding is provided for a general wage increase of
29 4 percent, targeted wage increases, retroactive to July 1, 2022, a
30 lump sum payment for all employees, and premium pay for working on
31 McNeil Island.

32 **Sec. 918.** 2021 c 334 s 924 (uncodified) is amended to read as
33 follows:

34 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 925**

35 (1) An agreement has been reached between the University of
36 Washington and the service employees international union local 925

1 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
2 biennium. The agreement includes and funding is provided for an
3 extension of the 2019-2021 collective bargaining agreement. The
4 agreement does not include either a general wage increase or
5 mandatory employee furloughs.

6 (2) An agreement has been reached between the University of
7 Washington and the service employees international union labor 925
8 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
9 agreement includes and funding is provided for a general wage
10 increase of 3 percent for fiscal year 2023, evening shift
11 differential, night shift differential, standby pay, and weekend pay
12 premium for specified job classifications. In addition, the agreement
13 includes and funding is provided for recruitment and retention
14 increases and lump sum payments for specified job classifications.

15 **Sec. 919.** 2021 c 334 s 925 (uncodified) is amended to read as
16 follows:

17 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 1199**
18 **RESEARCH/HALL HEALTH**

19 (1) An agreement has been reached between the University of
20 Washington and the service employees international union local 1199
21 research/hall health under the provisions of chapter 41.80 RCW for
22 the 2021-2023 fiscal biennium. The agreement includes and funding is
23 provided for an extension of the 2019-2021 collective bargaining
24 agreement. The agreement does not include either a general wage
25 increase or mandatory employee furloughs.

26 (2) An agreement has been reached between the University of
27 Washington and the service employees international union local 1199
28 research/hall health under the provisions of chapter 41.80 RCW for
29 fiscal year 2023. The agreement includes and funding is provided for
30 a general wage increase of 3 percent for fiscal year 2023 and lump
31 sum payments for employees.

32 **Sec. 920.** 2021 c 334 s 928 (uncodified) is amended to read as
33 follows:

34 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—WFSE**

35 (1) An agreement has been reached between the University of
36 Washington and the Washington federation of state employees under the
37 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
38 The agreement includes and funding is provided for an extension of

1 the 2019-2021 collective bargaining agreement, and an expansion of
2 the Harborview and University of Washington Medical Center EVS
3 custodians weekend premium. The agreement does not include either a
4 general wage increase or mandatory employee furloughs.

5 (2) An agreement has been reached between the University of
6 Washington and the Washington federation of state employees under the
7 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
8 includes and funding is provided for a general wage increase of 3
9 percent for fiscal year 2023, evening shift differential, night shift
10 differential, standby pay, and weekend pay premium, for specified job
11 classifications.

12 **Sec. 921.** 2021 c 334 s 929 (uncodified) is amended to read as
13 follows:

14 **COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WFSE**

15 (1) An agreement has been reached between the Washington State
16 University and the Washington federation of state employees under the
17 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
18 Funding is provided to fund the agreement, which does not include
19 changes to compensation or benefits. In addition, the agreement does
20 not include mandatory employee furloughs.

21 (2) An agreement has been reached between the Washington State
22 University and the Washington federation of state employees under the
23 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
24 includes and funding is provided for a general wage increase of 3.25
25 percent for fiscal year 2023, and any lump sum payment agreed upon in
26 the agreement between the governor and the Washington federation of
27 state employees for general government employees.

28 **Sec. 922.** 2021 c 334 s 930 (uncodified) is amended to read as
29 follows:

30 **COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WSU**
31 **POLICE GUILD BARGAINING UNIT 4**

32 (1) An agreement has been reached between the Washington State
33 University and the WSU police guild bargaining unit 4 under the
34 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
35 Funding is provided to fund the agreement, which does not include
36 changes to compensation or benefits. In addition, the agreement does
37 not include mandatory employee furloughs.

1 (2) An agreement has been reached between the Washington State
2 University and the WSU police guild bargaining unit 4 under the
3 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
4 includes and funding is provided for a general wage increase of 3.3
5 percent for fiscal year 2023.

6 **Sec. 923.** 2021 c 334 s 932 (uncodified) is amended to read as
7 follows:

8 **COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—WFSE**

9 (1) An agreement has been reached between Central Washington
10 University and the Washington federation of state employees under the
11 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
12 Funding is provided to fund the agreement, which does not include
13 either a general wage increase or mandatory employee furloughs.

14 (2) An agreement has been reached between the Central Washington
15 University and the Washington federation of state employees under the
16 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
17 includes any general wage increase and lump sum payment agreed upon
18 in the agreement between the governor and the Washington federation
19 of state employees for general government employees. Therefore, the
20 agreement includes and funding is provided for a general wage
21 increase of 3.25 percent for fiscal year 2023, and a lump sum payment
22 for employees who were employed continuously starting on or before
23 July 1, 2021, through June 30, 2022.

24 **Sec. 924.** 2021 c 334 s 933 (uncodified) is amended to read as
25 follows:

26 **COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—PSE**

27 (1) An agreement has been reached between Central Washington
28 University and the public school employees under the provisions of
29 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is
30 provided to fund the agreement, which does not include either a
31 general wage increase or mandatory employee furloughs.

32 (2) An agreement has been reached between the Central Washington
33 University and the public school employees under the provisions of
34 chapter 41.80 RCW for fiscal year 2023. The agreement includes any
35 general wage increase and lump sum payment agreed upon in the
36 agreement between the governor and the Washington federation of state
37 employees. Therefore, funding is provided for a general wage increase
38 of 3.25 percent for fiscal year 2023, and a lump sum payment for

1 employees who were employed continuously starting on or before July
2 1, 2021, through June 30, 2022.

3 **Sec. 925.** 2021 c 334 s 934 (uncodified) is amended to read as
4 follows:

5 **COLLECTIVE BARGAINING AGREEMENT—THE EVERGREEN STATE COLLEGE—WFSE**

6 (1) An agreement has been reached between The Evergreen State
7 College and the Washington federation of state employees supervisory
8 and nonsupervisory units under the provisions of chapter 41.80 RCW
9 for the 2021-2023 fiscal biennium. Funding is provided to fund the
10 agreement, which does not include either a general wage increase or
11 mandatory employee furloughs.

12 (2) An agreement has been reached between The Evergreen State
13 College and the Washington federation of state employees under the
14 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
15 includes any general wage increase agreed upon in the agreement
16 between the governor and the Washington federation of state employees
17 for general government employees. Therefore, funding is provided for
18 a general wage increase of 3.25 percent for fiscal year 2023.

19 **Sec. 926.** 2021 c 334 s 935 (uncodified) is amended to read as
20 follows:

21 **COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—WFSE**

22 (1) An agreement has been reached between Western Washington
23 University and the Washington federation of state employees
24 bargaining units A, B, and E under the provisions of chapter 41.80
25 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund
26 the agreement, which does not include either a general wage increase
27 or mandatory employee furloughs.

28 (2) An agreement has been reached between Western Washington
29 University and the Washington federation of state employees under the
30 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement
31 includes any general wage increase and lump sum payment agreed upon
32 in the agreement between the governor and the Washington federation
33 of state employees for general government employees. Therefore,
34 funding is provided for a general wage increase of 3.25 percent for
35 fiscal year 2023, and a lump sum payment for employees who were
36 employed continuously starting on or before July 1, 2021, through
37 June 30, 2022.

1 **Sec. 927.** 2021 c 334 s 936 (uncodified) is amended to read as
2 follows:

3 **COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—PSE**

4 (1) An agreement has not been reached between Western Washington
5 University and the public school employees bargaining units D and PT
6 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal
7 biennium. Pursuant to RCW 41.80.010(6), funding is provided for
8 fiscal year 2022 to fund the terms of the 2019-2021 agreement and for
9 fiscal year 2023 to fund the terms according to law.

10 (2) An agreement has been reached between Western Washington
11 University and the public school employees bargaining units D and PT
12 under the provisions of chapter 41.80 RCW for fiscal year 2023. The
13 agreement includes any general wage increase and lump sum payment
14 agreed upon in the agreement between the governor and the Washington
15 federation of state employees for general government employees.
16 Therefore, funding is provided for a general wage increase of 3.25
17 percent for fiscal year 2023, and a lump sum payment for employees
18 who were employed continuously starting on or before July 1, 2021,
19 through June 30, 2022.

20 **Sec. 928.** 2021 c 334 s 937 (uncodified) is amended to read as
21 follows:

22 **COLLECTIVE BARGAINING AGREEMENT—EASTERN WASHINGTON UNIVERSITY—WFSE**

23 (1) An agreement has been reached between Eastern Washington
24 University and the Washington federation of state employees under the
25 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
26 Funding is provided to fund the agreement, which does not include
27 either a general wage increase or mandatory employee furloughs.

28 (2) An agreement has been reached between Eastern Washington
29 University and the Washington federation of state employees under the
30 provisions of chapter 41.80 RCW for fiscal year 2023. Funding is
31 provided to fund a general wage increase of 3.25 percent effective
32 July 1, 2022.

33 NEW SECTION. **Sec. 929.** A new section is added to 2021 c 334
34 (uncodified) to read as follows:

35 **COLLECTIVE BARGAINING AGREEMENT—EASTERN WASHINGTON UNIVERSITY—PSE**

36 An agreement has been reached between Eastern Washington
37 University and the public school employees under the provisions of

1 chapter 41.80 RCW for the fiscal year 2023. Funding is provided to
2 fund a general wage increase of 3.25 percent effective July 1, 2022.

3 NEW SECTION. **Sec. 930.** A new section is added to 2021 c 334
4 (uncodified) to read as follows:

5 **COLLECTIVE BARGAINING AGREEMENT—YAKIMA VALLEY COLLEGE—WPEA**

6 An agreement has been reached between Yakima Valley College and
7 the Washington public employees' association under the provisions of
8 chapter 41.80 RCW for the fiscal year 2023. Funding is provided to
9 fund a general wage increase of 3.25 percent and other terms
10 effective July 1, 2022.

11 **Sec. 931.** 2021 c 334 s 939 (uncodified) is amended to read as
12 follows:

13 **COLLECTIVE BARGAINING AGREEMENT—HIGHLINE COMMUNITY COLLEGE—WPEA**

14 (1) An agreement has been reached between Highline Community
15 College and the Washington public employees association under the
16 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.
17 Funding is provided to fund the agreement, which does not include
18 either a general wage increase or mandatory employee furloughs.

19 (2) For fiscal year 2023 employees covered by Washington public
20 employees association at the Highline Community College are included
21 in the coalition agreement in sec. 912 of this act.

22 **Sec. 932.** 2021 c 334 s 940 (uncodified) is amended to read as
23 follows:

24 **COMPENSATION—REPRESENTED EMPLOYEES—HEALTH CARE COALITION—INSURANCE**
25 **BENEFITS**

26 An agreement was reached for the 2021-2023 biennium between the
27 governor and the health care coalition under the provisions of
28 chapter 41.80 RCW. Appropriations in this act for state agencies,
29 including institutions of higher education, are sufficient to
30 implement the provisions of the 2021-2023 collective bargaining
31 agreement, which maintains the provisions of the prior agreement,
32 other than provision of gift cards through the wellness program, and
33 are subject to the following conditions and limitations:

34 The monthly employer funding rate for insurance benefit premiums,
35 public employees' benefits board administration, and the uniform
36 medical plan, shall not exceed \$936 per eligible employee for fiscal

1 year 2022. For fiscal year 2023, the monthly employer funding rate
2 shall not exceed (~~(\$1,091)~~) \$1,130 per eligible employee.

3 The board shall collect a twenty-five dollar per month surcharge
4 payment from members who use tobacco products and a surcharge payment
5 of not less than fifty dollars per month from members who cover a
6 spouse or domestic partner where the spouse or domestic partner has
7 chosen not to enroll in another employer-based group health insurance
8 that has benefits and premiums with an actuarial value of not less
9 than ninety-five percent of the actuarial value of the public
10 employees' benefits board plan with the largest enrollment. The
11 surcharge payments shall be collected in addition to the member
12 premium payment if directed by the legislature.

13 **Sec. 933.** 2021 c 334 s 941 (uncodified) is amended to read as
14 follows:

15 **COMPENSATION—REPRESENTED EMPLOYEES OUTSIDE HEALTH CARE COALITION—**
16 **INSURANCE BENEFITS**

17 Appropriations for state agencies in this act are sufficient for
18 represented employees outside the coalition for health benefits, and
19 are subject to the following conditions and limitations: The monthly
20 employer funding rate for insurance benefit premiums, public
21 employees' benefits board administration, and the uniform medical
22 plan, may not exceed \$936 per eligible employee for fiscal year 2022.
23 For fiscal year 2023, the monthly employer funding rate may not
24 exceed (~~(\$1,091)~~) \$1,130 per eligible employee.

25 **Sec. 934.** 2021 c 334 s 942 (uncodified) is amended to read as
26 follows:

27 **COMPENSATION—SCHOOL EMPLOYEES—INSURANCE BENEFITS**

28 An agreement was reached for the 2021-2023 biennium between the
29 governor and the school employee coalition under the provisions of
30 chapters 41.56 and 41.59 RCW. Appropriations in this act for
31 allocations to school districts are sufficient to implement the
32 provisions of the 2021-2023 collective bargaining agreement, which
33 maintains the provisions of the prior agreement, and are subject to
34 the following conditions and limitations:

35 (1) The monthly employer funding rate for insurance benefit
36 premiums, school employees' benefits board administration, retiree
37 remittance, and the uniform medical plan, shall not exceed \$968 per
38 eligible employee in the 2021-22 school year. For the 2022-23 school

1 year, the monthly employer funding rate shall not exceed (~~(\$1,032)~~)
2 \$1,026 per eligible employee. Employers will contribute one hundred
3 percent of the retiree remittance defined in (~~section 943 of this~~
4 ~~act~~) section 935 of this act, which is included as part of the above
5 monthly employer funding rate.

6 (2) For the purposes of distributing insurance benefits,
7 certificated staff units as determined in section 504 of this act
8 will be multiplied by 1.02 and classified staff units as determined
9 in section 504 of this act will be multiplied by 1.43.

10 (3) Except as provided by the parties' health care agreement, in
11 order to achieve the level of funding provided for health benefits,
12 the school employees' benefits board shall require any or all of the
13 following: Employee premium copayments, increases in point-of-service
14 cost sharing, the implementation of managed competition, or other
15 changes to benefits consistent with RCW 41.05.740. The board shall
16 collect a twenty-five dollar per month surcharge payment from members
17 who use tobacco products and a surcharge payment of not less than
18 fifty dollars per month from members who cover a spouse or domestic
19 partner where the spouse or domestic partner has chosen not to enroll
20 in another employer-based group health insurance that has benefits
21 and premiums with an actuarial value of not less than ninety-five
22 percent of the actuarial value of the public employees' benefits
23 board plan with the largest enrollment. The surcharge payments shall
24 be collected in addition to the member premium payment if directed by
25 the legislature.

26 (4) The health care authority shall deposit any moneys received
27 on behalf of the school employees' medical plan as a result of
28 rebates on prescription drugs, audits of hospitals, subrogation
29 payments, or any other moneys recovered as a result of prior uniform
30 medical plan claims payments, into the school employees' and
31 retirees' insurance account to be used for insurance benefits. Such
32 receipts may not be used for administrative expenditures.

33 **Sec. 935.** 2021 c 334 s 943 (uncodified) is amended to read as
34 follows:

35 **COMPENSATION—NONREPRESENTED EMPLOYEES—INSURANCE BENEFITS**

36 Appropriations for state agencies in this act are sufficient for
37 nonrepresented state employee health benefits for state agencies,
38 including institutions of higher education, and are subject to the
39 following conditions and limitations:

1 (1) The employer monthly funding rate for insurance benefit
2 premiums, public employees' benefits board administration, and the
3 uniform medical plan, shall not exceed \$936 per eligible employee for
4 fiscal year 2022. For fiscal year 2023, the monthly employer funding
5 rate shall not exceed (~~(\$1,091)~~) \$1,130 per eligible employee. These
6 rates assume the use of plan surplus from the 2019-2021 fiscal
7 biennium in fiscal year 2022.

8 (2) The health care authority, subject to the approval of the
9 public employees' benefits board, shall provide subsidies for health
10 benefit premiums to eligible retired or disabled public employees and
11 school district employees who are eligible for medicare, pursuant to
12 RCW 41.05.085. For calendar years 2022 and 2023, the subsidy shall be
13 up to \$183 per month. Funds from reserves accumulated for future
14 adverse claims experience, from past favorable claims experience, or
15 otherwise, may not be used to increase this retiree subsidy beyond
16 what is authorized by the legislature in this subsection.

17 (3) School districts and educational service districts shall
18 remit to the health care authority for deposit into the public
19 employees' and retirees' insurance account established in RCW
20 41.05.120 the following amounts:

21 (a) For each full-time employee, \$72.08 per month beginning
22 September 1, 2021, and \$80.04 beginning September 1, 2022;

23 (b) For each part-time employee, who at the time of the
24 remittance is employed in an eligible position as defined in RCW
25 41.32.010 or 41.40.010 and is eligible for employer fringe benefit
26 contributions for basic benefits, \$72.08 each month beginning
27 September 1, 2021, and \$80.04 beginning September 1, 2022, prorated
28 by the proportion of employer fringe benefit contributions for a
29 full-time employee that the part-time employee receives. The
30 remittance requirements specified in this subsection do not apply to
31 employees of a technical college, school district, or educational
32 service district who purchase insurance benefits through contracts
33 with the health care authority.

34 NEW SECTION. **Sec. 936.** A new section is added to 2021 c 334
35 (uncodified) to read as follows:

36 **INITIATIVE 732 COST-OF-LIVING INCREASES**

37 Part IX of this act authorizes general wage increases for state
38 employees covered by Initiative Measure No. 732. The general wage
39 increase on July 1, 2022, provides a portion of the annual cost-of

1 living adjustments required under Initiative Measure No. 732. The
2 3.25 percent general wage increase shall replace the 2.2 percent
3 general wage increase that was funded in the biennial budget to take
4 effect July 1, 2022, and funding is provided for an additional 1.42
5 percent general wage increase for a total general wage increase
6 effective July 1, 2022, of 4.67 percent. The resulting biennial
7 general wage increase funded for these employees is 6.37 percent for
8 fiscal year 2023.

9 NEW SECTION. **Sec. 937.** A new section is added to 2021 c 334
10 (uncodified) to read as follows:

11 **GENERAL WAGE INCREASES**

12 (1) Appropriations for state agency employee compensation in this
13 act are sufficient to provide general wage increases to state agency
14 employees and employees of institutions of higher education, who are
15 not represented or who bargain under statutory authority other than
16 chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475.

17 (2) Funding is provided for a 3.25 percent salary increase
18 effective July 1, 2022, for all classified employees as specified in
19 subsection (1) of this section, employees in the Washington
20 management service, and exempt employees under the jurisdiction of
21 the office of financial management. The appropriations are also
22 sufficient to fund a 3.25 percent salary increase effective July 1,
23 2022, for executive, legislative, and judicial branch employees
24 exempt from merit system rules whose maximum salaries are not set by
25 the commission on salaries of elected officials.

26 **Sec. 938.** 2021 c 334 s 945 (uncodified) is amended to read as
27 follows:

28 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—WFSE LANGUAGE**
29 **ACCESS PROVIDERS**

30 (1) An agreement has been reached between the governor and the
31 Washington federation of state employees for the language access
32 providers under the provisions of chapter 41.56 RCW for the 2021-2023
33 fiscal biennium. Funding is provided for an in-person interpreting
34 rate increase of \$0.12 per hour for each of fiscal year 2022 and
35 fiscal year 2023. In addition, other terms of the agreement that are
36 funded include a continuation of the social service mileage premium.

37 (2) An agreement has been reached between the governor and the
38 Washington federation of state employees for the language access

1 providers under the provisions of chapter 41.56 RCW for fiscal year
2 2023. The agreement includes and funding is provided for an hourly
3 rate increase of \$1.04 for fiscal year 2023.

4 **Sec. 939.** 2021 c 334 s 946 (uncodified) is amended to read as
5 follows:

6 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 775**
7 **HOME CARE WORKERS**

8 (1) An agreement has been reached between the governor and the
9 service employees international union local 775 through an interest
10 arbitration award under the provisions of chapter 74.39A RCW and
11 41.56 RCW for the 2021-2023 fiscal biennium. Funding is provided for
12 the arbitration award that includes increases to wages and benefits
13 and certain improvements in the second year of the agreement. Wages
14 are increased approximately 3 percent over the biennium. Health care
15 contributions are increased 5 percent each year of the agreement.
16 Beginning July 1, 2022, individual providers will receive credit on
17 the wage scale for verifiable hours worked for a related home care
18 agency and time and one-half pay for hours worked on two holidays
19 (Independence Day and New Year's Eve).

20 (2) An agreement has been reached between the governor and the
21 service employees international union local 775 under the provisions
22 of chapter 74.39A RCW and chapter 41.56 RCW for fiscal year 2023. The
23 agreement includes and funding is provided for an increase to the
24 base rate for fiscal year 2023. This approval of funding applies only
25 to those compensation and fringe benefit terms with economic terms
26 explicitly set forth in the contract submitted to the legislature for
27 approval. To the extent that future compensation provisions are
28 negotiated through a memorandum of understanding, due to changes in
29 federal funding formula or other reasons, those additional provisions
30 may not take effect until subsequently submitted to, and approved by,
31 the legislature.

32 **Sec. 940.** 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

1 provided for an increase in the hourly rate of care provided by
2 family, friends, and neighbor providers (FFNs) in fiscal year 2023
3 from \$2.65 to \$3.00. The agreement maintains the current subsidy
4 rates for licensed providers for fiscal year 2022 and includes an
5 agreement to bargain over possible adjustments to rates for fiscal
6 year 2023. In addition, the agreement includes and funding is
7 provided to increase the rate paid to providers who reach level 3.5
8 of the state's early achievers quality rating system by 2 percent,
9 bringing the rate to 15 percent above the base subsidy rate. Lastly,
10 the agreement includes and funding is provided to increase the
11 nonstandard hour care rate from \$80.00 to \$90.00 per child per month.

12 (2) An agreement has been reached between the governor and the
13 service employees international union local 925 under the provisions
14 of chapter 41.56 RCW for fiscal year 2023. The agreement includes and
15 funding is provided for a cost of care rate enhancement for fiscal
16 year 2023.

17 **Sec. 941.** 2021 c 334 s 948 (uncodified) is amended to read as
18 follows:

19 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—ADULT FAMILY**
20 **HOME COUNCIL**

21 (1) An agreement has been reached between the governor and the
22 adult family home council under the provisions of chapter 41.56 RCW
23 for the 2021-2023 fiscal biennium. Funding is provided for a 3
24 percent increase to the wages and administrative component of the
25 base daily rate adult family home providers receive for CARE
26 classifications A through D beginning July 1, 2021, and a 3 percent
27 increase in E classifications beginning July 1, 2022. The agreement
28 also includes and funds are provided for a one-time, 3 percent
29 increase to the health care and mandatory training components of the
30 rates beginning July 1, 2021.

31 (2) An agreement has been reached between the governor and the
32 adult family home council under the provisions of chapter 41.56 RCW
33 for fiscal year 2023. The agreement includes and funding is provided
34 for an increase to the base rate and increase in the training
35 contribution for fiscal year 2023.

36 NEW SECTION. **Sec. 942.** A new section is added to 2021 c 334
37 (uncodified) to read as follows:

38 **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 Senate Bill No. 5676 (TRS 1/
11 PERS 1 benefit increase). If the bill is not enacted by June 30,
12 2022, this section shall lapse.

13 **Sec. 943.** 2021 c 334 s 1002 (uncodified) is amended to read as
14 follows:

15 (1) The Washington state criminal sentencing task force is
16 established.

17 (2) The task force is composed of members as provided in this
18 subsection.

19 (a) The president of the senate shall appoint one member from
20 each of the two largest caucuses of the senate.

21 (b) The speaker of the house of representatives shall appoint one
22 member from each of the two largest caucuses of the house of
23 representatives.

24 (c) The president of the senate and the speaker of the house of
25 representatives jointly shall appoint members representing the
26 following:

27 (i) The office of the governor;

28 (ii) Caseload forecast council;

29 (iii) Department of corrections;

30 (iv) Sentencing guidelines commission;

31 (v) Statewide family council administered by the department of
32 corrections;

33 (vi) Statewide reentry council;

34 (vii) Superior court judges' association;

35 (viii) Washington association of criminal defense attorneys or
36 the Washington defender association;

37 (ix) Washington association of prosecuting attorneys;

38 (x) Washington association of sheriffs and police chiefs;

39 (xi) Washington state association of counties;

1 (xii) Washington state minority and justice commission;
2 (xiii) A labor organization representing active law enforcement
3 officers in Washington state;

4 (xiv) Two different community organizations representing the
5 interests of incarcerated persons; and

6 (xv) Two different community organizations or other entities
7 representing the interests of crime victims.

8 (3) The legislative membership shall convene the initial meeting
9 of the task force no later than September 1, 2019. The membership
10 shall select the task force's cochairs, which must include one
11 legislator and one nonlegislative member.

12 (4) The task force shall review state sentencing laws, including
13 a consideration of the report of the sentencing guidelines commission
14 required by section 129, chapter 299, Laws of 2018. The task force
15 shall develop recommendations for the purpose of:

- 16 (a) Reducing sentencing implementation complexities and errors;
17 (b) Improving the effectiveness of the sentencing system; and
18 (c) Promoting and improving public safety.

19 (5) The task force shall submit an initial report, including
20 findings and recommendations, to the governor and the appropriate
21 committees of the legislature by December 31, 2019. The task force
22 shall submit a final report by December 31, (~~2020~~) 2022.

23 (6)(a) The William D. Ruckelshaus center shall administer and
24 provide staff support and facilitation services to the task force.
25 The center may, when deemed necessary by the task force, contract
26 with one or more appropriate consultants to provide data analysis,
27 research, and other services to the task force for the purposes
28 provided in subsection (4) of this section.

29 (b) The caseload forecast council shall provide information, data
30 analysis, and other necessary assistance upon the request of the task
31 force.

32 (7) Legislative members of the task force are reimbursed for
33 travel expenses in accordance with RCW 44.04.120. Nonlegislative
34 members are not entitled to be reimbursed for travel expenses if they
35 are elected officials or are participating on behalf of an employer,
36 governmental entity, or other organization. Any reimbursement for
37 other nonlegislative members is subject to chapter 43.03 RCW.

38 (8) This section expires June 30, (~~2022~~) 2023.

1 NEW SECTION. **Sec. 944.** A new section is added to 2021 c 334
2 (uncodified) to read as follows:

3 The Washington state missing and murdered indigenous women and
4 people task force is established.

5 (1) The task force is composed of members as provided in this
6 subsection.

7 (a) The president of the senate shall appoint one member from
8 each of the two largest caucuses of the senate.

9 (b) The speaker of the house of representatives shall appoint one
10 member from each of the two largest caucuses of the house of
11 representatives.

12 (c) The governor's office of Indian affairs shall appoint five
13 representatives from federally recognized Indian tribes in Washington
14 state.

15 (d) The president of the senate and the speaker of the house of
16 representatives jointly shall appoint the following:

17 (i) One member representing the Seattle Indian health board;

18 (ii) One member representing the NATIVE project;

19 (iii) One member representing Northwest Portland area Indian
20 health board;

21 (iv) One member representing the American Indian health
22 commission;

23 (v) Two indigenous women or family members of indigenous women
24 that have experienced violence;

25 (vi) One member representing the governor's office of Indian
26 affairs;

27 (vii) The chief of the Washington state patrol or his or her
28 representative;

29 (viii) One member representing the Washington state office of the
30 attorney general;

31 (ix) One member representing the Washington association of
32 sheriffs and police chiefs;

33 (x) One member representing the Washington state association of
34 counties;

35 (xi) One member representing the association of Washington
36 cities;

37 (xii) One member representing the Washington association of
38 prosecuting attorneys; and

39 (xiii) One representative of the Washington association of
40 criminal defense lawyers.

1 (e) The Washington state office of the attorney general shall
2 appoint the following:

3 (i) One member representing the confederated tribes of the
4 Colville reservation;

5 (ii) One member representing the Nisqually Indian tribe;

6 (iii) One member representing the Tulalip tribes; and

7 (iv) One member representing the Spokane tribe of Indians.

8 (f) Where feasible, the task force may invite and consult with:

9 (i) An agent representing the federal bureau of investigation;

10 (ii) An agent representing the office of the United States
11 attorneys;

12 (iii) Federally recognized tribes located in a state adjacent to
13 Washington state;

14 (iv) Any experts or professionals involved and having expertise
15 in the topic of missing and murdered indigenous women and people;

16 (v) Survivors or family members of missing and murdered
17 indigenous people; and

18 (vi) Canadian First Nations.

19 (2) The legislative members shall convene the initial meeting of
20 the task force no later than the end of 2021 and thereafter convene:

21 (a) A minimum of two subsequent meetings annually. The membership
22 shall select the task force's cochairs, which must include one
23 legislator and one nonlegislative member; and

24 (b) One summit, following the final report to the legislature,
25 with the state agencies involved with the task force under subsection
26 (1) of this section, federally recognized Indian tribes in Washington
27 state, federally recognized tribes located in a state adjacent to
28 Washington state, and urban Indian organizations.

29 (3) The task force shall review the laws and policies relating to
30 missing and murdered American Indian and Alaska Native people. The
31 task force shall review current policies and develop recommendations
32 for the purpose of:

33 (a) Assessing systemic causes behind violence including patterns
34 and underlying historical, social and economic, institutional, and
35 cultural factors which may contribute to disproportionately high
36 levels of violence that occur against American Indian and Alaska
37 Native people and ways to improve cross-border coordination between
38 law enforcement and federally recognized tribes that share a state
39 border with Washington state;

1 (b) Assessing data tracking and reporting practices relating to
2 violence against American Indian and Alaska Native people in
3 Washington state;

4 (c) Making recommendations and best practices for improving:

5 (i) The collection and reporting of data by tribal, local, and
6 state law enforcement agencies to more effectively understand and
7 address issues of violence facing American Indian and Alaska Native
8 people; and

9 (ii) Jurisdictional and data sharing issues on tribal reservation
10 land and urban areas that impact violence against American Indian and
11 Alaska Native people;

12 (d) Reviewing prosecutorial trends and practices relating to
13 crimes of violence against American Indian and Alaska Native people
14 in Washington state;

15 (e) Identifying barriers to providing more state resources in
16 tracking violence against American Indian and Alaska Native people
17 and reducing the incidences of violence;

18 (f) Assessing and identifying state resources to support programs
19 and services for survivors, families of survivors, and tribal and
20 urban Indian service providers working with American Indian and
21 Alaska Native people that have experienced violence; and

22 (g) Identifying and making recommendations for increasing state
23 resources for trainings on culturally attuned best practices for
24 working with American Indian and Alaska Native communities for
25 tribal, local, and state law enforcement personnel in Washington
26 state.

27 (4) The task force, with the assistance of the Washington state
28 office of the attorney general, must consult with federally
29 recognized tribes in Washington state and in states bordering
30 Washington state, and engage with urban Indian organizations to
31 submit a status report including any initial findings,
32 recommendations, and progress updates to the governor and the
33 appropriate committees of the legislature by September 1, 2022, an
34 interim report by June 30, 2023, and a final report by June 1, 2024.
35 It is the intent of the legislature that funding for the final report
36 be provided in the 2023-2025 fiscal biennium operating budget.

37 (5) (a) The office of the attorney general administers and
38 provides staff support to the task force, organizes the summit, and
39 oversees the development of the task force reports. The office of the
40 attorney general may contract for the summit.

1 (b) The Washington state office of the attorney general may, when
2 deemed necessary by the task force, retain consultants to provide
3 data analysis, research, recommendations, training, and other
4 services to the task force for the purposes provided in subsection
5 (3) of this section.

6 (c) The Washington state office of the attorney general may share
7 and exchange information received or created on behalf of the task
8 force with other states, federally recognized Indian tribes, urban
9 Indian organizations, and other national groups working on missing
10 and murdered indigenous women and people issues.

11 (6) The office of the attorney general will develop training for
12 tribal, state, and local law enforcement and public safety agencies
13 to implement the missing indigenous person alert system created in
14 Substitute House Bill No. 1725 (missing indigenous persons).

15 (7) 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 (8) 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 NEW SECTION. **Sec. 945.** A new section is added to 2021 c 334
37 (uncodified) to read as follows:

38 (1) The joint legislative task force on best practices for
39 broadband deployment is created.

1 (2) The task force membership is composed of:
2 (a) One member from each of the two largest caucuses of the
3 senate, appointed by the president of the senate;
4 (b) One member from each of the two largest caucuses of the house
5 of representatives, appointed by the speaker of the house of
6 representatives;
7 (c) The director of the department of commerce or the director's
8 designee;
9 (d) The director of the department of transportation or the
10 director's designee; and
11 (e) The secretary of the utilities and transportation commission
12 or the secretary's designee; and
13 (f) Additional members to be appointed by the president of the
14 senate and the speaker of the house of representatives, as follows:
15 (i) A representative from the association of Washington cities;
16 (ii) A representative from the Washington state association of
17 counties;
18 (iii) A representative from a telecommunications infrastructure
19 provider; and
20 (iv) A representative from an organization providing rural
21 telecommunications services.
22 (3) The task force must conduct the following activities:
23 (a) Review existing state and local permitting processes for
24 broadband infrastructure in Washington state;
25 (b) Review relevant best practices in other states for the
26 deployment of broadband and their potential application in Washington
27 state;
28 (c) Examine any state or federal laws that limit the deployment
29 of broadband and develop recommendations for modifications; and
30 (d) By December 1, 2022, submit a report of the task force's
31 findings and recommendations to the appropriate committees of the
32 legislature.
33 (4) The task force must choose cochairs from among its
34 legislative membership. The legislative members must convene the
35 initial meeting of the task force. All meetings of the task force
36 must be scheduled and conducted in accordance with the requirements
37 of both the senate and the house of representatives.
38 (5) Staff support for the task force is provided by the
39 facilitator contracted by the department of commerce.

1 (6) Legislative members of the task force are reimbursed for
2 travel expenses in accordance with RCW 44.04.120. Nonlegislative
3 members are not entitled to be reimbursed for travel expenses if they
4 are elected officials or are participating on behalf of an employer,
5 governmental entity, or other organization. Any reimbursement for
6 other nonlegislative members is subject to chapter 43.03 RCW.

7 (7) Except for the costs of the contracted facilitator, the
8 expenses of the task force must be paid jointly by the senate and the
9 house of representatives, and task force expenditures and meetings
10 are subject to approval by the senate facilities and operations
11 committee and the house of representatives executive rules committee,
12 or their successor committees.

13 NEW SECTION. **Sec. 946.** A new section is added to chapter 43.79
14 RCW to read as follows:

15 The capital community assistance account is created in the state
16 treasury. Moneys in the account may be spent only after
17 appropriation. Moneys in the account may be used for capital costs to
18 provide community support services, and for infrastructure and other
19 capital expenditures to support the well-being of communities.

20 **Sec. 947.** RCW 41.60.050 and 2021 c 334 s 967 are each amended to
21 read as follows:

22 The legislature shall appropriate from the personnel service fund
23 for the payment of administrative costs of the productivity board.
24 However, during the 2015-2017, 2017-2019, and 2019-2021(~~,—and~~
25 ~~2021-2023~~)) fiscal biennia, and during fiscal year 2022, the
26 operations of the productivity board shall be suspended.

27 **Sec. 948.** RCW 41.80.010 and 2021 c 334 s 968 are each amended to
28 read as follows:

29 (1) For the purpose of negotiating collective bargaining
30 agreements under this chapter, the employer shall be represented by
31 the governor or governor's designee, except as provided for
32 institutions of higher education in subsection (4) of this section.

33 (2) (a) (i) Except as otherwise provided, if an exclusive
34 bargaining representative represents more than one bargaining unit,
35 the exclusive bargaining representative shall negotiate with each
36 employer representative as designated in subsection (1) of this
37 section one master collective bargaining agreement on behalf of all

1 the employees in bargaining units that the exclusive bargaining
2 representative represents.

3 (ii) For those exclusive bargaining representatives who represent
4 fewer than a total of five hundred employees each, negotiation shall
5 be by a coalition of all those exclusive bargaining representatives.
6 The coalition shall bargain for a master collective bargaining
7 agreement covering all of the employees represented by the coalition.
8 The governor's designee and the exclusive bargaining representative
9 or representatives are authorized to enter into supplemental
10 bargaining of agency-specific issues for inclusion in or as an
11 addendum to the master collective bargaining agreement, subject to
12 the parties' agreement regarding the issues and procedures for
13 supplemental bargaining. Exclusive bargaining representatives that
14 represent employees covered under chapter 41.06 RCW and exclusive
15 bargaining representatives that represent employees exempt under
16 chapter 41.06 RCW shall constitute separate coalitions and must
17 negotiate separate master collective bargaining agreements. This
18 subsection does not prohibit cooperation and coordination of
19 bargaining between two or more exclusive bargaining representatives.

20 (b) This subsection does not apply to exclusive bargaining
21 representatives who represent employees of institutions of higher
22 education, except when the institution of higher education has
23 elected to exercise its option under subsection (4) of this section
24 to have its negotiations conducted by the governor or governor's
25 designee under the procedures provided for general government
26 agencies in subsections (1) through (3) of this section.

27 (c) If five hundred or more employees of an independent state
28 elected official listed in RCW 43.01.010 are organized in a
29 bargaining unit or bargaining units under RCW 41.80.070, the official
30 shall be consulted by the governor or the governor's designee before
31 any agreement is reached under (a) of this subsection concerning
32 supplemental bargaining of agency specific issues affecting the
33 employees in such bargaining unit.

34 (d) For assistant attorneys general, the governor or the
35 governor's designee and an exclusive bargaining representative shall
36 negotiate one master collective bargaining agreement.

37 (3) The governor shall submit a request for funds necessary to
38 implement the compensation and fringe benefit provisions in the
39 master collective bargaining agreement or for legislation necessary
40 to implement the agreement. Requests for funds necessary to implement

1 the provisions of bargaining agreements shall not be submitted to the
2 legislature by the governor unless such requests:

3 (a) Have been submitted to the director of the office of
4 financial management by October 1 prior to the legislative session at
5 which the requests are to be considered; and

6 (b) Have been certified by the director of the office of
7 financial management as being feasible financially for the state.

8 The legislature shall approve or reject the submission of the
9 request for funds as a whole. The legislature shall not consider a
10 request for funds to implement a collective bargaining agreement
11 unless the request is transmitted to the legislature as part of the
12 governor's budget document submitted under RCW 43.88.030 and
13 43.88.060. If the legislature rejects or fails to act on the
14 submission, either party may reopen all or part of the agreement or
15 the exclusive bargaining representative may seek to implement the
16 procedures provided for in RCW 41.80.090.

17 (4) (a) (i) For the purpose of negotiating agreements for
18 institutions of higher education, the employer shall be the
19 respective governing board of each of the universities, colleges, or
20 community colleges or a designee chosen by the board to negotiate on
21 its behalf.

22 (ii) A governing board of a university or college may elect to
23 have its negotiations conducted by the governor or governor's
24 designee under the procedures provided for general government
25 agencies in subsections (1) through (3) of this section, except that:

26 (A) The governor or the governor's designee and an exclusive
27 bargaining representative shall negotiate one master collective
28 bargaining agreement for all of the bargaining units of employees of
29 a university or college that the representative represents; or

30 (B) If the parties mutually agree, the governor or the governor's
31 designee and an exclusive bargaining representative shall negotiate
32 one master collective bargaining agreement for all of the bargaining
33 units of employees of more than one university or college that the
34 representative represents.

35 (iii) A governing board of a community college may elect to have
36 its negotiations conducted by the governor or governor's designee
37 under the procedures provided for general government agencies in
38 subsections (1) through (3) of this section.

39 (b) Prior to entering into negotiations under this chapter, the
40 institutions of higher education or their designees shall consult

1 with the director of the office of financial management regarding
2 financial and budgetary issues that are likely to arise in the
3 impending negotiations.

4 (c)(i) In the case of bargaining agreements reached between
5 institutions of higher education other than the University of
6 Washington and exclusive bargaining representatives agreed to under
7 the provisions of this chapter, if appropriations are necessary to
8 implement the compensation and fringe benefit provisions of the
9 bargaining agreements, the governor shall submit a request for such
10 funds to the legislature according to the provisions of subsection
11 (3) of this section, except as provided in (c)(iii) of this
12 subsection.

13 (ii) In the case of bargaining agreements reached between the
14 University of Washington and exclusive bargaining representatives
15 agreed to under the provisions of this chapter, if appropriations are
16 necessary to implement the compensation and fringe benefit provisions
17 of a bargaining agreement, the governor shall submit a request for
18 such funds to the legislature according to the provisions of
19 subsection (3) of this section, except as provided in this subsection
20 (4)(c)(ii) and as provided in (c)(iii) of this subsection.

21 (A) If appropriations of less than ten thousand dollars are
22 necessary to implement the provisions of a bargaining agreement, a
23 request for such funds shall not be submitted to the legislature by
24 the governor unless the request has been submitted to the director of
25 the office of financial management by October 1 prior to the
26 legislative session at which the request is to be considered.

27 (B) If appropriations of ten thousand dollars or more are
28 necessary to implement the provisions of a bargaining agreement, a
29 request for such funds shall not be submitted to the legislature by
30 the governor unless the request:

31 (I) Has been submitted to the director of the office of financial
32 management by October 1 prior to the legislative session at which the
33 request is to be considered; and

34 (II) Has been certified by the director of the office of
35 financial management as being feasible financially for the state.

36 (C) If the director of the office of financial management does
37 not certify a request under (c)(ii)(B) of this subsection as being
38 feasible financially for the state, the parties shall enter into
39 collective bargaining solely for the purpose of reaching a mutually
40 agreed upon modification of the agreement necessary to address the

1 absence of those requested funds. The legislature may act upon the
2 compensation and fringe benefit provisions of the modified collective
3 bargaining agreement if those provisions are agreed upon and
4 submitted to the office of financial management and legislative
5 budget committees before final legislative action on the biennial or
6 supplemental operating budget by the sitting legislature.

7 (iii) In the case of a bargaining unit of employees of
8 institutions of higher education in which the exclusive bargaining
9 representative is certified during or after the conclusion of a
10 legislative session, the legislature may act upon the compensation
11 and fringe benefit provisions of the unit's initial collective
12 bargaining agreement if those provisions are agreed upon and
13 submitted to the office of financial management and legislative
14 budget committees before final legislative action on the biennial or
15 supplemental operating budget by the sitting legislature.

16 (5) If, after the compensation and fringe benefit provisions of
17 an agreement are approved by the legislature, a significant revenue
18 shortfall occurs resulting in reduced appropriations, as declared by
19 proclamation of the governor or by resolution of the legislature,
20 both parties shall immediately enter into collective bargaining for a
21 mutually agreed upon modification of the agreement.

22 (6) After the expiration date of a collective bargaining
23 agreement negotiated under this chapter, all of the terms and
24 conditions specified in the collective bargaining agreement remain in
25 effect until the effective date of a subsequently negotiated
26 agreement, not to exceed one year from the expiration date stated in
27 the agreement. Thereafter, the employer may unilaterally implement
28 according to law.

29 (7) (a) For the 2019-2021 fiscal biennium, the legislature may
30 approve funding for a collective bargaining agreement negotiated by a
31 higher education institution and the Washington federation of state
32 employees and ratified by the exclusive bargaining representative
33 before final legislative action on the omnibus appropriations act by
34 the sitting legislature.

35 (b) Subsection (3) (a) and (b) of this section do not apply to
36 requests for funding made pursuant to this subsection.

37 (8) (a) For the 2021-2023 fiscal biennium, the legislature may
38 approve funding for a collective bargaining agreement negotiated by
39 the governor or governor's designee and the Washington public
40 employees association community college coalition and the general

1 government agencies and ratified by the exclusive bargaining
2 representative before final legislative action on the omnibus
3 appropriations act by the sitting legislature.

4 (b) For the 2021-2023 fiscal biennium, the legislature may
5 approve funding for a collective bargaining agreement negotiated
6 between Highline Community College and the Washington public
7 employees association and ratified by the exclusive bargaining
8 representative before final legislative action on the omnibus
9 appropriations act by the sitting legislature.

10 (c) For the 2021-2023 fiscal biennium, the legislature may
11 approve funding for collective bargaining agreements negotiated
12 between Eastern Washington University and bargaining units of the
13 Washington federation of state employees and the public school
14 employees association, and between Yakima Valley College and the
15 Washington public employees association, and ratified by the
16 exclusive bargaining representatives before final legislative action
17 on the omnibus appropriations act by the sitting legislature.

18 (d) Subsection (3) (a) and (b) of this section does not apply to
19 requests for funding made pursuant to this subsection.

20 **Sec. 949.** RCW 43.41.450 and 2017 3rd sp.s. c 1 s 968 are each
21 amended to read as follows:

22 The office of financial management central service account is
23 created in the state treasury. The account is to be used by the
24 office as a revolving fund for the payment of salaries, wages, and
25 other costs required for the operation and maintenance of statewide
26 budgeting, accounting, forecasting, and functions and activities in
27 the office. All receipts from agency fees and charges for services
28 collected from public agencies must be deposited into the account.
29 The director shall fix the terms and charges to agencies based on
30 each agency's share of the office statewide cost allocation plan for
31 federal funds. Moneys in the account may be spent only after
32 appropriation. During the 2017-2019 and 2021-2023 fiscal (~~(biennium)~~)
33 biennia, the account may be used as a revolving fund for the payment
34 of salaries, wages, and other costs related to policy activities in
35 the office. The legislature intends to continue the use of the
36 revolving fund for policy activities during the 2019-2021 biennium.

37 **Sec. 950.** RCW 43.43.837 and 2021 c 203 s 2 are each amended to
38 read as follows:

1 (1) Except as provided in subsection (2) of this section, in
2 order to determine the character, competence, and suitability of any
3 applicant or service provider to have unsupervised access, the
4 secretary of the department of social and health services and the
5 secretary of the department of children, youth, and families may
6 require a fingerprint-based background check through both the
7 Washington state patrol and the federal bureau of investigation at
8 any time, but shall require a fingerprint-based background check when
9 the applicant or service provider has resided in the state less than
10 three consecutive years before application, and:

11 (a) Is an applicant or service provider providing services to
12 children or people with developmental disabilities under RCW
13 74.15.030;

14 (b) Is an individual sixteen years of age or older who: (i) Is
15 not under the placement and care authority of the department of
16 children, youth, and families; and (ii) resides in an applicant or
17 service provider's home, facility, entity, agency, or business or who
18 is authorized by the department of children, youth, and families to
19 provide services to children under RCW 74.15.030;

20 (c) Is an individual who is authorized by the department of
21 social and health services to provide services to people with
22 developmental disabilities under RCW 74.15.030; or

23 (d) Is an applicant or service provider providing in-home
24 services funded by:

25 (i) Medicaid personal care under RCW 74.09.520;

26 (ii) Community options program entry system waiver services under
27 RCW 74.39A.030;

28 (iii) Chore services under RCW 74.39A.110; or

29 (iv) Other home and community long-term care programs,
30 established pursuant to chapters 74.39 and 74.39A RCW, administered
31 by the department of social and health services.

32 (2) Long-term care workers, as defined in RCW 74.39A.009, who are
33 hired after January 7, 2012, are subject to background checks under
34 RCW 74.39A.056.

35 (3) To satisfy the shared background check requirements provided
36 for in RCW 43.216.270 and 43.20A.710, the department of children,
37 youth, and families and the department of social and health services
38 shall share federal fingerprint-based background check results as
39 permitted under the law. The purpose of this provision is to allow
40 both departments to fulfill their joint background check

1 responsibility of checking any individual who may have unsupervised
2 access to vulnerable adults, children, or juveniles. Neither
3 department may share the federal background check results with any
4 other state agency or person.

5 (4) The secretary of the department of children, youth, and
6 families shall require a fingerprint-based background check through
7 the Washington state patrol identification and criminal history
8 section and the federal bureau of investigation when the department
9 seeks to approve an applicant or service provider for a foster or
10 adoptive placement of children in accordance with federal and state
11 law. Fees charged by the Washington state patrol and the federal
12 bureau of investigation for fingerprint-based background checks shall
13 be paid by the department of children, youth, and families for
14 applicant and service providers providing foster care as required in
15 RCW 74.15.030.

16 (5) Any secure facility operated by the department of social and
17 health services or the department of children, youth, and families
18 under chapter 71.09 RCW shall require applicants and service
19 providers to undergo a fingerprint-based background check through the
20 Washington state patrol identification and criminal history section
21 and the federal bureau of investigation.

22 (6) Service providers and service provider applicants, except for
23 those long-term care workers exempted in subsection (2) of this
24 section, who are required to complete a fingerprint-based background
25 check may be hired for a one hundred twenty-day provisional period as
26 allowed under law or program rules when:

27 (a) A fingerprint-based background check is pending; and

28 (b) The applicant or service provider is not disqualified based
29 on the immediate result of the background check.

30 (7) Fees charged by the Washington state patrol and the federal
31 bureau of investigation for fingerprint-based background checks shall
32 be paid by the applicable department for applicants or service
33 providers providing:

34 (a) Services to people with a developmental disability under RCW
35 74.15.030;

36 (b) In-home services funded by medicaid personal care under RCW
37 74.09.520;

38 (c) Community options program entry system waiver services under
39 RCW 74.39A.030;

40 (d) Chore services under RCW 74.39A.110;

1 (e) Services under other home and community long-term care
2 programs, established pursuant to chapters 74.39 and 74.39A RCW,
3 administered by the department of social and health services or the
4 department of children, youth, and families; (~~and~~)

5 (f) Services in, or to residents of, a secure facility under RCW
6 71.09.115; and

7 (g) For fiscal year 2023, applicants for child care and early
8 learning services to children under RCW 43.216.270.

9 (8) Service providers licensed under RCW 74.15.030 must pay fees
10 charged by the Washington state patrol and the federal bureau of
11 investigation for conducting fingerprint-based background checks.

12 (9) Department of children, youth, and families service providers
13 licensed under RCW 74.15.030 may not pass on the cost of the
14 background check fees to their applicants unless the individual is
15 determined to be disqualified due to the background information.

16 (10) The department of social and health services and the
17 department of children, youth, and families shall develop rules
18 identifying the financial responsibility of service providers,
19 applicants, and the department for paying the fees charged by law
20 enforcement to roll, print, or scan fingerprints-based for the
21 purpose of a Washington state patrol or federal bureau of
22 investigation fingerprint-based background check.

23 (11) For purposes of this section, unless the context plainly
24 indicates otherwise:

25 (a) "Applicant" means a current or prospective department of
26 social and health services, department of children, youth, and
27 families, or service provider employee, volunteer, student, intern,
28 researcher, contractor, or any other individual who will or may have
29 unsupervised access because of the nature of the work or services he
30 or she provides. "Applicant" includes but is not limited to any
31 individual who will or may have unsupervised access and is:

32 (i) Applying for a license or certification from the department
33 of social and health services or the department of children, youth,
34 and families;

35 (ii) Seeking a contract with the department of social and health
36 services, the department of children, youth, and families, or a
37 service provider;

38 (iii) Applying for employment, promotion, reallocation, or
39 transfer;

1 (iv) An individual that a department of social and health
2 services or department of children, youth, and families client or
3 guardian of a department of social and health services or department
4 of children, youth, and families client chooses to hire or engage to
5 provide services to himself or herself or another vulnerable adult,
6 juvenile, or child and who might be eligible to receive payment from
7 the department of social and health services or the department of
8 children, youth, and families for services rendered; or

9 (v) A department of social and health services or department of
10 children, youth, and families applicant who will or may work in a
11 department-covered position.

12 (b) "Authorized" means the department of social and health
13 services or the department of children, youth, and families grants an
14 applicant, home, or facility permission to:

15 (i) Conduct licensing, certification, or contracting activities;

16 (ii) Have unsupervised access to vulnerable adults, juveniles,
17 and children;

18 (iii) Receive payments from a department of social and health
19 services or department of children, youth, and families program; or

20 (iv) Work or serve in a department of social and health services
21 or department of children, youth, and families-covered position.

22 (c) "Secretary" means the secretary of the department of social
23 and health services.

24 (d) "Secure facility" has the meaning provided in RCW 71.09.020.

25 (e) "Service provider" means entities, facilities, agencies,
26 businesses, or individuals who are licensed, certified, authorized,
27 or regulated by, receive payment from, or have contracts or
28 agreements with the department of social and health services or the
29 department of children, youth, and families to provide services to
30 vulnerable adults, juveniles, or children. "Service provider"
31 includes individuals whom a department of social and health services
32 or department of children, youth, and families client or guardian of
33 a department of social and health services or department of children,
34 youth, and families client may choose to hire or engage to provide
35 services to himself or herself or another vulnerable adult, juvenile,
36 or child and who might be eligible to receive payment from the
37 department of social and health services or the department of
38 children, youth, and families for services rendered.

1 **Sec. 951.** RCW 43.70.715 and 2021 c 334 s 1004 are each amended
2 to read as follows:

3 (1) The COVID-19 public health response account is created in the
4 custody of the state treasurer. The account shall consist of funds
5 appropriated by the legislature and grants received by the department
6 of health for activities in response to the coronavirus pandemic
7 (COVID-19). Only the secretary, or the secretary's designee, may
8 authorize expenditures from the account for costs related to the
9 public health response to COVID-19, subject to any limitations
10 imposed by grant funding deposited into the account. The COVID-19
11 public health response account is subject to allotment procedures
12 under chapter 43.88 RCW, but an appropriation is not required for
13 expenditures.

14 (2)(a) The legislature finds that a safe, efficient, and
15 effective delivery of vaccinations is of the utmost importance for
16 restoring societal and economic functions. As we learn more about the
17 virus, the vaccine, and challenges to vaccine allocation and
18 distribution, it is anticipated that the state's COVID-19 vaccination
19 distribution plan will evolve. To that end, the legislature has
20 provided flexibility by funding expenditures for testing, contact
21 tracing, mitigation activities, vaccine administration and
22 distribution, and other allowable uses for the state, local health
23 jurisdictions, and tribes at the discretion of the secretary and
24 without an appropriation. However, to maintain fiscal control and to
25 ensure spending priorities align, the department is required to
26 collaborate and communicate with the chairs and ranking members of
27 the health care and fiscal committees of the legislature and local
28 health jurisdictions in advance of any significant revision of the
29 state's COVID-19 vaccination plan and to provide regular updates on
30 its implementation and spending.

31 (b) As part of the public health response to COVID-19, the
32 expenditures from the account must be used to effectively administer
33 the vaccine for COVID-19 and conduct testing and contact tracing. The
34 department must ensure that COVID-19 outreach is accessible,
35 culturally and linguistically appropriate, and that it includes
36 community-driven partnerships and strategies.

37 (c) When making expenditures for administering the vaccine for
38 COVID-19, the department must focus on identifying persons for
39 vaccination, prioritizing underserved, underrepresented, and hard-to-
40 reach communities, making the vaccine accessible, and providing

1 support to schools for safe reopening. Strategies for vaccine
2 distribution shall include the establishment and expansion of
3 community vaccination centers, mobile vaccination units, reporting
4 enhancements, in-home visits for vaccinations for the elderly, and
5 transportation of individuals to vaccination sites.

6 (d) When making expenditures regarding testing and contact
7 tracing, the department must provide equitable access, prioritize
8 underserved, underrepresented, and hard-to-reach communities, and
9 provide support and resources to facilitate the safe reopening of
10 schools while minimizing community spread of the virus.

11 (e) The department may also make expenditures from the account
12 related to developing the public health workforce using funds granted
13 by the federal government for that purpose in section 2501, the
14 American rescue plan act of 2021, P.L. 117-2.

15 (3) When making expenditures from the account, the department
16 must include an emphasis on public communication regarding the
17 availability and accessibility of the vaccine and testing, and the
18 importance of vaccine and testing availability to the safe reopening
19 of the state.

20 (4)(a) The department must report to the fiscal and health care
21 committees of the legislature on a monthly basis regarding its
22 COVID-19 response.

23 (~~(b)~~) To the extent that it is available, the report must
24 include data regarding vaccine distribution, testing, and contact
25 tracing, as follows:

26 (i) The number of vaccines administered per day, including
27 regional data regarding the location and age groups of persons
28 receiving the vaccine, specifically identifying hard-to-reach
29 communities in which vaccines were administered; and

30 (ii) The number of tests conducted per week, including data
31 specifically addressing testing conducted in hard-to-reach
32 communities.

33 (b)(i) Beginning with the quarter ending March 31, 2022, the
34 department must report to the fiscal and health care committees of
35 the legislature on a quarterly basis regarding revenues and
36 expenditures related to the COVID-19 response. The reports must
37 include:

38 (A) Quarterly expenditures of funds, by fund source, including
39 the appropriated amounts from the state general fund pursuant to
40 section 222(78) of this act for:

1 (I) Diagnostic testing;
2 (II) Case investigation and contact tracing;
3 (III) Outbreak response;
4 (IV) Care coordination;
5 (V) Community outreach;
6 (VI) Information and technology operations;
7 (VII) Surveillance;
8 (VIII) Vaccines;
9 (IX) Client services;
10 (X) Local health jurisdictions; and
11 (XI) Tribes; and
12 (B) Grant amounts received during the reporting quarter that may
13 be used in the COVID-19 response.

14 (ii) The quarterly reports must reflect the previous quarter, a
15 projection of expected expenditures and revenue for the next quarter,
16 and an accounting of the expenditures and revenue for the 2021-2023
17 fiscal biennium to date. The quarterly reports are due no later than
18 30 days after the end of the applicable quarter.

19 (c) The first monthly report pursuant to (a) of this subsection
20 is due no later than one month from February 19, 2021. Monthly
21 reports are no longer required upon the department's determination
22 that the remaining balance of the COVID-19 (~~{public health}~~) public
23 health response account is less than \$100,000.

24 **Sec. 952.** RCW 43.79.505 and 2019 c 251 s 9 are each amended to
25 read as follows:

26 The judicial stabilization trust account is created within the
27 state treasury, subject to appropriation. All receipts from the
28 surcharges authorized by RCW 3.62.060(2), 12.40.020, 36.18.018(4),
29 and 36.18.020(5) shall be deposited in this account. Moneys in the
30 account may be spent only after appropriation.

31 Expenditures from the account may be used only for the support of
32 judicial branch agencies and, during the 2021-2023 fiscal biennium,
33 for court expenses and reimbursement to assist counties that are
34 obligated to refund legal financial obligations previously paid by
35 defendants whose convictions or sentences were affected by the *State*
36 *v. Blake* court ruling.

37 **Sec. 953.** RCW 43.101.435 and 2019 c 415 s 971 are each amended
38 to read as follows:

1 The Washington internet crimes against children account is
2 created in the custody of the state treasurer. All receipts from
3 legislative appropriations, donations, gifts, grants, and funds from
4 federal or private sources must be deposited into the account.
5 Expenditures from the account must be used exclusively by the
6 Washington internet crimes against children task force and its
7 affiliate agencies for combating internet-facilitated crimes against
8 children, promoting education on internet safety to the public and to
9 minors, and rescuing child victims from abuse and exploitation. Only
10 the criminal justice training commission or the commission's designee
11 may authorize expenditures from the account. The account is subject
12 to allotment procedures under chapter 43.88 RCW, but an appropriation
13 is not required for expenditures. The commission may enter into
14 agreements with the Washington association of sheriffs and police
15 chiefs to administer grants and other activities funded by the
16 account and be paid an administrative fee not to exceed three percent
17 of expenditures. During the 2019-2021 and 2021-2023 fiscal
18 (~~biennium~~) biennia, moneys in the account may be used by the
19 Washington state patrol for activities related to the missing and
20 exploited children task force.

21 **Sec. 954.** RCW 43.216.1368 and 2021 c 199 s 201 are each amended
22 to read as follows:

23 (1) It is the intent of the legislature to increase working
24 families' access to affordable, high quality child care and to
25 support the expansion of the workforce to support businesses and the
26 statewide economy.

27 (2) Beginning October 1, 2021, a family is eligible for working
28 connections child care when the household's annual income is at or
29 below 60 percent of the state median income adjusted for family size
30 and:

31 (a) The child receiving care is: (i) Less than 13 years of age;
32 or (ii) less than 19 years of age and has a verified special need
33 according to department rule or is under court supervision; and

34 (b) The household meets all other program eligibility
35 requirements.

36 (3) Beginning July 1, 2025, a family is eligible for working
37 connections child care when the household's annual income is above 60
38 percent and at or below 75 percent of the state median income
39 adjusted for family size and:

1 (a) The child receiving care is: (i) Less than 13 years of age;
2 or (ii) less than 19 years of age and has a verified special need
3 according to department rule or is under court supervision; and

4 (b) The household meets all other program eligibility
5 requirements.

6 (4) Beginning July 1, 2027, and subject to the availability of
7 amounts appropriated for this specific purpose, a family is eligible
8 for working connections child care when the household's annual income
9 is above 75 percent of the state median income and is at or below 85
10 percent of the state median income adjusted for family size and:

11 (a) The child receiving care is: (i) Less than 13 years of age;
12 or (ii) less than 19 years of age and has a verified special need
13 according to department rule or is under court supervision; and

14 (b) The household meets all other program eligibility
15 requirements.

16 (5) (a) Beginning (~~July~~) October 1, 2021, through June 30, 2023,
17 the department must calculate a monthly copayment according to the
18 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

28 (b) Beginning July 1, 2023, the department must calculate a
29 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

1 Above 50 percent and at or below 60 percent of the state 2 median income	\$165
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3 (c) Beginning July 1, 2025, the department must calculate a
4 maximum monthly copayment of \$215 for households with incomes above
5 60 percent and at or below 75 percent of the state median income.

6 (d) Subject to the availability of amounts appropriated for this
7 specific purpose, the department shall adopt a copayment model for
8 households with annual incomes above 75 percent of the state median
9 income and at or below 85 percent of the state median income. The
10 model must calculate a copayment for each household that is no
11 greater than seven percent of the household's countable income within
12 this income range.

13 (e) The department may adjust the copayment schedule to comply
14 with federal law.

15 (6) The department must adopt rules to implement this section,
16 including an income phase-out eligibility period.

17 **Sec. 955.** RCW 70A.200.140 and 2021 c 334 s 987 are each amended
18 to read as follows:

19 (1) There is hereby created an account within the state treasury
20 to be known as the waste reduction, recycling, and litter control
21 account. Moneys in the account may be spent only after appropriation.
22 Expenditures from the waste reduction, recycling, and litter control
23 account shall be used as follows:

24 (a) Forty percent to the department of ecology, primarily for use
25 by the departments of ecology, natural resources, revenue,
26 transportation, and corrections, and the parks and recreation
27 commission, for litter collection programs under RCW 70A.200.170. The
28 amount to the department of ecology shall also be used for a central
29 coordination function for litter control efforts statewide; to
30 support employment of youth in litter cleanup as intended in RCW
31 70A.200.020, and for litter pick up using other authorized agencies;
32 and for statewide public awareness programs under RCW 70A.200.150(7).
33 The amount to the department shall also be used to defray the costs
34 of administering the funding, coordination, and oversight of local
35 government programs for waste reduction, litter control, recycling,
36 and composting so that local governments can apply one hundred
37 percent of their funding to achieving program goals. The amount to

1 the department of revenue shall be used to enforce compliance with
2 the litter tax imposed in chapter 82.19 RCW;

3 (b) (i) Twenty percent to the department for local government
4 funding programs for waste reduction, litter control, recycling
5 activities, and composting activities by cities and counties under
6 RCW 70A.200.190, to be administered by the department of ecology;

7 (ii) any unspent funds under (b) (i) of this subsection may be used to
8 create and pay for a matching fund competitive grant program to be
9 used by local governments for the development and implementation of
10 contamination reduction and outreach plans for inclusion in
11 comprehensive solid waste management plans or by local governments
12 and nonprofit organizations for local or statewide education programs
13 designed to help the public with litter control, waste reduction,
14 recycling, and composting of primarily the products taxed under
15 chapter 82.19 RCW. Recipients under this subsection include programs
16 to reduce wasted food and food waste that are designed to achieve the
17 goals established in RCW 70A.205.715(1) and that are consistent with
18 the plan developed in RCW 70A.205.715(3). Grants must adhere to the
19 following requirements: (A) No grant may exceed sixty thousand
20 dollars; (B) grant recipients shall match the grant funding allocated
21 by the department by an amount equal to twenty-five percent of
22 eligible expenses. A local government's share of these costs may be
23 met by cash or contributed services; (C) the obligation of the
24 department to make grant payments is contingent upon the availability
25 of the amount of money appropriated for this subsection (1) (b); and
26 (D) grants are managed under the guidelines for existing grant
27 programs; and

28 (c) Forty percent to the department of ecology to: (i) Implement
29 activities under RCW 70A.200.150 for waste reduction, recycling, and
30 composting efforts; (ii) provide technical assistance to local
31 governments and commercial businesses to increase recycling markets
32 and recycling and composting programs primarily for the products
33 taxed under chapter 82.19 RCW designed to educate citizens about
34 waste reduction, litter control, and recyclable and compostable
35 products and programs; (iii) increase access to waste reduction,
36 composting, and recycling programs, particularly for food packaging
37 and plastic bags and appropriate composting techniques; and (iv) for
38 programs to reduce wasted food and food waste that are designed to
39 achieve the goals established in RCW 70A.205.715(1) and that are
40 consistent with the plan developed in RCW 70A.205.715(3).

1 (2) All taxes imposed in RCW 82.19.010 and fines and bail
2 forfeitures collected or received pursuant to this chapter shall be
3 deposited in the waste reduction, recycling, and litter control
4 account and used for the programs under subsection (1) of this
5 section.

6 (3) Not less than five percent and no more than ten percent of
7 the amount appropriated into the waste reduction, recycling, and
8 litter control account every biennium shall be reserved for capital
9 needs, including the purchase of vehicles for transporting crews and
10 for collecting litter and solid waste. Capital funds shall be
11 distributed among state agencies and local governments according to
12 the same criteria provided in RCW 70A.200.170 for the remainder of
13 the funds, so that the most effective waste reduction, litter
14 control, recycling, and composting programs receive the most funding.
15 The intent of this subsection is to provide funds for the purchase of
16 equipment that will enable the department to account for the greatest
17 return on investment in terms of reaching a zero litter goal.

18 (4) Funds in the waste reduction, recycling, and litter control
19 account, collected under chapter 82.19 RCW, must be prioritized for
20 the products identified under RCW 82.19.020 solely for the purposes
21 of recycling, composting, and litter collection, reduction, and
22 control programs.

23 (5) During the 2021-2023 fiscal biennium, Washington State
24 University may use funds in the waste reduction, recycling, and
25 litter control account, collected under chapter 82.19 RCW, to conduct
26 an organic waste study.

27 (6) During the 2021-2023 fiscal biennium, and as an exception to
28 the distribution of expenditures otherwise required in this section,
29 the department of ecology may use funds in the waste reduction,
30 recycling, and litter control account to continue a series of food
31 waste reduction campaigns and to continue to invest in litter
32 prevention campaigns.

33 **Sec. 956.** RCW 71.24.580 and 2021 c 334 s 989 are each amended to
34 read as follows:

35 (1) The criminal justice treatment account is created in the
36 state treasury. Moneys in the account may be expended solely for: (a)
37 Substance use disorder treatment and treatment support services for
38 offenders with a substance use disorder that, if not treated, would
39 result in addiction, against whom charges are filed by a prosecuting

1 attorney in Washington state; (b) the provision of substance use
2 disorder treatment services and treatment support services for
3 nonviolent offenders within a drug court program and, during the
4 2021-23 fiscal biennium, for 180 days following graduation from the
5 drug court program; and (c) the administrative and overhead costs
6 associated with the operation of a drug court. Amounts provided in
7 this subsection must be used for treatment and recovery support
8 services for criminally involved offenders and authorization of these
9 services shall not be subject to determinations of medical necessity.
10 During the 2019-2021 and 2021-2023 fiscal biennia, funding from the
11 criminal justice treatment account may be used to provide treatment
12 and support services through the conclusion of an individual's
13 treatment plan to individuals participating in a drug court program
14 as of February 24, 2021, if that individual wishes to continue
15 treatment following dismissal of charges they were facing under RCW
16 69.50.4013(1). Such participation is voluntary and contingent upon
17 substantial compliance with drug court program requirements. During
18 the 2019-2021 and 2021-2023 fiscal biennia, the legislature may
19 appropriate from the account for municipal drug courts and increased
20 treatment options. During the 2019-2021 fiscal biennium, the
21 legislature may direct the state treasurer to make transfers of
22 moneys in the criminal justice treatment account to the home security
23 fund account created in RCW 43.185C.060. Moneys in the account may be
24 spent only after appropriation.

25 (2) For purposes of this section:

26 (a) "Treatment" means services that are critical to a
27 participant's successful completion of his or her substance use
28 disorder treatment program, including but not limited to the recovery
29 support and other programmatic elements outlined in RCW 2.30.030
30 authorizing therapeutic courts; and

31 (b) "Treatment support" includes transportation to or from
32 inpatient or outpatient treatment services when no viable alternative
33 exists, and child care services that are necessary to ensure a
34 participant's ability to attend outpatient treatment sessions.

35 (3) Revenues to the criminal justice treatment account consist
36 of: (a) Funds transferred to the account pursuant to this section;
37 and (b) any other revenues appropriated to or deposited in the
38 account.

39 (4) (a) For the fiscal year beginning July 1, 2005, and each
40 subsequent fiscal year, the state treasurer shall transfer eight

1 million two hundred fifty thousand dollars from the general fund to
2 the criminal justice treatment account, divided into four equal
3 quarterly payments. For the fiscal year beginning July 1, 2006, and
4 each subsequent fiscal year, the amount transferred shall be
5 increased on an annual basis by the implicit price deflator as
6 published by the federal bureau of labor statistics.

7 (b) In each odd-numbered year, the legislature shall appropriate
8 the amount transferred to the criminal justice treatment account in
9 (a) of this subsection to the department for the purposes of
10 subsection (5) of this section.

11 (5) Moneys appropriated to the authority from the criminal
12 justice treatment account shall be distributed as specified in this
13 subsection. The authority may retain up to three percent of the
14 amount appropriated under subsection (4)(b) of this section for its
15 administrative costs.

16 (a) Seventy percent of amounts appropriated to the authority from
17 the account shall be distributed to counties pursuant to the
18 distribution formula adopted under this section. The authority, in
19 consultation with the department of corrections, the Washington state
20 association of counties, the Washington state association of drug
21 court professionals, the superior court judges' association, the
22 Washington association of prosecuting attorneys, representatives of
23 the criminal defense bar, representatives of substance use disorder
24 treatment providers, and any other person deemed by the authority to
25 be necessary, shall establish a fair and reasonable methodology for
26 distribution to counties of moneys in the criminal justice treatment
27 account. County or regional plans submitted for the expenditure of
28 formula funds must be approved by the panel established in (b) of
29 this subsection.

30 (b) Thirty percent of the amounts appropriated to the authority
31 from the account shall be distributed as grants for purposes of
32 treating offenders against whom charges are filed by a county
33 prosecuting attorney. The authority shall appoint a panel of
34 representatives from the Washington association of prosecuting
35 attorneys, the Washington association of sheriffs and police chiefs,
36 the superior court judges' association, the Washington state
37 association of counties, the Washington defender's association or the
38 Washington association of criminal defense lawyers, the department of
39 corrections, the Washington state association of drug court
40 professionals, and substance use disorder treatment providers. The

1 panel shall review county or regional plans for funding under (a) of
2 this subsection and grants approved under this subsection. The panel
3 shall attempt to ensure that treatment as funded by the grants is
4 available to offenders statewide.

5 (6) The county alcohol and drug coordinator, county prosecutor,
6 county sheriff, county superior court, a substance abuse treatment
7 provider appointed by the county legislative authority, a member of
8 the criminal defense bar appointed by the county legislative
9 authority, and, in counties with a drug court, a representative of
10 the drug court shall jointly submit a plan, approved by the county
11 legislative authority or authorities, to the panel established in
12 subsection (5)(b) of this section, for disposition of all the funds
13 provided from the criminal justice treatment account within that
14 county. The submitted plan should incorporate current evidence-based
15 practices in substance use disorder treatment. The funds shall be
16 used solely to provide approved alcohol and substance use disorder
17 treatment pursuant to RCW 71.24.560 and treatment support services.
18 No more than ten percent of the total moneys received under
19 subsections (4) and (5) of this section by a county or group of
20 counties participating in a regional agreement shall be spent for
21 treatment support services.

22 (7) Counties are encouraged to consider regional agreements and
23 submit regional plans for the efficient delivery of treatment under
24 this section.

25 (8) Moneys allocated under this section shall be used to
26 supplement, not supplant, other federal, state, and local funds used
27 for substance abuse treatment.

28 (9) If a region or county uses criminal justice treatment account
29 funds to support a therapeutic court, the therapeutic court must
30 allow the use of all medications approved by the federal food and
31 drug administration for the treatment of opioid use disorder as
32 deemed medically appropriate for a participant by a medical
33 professional. If appropriate medication-assisted treatment resources
34 are not available or accessible within the jurisdiction, the health
35 care authority's designee for assistance must assist the court with
36 acquiring the resource.

37 (10) Counties must meet the criteria established in RCW
38 2.30.030(3).

39 (11) The authority shall annually review and monitor the
40 expenditures made by any county or group of counties that receives

1 appropriated funds distributed under this section. Counties shall
2 repay any funds that are not spent in accordance with the
3 requirements of its contract with the authority.

4 **Sec. 957.** RCW 74.13.802 and 2020 c 33 s 7 are each amended to
5 read as follows:

6 (1) Beginning July 1, 2020, the department shall establish a
7 child welfare housing assistance pilot program, which provides
8 housing vouchers, rental assistance, navigation, and other support
9 services to eligible families.

10 (a) The department shall operate or contract for the operation of
11 the child welfare housing assistance pilot program under subsection
12 (3) of this section in one county west of the crest of the Cascade
13 mountain range and one county east of the crest of the Cascade
14 mountain range.

15 (b) The child welfare housing assistance pilot program is
16 intended to shorten the time that children remain in out-of-home
17 care.

18 (2) A parent with a child who is dependent pursuant to chapter
19 13.34 RCW and whose primary remaining barrier to reunification is the
20 lack of appropriate housing is eligible for the child welfare housing
21 assistance pilot program.

22 (3) The department shall contract with an outside entity or
23 entities to operate the child welfare housing assistance pilot
24 program. If no outside entity or entities are available to operate
25 the program or specific parts of the program, the department may
26 operate the program or the specific parts that are not operated by an
27 outside entity.

28 (4) Families may be referred to the child welfare housing
29 assistance pilot program by a caseworker, an attorney, a guardian ad
30 litem as defined in chapter 13.34 RCW, a parent ally as defined in
31 RCW 2.70.060, an office of public defense social worker, or the
32 court.

33 (5) The department shall consult with a stakeholder group that
34 must include, but is not limited to, the following:

35 (a) Parent allies;

36 (b) Parent attorneys and social workers managed by the office of
37 public defense parent representation program;

38 (c) The department of commerce;

39 (d) Housing experts;

1 (e) Community-based organizations;

2 (f) Advocates; and

3 (g) Behavioral health providers.

4 (6) The stakeholder group established in subsection (5) of this
5 section shall begin meeting after July 28, 2019, and assist the
6 department in design of the child welfare housing assistance pilot
7 program in areas including, but not limited to:

8 (a) Equitable racial, geographic, ethnic, and gender distribution
9 of program support;

10 (b) Eligibility criteria;

11 (c) Creating a definition of homeless for purposes of eligibility
12 for the program; and

13 (d) Options for program design that include outside entities
14 operating the entire program or specific parts of the program.

15 (7) By December 1, 2021, the department shall report outcomes for
16 the child welfare housing assistance pilot program to the oversight
17 board for children, youth, and families established pursuant to RCW
18 43.216.015. The report must include racial, geographic, ethnic, and
19 gender distribution of program support.

20 (8) The child welfare housing assistance pilot program
21 established in this section is subject to the availability of funds
22 appropriated for this purpose.

23 (9) This section expires June 30, (~~2022~~) 2023.

24 **Sec. 958.** RCW 74.46.561 and 2021 c 334 s 993 are each amended to
25 read as follows:

26 (1) The legislature adopts a new system for establishing nursing
27 home payment rates beginning July 1, 2016. Any payments to nursing
28 homes for services provided after June 30, 2016, must be based on the
29 new system. The new system must be designed in such a manner as to
30 decrease administrative complexity associated with the payment
31 methodology, reward nursing homes providing care for high acuity
32 residents, incentivize quality care for residents of nursing homes,
33 and establish minimum staffing standards for direct care.

34 (2) The new system must be based primarily on industry-wide
35 costs, and have three main components: Direct care, indirect care,
36 and capital.

37 (3) The direct care component must include the direct care and
38 therapy care components of the previous system, along with food,
39 laundry, and dietary services. Direct care must be paid at a fixed

1 rate, based on one hundred percent or greater of statewide case mix
2 neutral median costs, but for fiscal year 2023 shall be capped so
3 that a nursing home provider's direct care rate does not exceed (~~one~~
4 ~~hundred thirty~~) 165 percent of its base year's direct care allowable
5 costs except if the provider is below the minimum staffing standard
6 established in RCW 74.42.360(2). The legislature intends to remove
7 the cap on direct care rates by June 30, 2027. Direct care must be
8 performance-adjusted for acuity every six months, using case mix
9 principles. Direct care must be regionally adjusted using countywide
10 wage index information available through the United States department
11 of labor's bureau of labor statistics. There is no minimum occupancy
12 for direct care. The direct care component rate allocations
13 calculated in accordance with this section must be adjusted to the
14 extent necessary to comply with RCW 74.46.421.

15 (4) The indirect care component must include the elements of
16 administrative expenses, maintenance costs, and housekeeping services
17 from the previous system. A minimum occupancy assumption of ninety
18 percent must be applied to indirect care, but for fiscal year 2023, a
19 minimum occupancy assumption of 70 percent must be applied to
20 indirect care. Indirect care must be paid at a fixed rate, based on
21 ninety percent or greater of statewide median costs. The indirect
22 care component rate allocations calculated in accordance with this
23 section must be adjusted to the extent necessary to comply with RCW
24 74.46.421.

25 (5) The capital component must use a fair market rental system to
26 set a price per bed. The capital component must be adjusted for the
27 age of the facility, and must use a minimum occupancy assumption of
28 ninety percent.

29 (a) Beginning July 1, 2016, the fair rental rate allocation for
30 each facility must be determined by multiplying the allowable nursing
31 home square footage in (c) of this subsection by the RSMMeans rental
32 rate in (d) of this subsection and by the number of licensed beds
33 yielding the gross unadjusted building value. An equipment allowance
34 of ten percent must be added to the unadjusted building value. The
35 sum of the unadjusted building value and equipment allowance must
36 then be reduced by the average age of the facility as determined by
37 (e) of this subsection using a depreciation rate of one and one-half
38 percent. The depreciated building and equipment plus land valued at
39 ten percent of the gross unadjusted building value before
40 depreciation must then be multiplied by the rental rate at seven and

1 one-half percent to yield an allowable fair rental value for the
2 land, building, and equipment.

3 (b) The fair rental value determined in (a) of this subsection
4 must be divided by the greater of the actual total facility census
5 from the prior full calendar year or imputed census based on the
6 number of licensed beds at ninety percent occupancy.

7 (c) For the rate year beginning July 1, 2016, all facilities must
8 be reimbursed using four hundred square feet. For the rate year
9 beginning July 1, 2017, allowable nursing facility square footage
10 must be determined using the total nursing facility square footage as
11 reported on the medicaid cost reports submitted to the department in
12 compliance with this chapter. The maximum allowable square feet per
13 bed may not exceed four hundred fifty.

14 (d) Each facility must be paid at eighty-three percent or greater
15 of the median nursing facility RSMeans construction index value per
16 square foot. The department may use updated RSMeans construction
17 index information when more recent square footage data becomes
18 available. The statewide value per square foot must be indexed based
19 on facility zip code by multiplying the statewide value per square
20 foot times the appropriate zip code based index. For the purpose of
21 implementing this section, the value per square foot effective July
22 1, 2016, must be set so that the weighted average fair rental value
23 rate is not less than ten dollars and eighty cents per patient day.
24 The capital component rate allocations calculated in accordance with
25 this section must be adjusted to the extent necessary to comply with
26 RCW 74.46.421.

27 (e) The average age is the actual facility age reduced for
28 significant renovations. Significant renovations are defined as those
29 renovations that exceed two thousand dollars per bed in a calendar
30 year as reported on the annual cost report submitted in accordance
31 with this chapter. For the rate beginning July 1, 2016, the
32 department shall use renovation data back to 1994 as submitted on
33 facility cost reports. Beginning July 1, 2016, facility ages must be
34 reduced in future years if the value of the renovation completed in
35 any year exceeds two thousand dollars times the number of licensed
36 beds. The cost of the renovation must be divided by the accumulated
37 depreciation per bed in the year of the renovation to determine the
38 equivalent number of new replacement beds. The new age for the
39 facility is a weighted average with the replacement bed equivalents
40 reflecting an age of zero and the existing licensed beds, minus the

1 new bed equivalents, reflecting their age in the year of the
2 renovation. At no time may the depreciated age be less than zero or
3 greater than forty-four years.

4 (f) A nursing facility's capital component rate allocation must
5 be rebased annually, effective July 1, 2016, in accordance with this
6 section and this chapter.

7 (g) For the purposes of this subsection (5), "RSMeans" means
8 building construction costs data as published by Gordian.

9 (6) A quality incentive must be offered as a rate enhancement
10 beginning July 1, 2016.

11 (a) An enhancement no larger than five percent and no less than
12 one percent of the statewide average daily rate must be paid to
13 facilities that meet or exceed the standard established for the
14 quality incentive. All providers must have the opportunity to earn
15 the full quality incentive payment.

16 (b) The quality incentive component must be determined by
17 calculating an overall facility quality score composed of four to six
18 quality measures. For fiscal year 2017 there shall be four quality
19 measures, and for fiscal year 2018 there shall be six quality
20 measures. Initially, the quality incentive component must be based on
21 minimum data set quality measures for the percentage of long-stay
22 residents who self-report moderate to severe pain, the percentage of
23 high-risk long-stay residents with pressure ulcers, the percentage of
24 long-stay residents experiencing one or more falls with major injury,
25 and the percentage of long-stay residents with a urinary tract
26 infection. Quality measures must be reviewed on an annual basis by a
27 stakeholder work group established by the department. Upon review,
28 quality measures may be added or changed. The department may risk
29 adjust individual quality measures as it deems appropriate.

30 (c) The facility quality score must be point based, using at a
31 minimum the facility's most recent available three-quarter average
32 centers for medicare and medicaid services quality data. Point
33 thresholds for each quality measure must be established using the
34 corresponding statistical values for the quality measure point
35 determinants of eighty quality measure points, sixty quality measure
36 points, forty quality measure points, and twenty quality measure
37 points, identified in the most recent available five-star quality
38 rating system technical user's guide published by the centers for
39 medicare and medicaid services.

1 (d) Facilities meeting or exceeding the highest performance
2 threshold (top level) for a quality measure receive twenty-five
3 points. Facilities meeting the second highest performance threshold
4 receive twenty points. Facilities meeting the third level of
5 performance threshold receive fifteen points. Facilities in the
6 bottom performance threshold level receive no points. Points from all
7 quality measures must then be summed into a single aggregate quality
8 score for each facility.

9 (e) Facilities receiving an aggregate quality score of eighty
10 percent of the overall available total score or higher must be placed
11 in the highest tier (tier V), facilities receiving an aggregate score
12 of between seventy and seventy-nine percent of the overall available
13 total score must be placed in the second highest tier (tier IV),
14 facilities receiving an aggregate score of between sixty and sixty-
15 nine percent of the overall available total score must be placed in
16 the third highest tier (tier III), facilities receiving an aggregate
17 score of between fifty and fifty-nine percent of the overall
18 available total score must be placed in the fourth highest tier (tier
19 II), and facilities receiving less than fifty percent of the overall
20 available total score must be placed in the lowest tier (tier I).

21 (f) The tier system must be used to determine the amount of each
22 facility's per patient day quality incentive component. The per
23 patient day quality incentive component for tier IV is seventy-five
24 percent of the per patient day quality incentive component for tier
25 V, the per patient day quality incentive component for tier III is
26 fifty percent of the per patient day quality incentive component for
27 tier V, and the per patient day quality incentive component for tier
28 II is twenty-five percent of the per patient day quality incentive
29 component for tier V. Facilities in tier I receive no quality
30 incentive component.

31 (g) Tier system payments must be set in a manner that ensures
32 that the entire biennial appropriation for the quality incentive
33 program is allocated.

34 (h) Facilities with insufficient three-quarter average centers
35 for medicare and medicaid services quality data must be assigned to
36 the tier corresponding to their five-star quality rating. Facilities
37 with a five-star quality rating must be assigned to the highest tier
38 (tier V) and facilities with a one-star quality rating must be
39 assigned to the lowest tier (tier I). The use of a facility's five-
40 star quality rating shall only occur in the case of insufficient

1 centers for medicare and medicaid services minimum data set
2 information.

3 (i) The quality incentive rates must be adjusted semiannually on
4 July 1 and January 1 of each year using, at a minimum, the most
5 recent available three-quarter average centers for medicare and
6 medicaid services quality data.

7 (j) Beginning July 1, 2017, the percentage of short-stay
8 residents who newly received an antipsychotic medication must be
9 added as a quality measure. The department must determine the quality
10 incentive thresholds for this quality measure in a manner consistent
11 with those outlined in (b) through (h) of this subsection using the
12 centers for medicare and medicaid services quality data.

13 (k) Beginning July 1, 2017, the percentage of direct care staff
14 turnover must be added as a quality measure using the centers for
15 medicare and medicaid services' payroll-based journal and nursing
16 home facility payroll data. Turnover is defined as an employee
17 departure. The department must determine the quality incentive
18 thresholds for this quality measure using data from the centers for
19 medicare and medicaid services' payroll-based journal, unless such
20 data is not available, in which case the department shall use direct
21 care staffing turnover data from the most recent medicaid cost
22 report.

23 (7) Reimbursement of the safety net assessment imposed by chapter
24 74.48 RCW and paid in relation to medicaid residents must be
25 continued.

26 (8)(a) The direct care and indirect care components must be
27 rebased in even-numbered years, beginning with rates paid on July 1,
28 2016. Rates paid on July 1, 2016, must be based on the 2014 calendar
29 year cost report. On a percentage basis, after rebasing, the
30 department must confirm that the statewide average daily rate has
31 increased at least as much as the average rate of inflation, as
32 determined by the skilled nursing facility market basket index
33 published by the centers for medicare and medicaid services, or a
34 comparable index. If after rebasing, the percentage increase to the
35 statewide average daily rate is less than the average rate of
36 inflation for the same time period, the department is authorized to
37 increase rates by the difference between the percentage increase
38 after rebasing and the average rate of inflation.

39 (b) It is the intention of the legislature that direct and
40 indirect care rates paid in fiscal year 2022 will be rebased using

1 the calendar year 2019 cost reports. For fiscal year 2021, in
2 addition to the rates generated by (a) of this subsection, an
3 additional adjustment is provided as established in this subsection
4 (8)(b). Beginning May 1, 2020, and through June 30, 2021, the
5 calendar year costs must be adjusted for inflation by a twenty-four
6 month consumer price index, based on the most recently available
7 monthly index for all urban consumers, as published by the bureau of
8 labor statistics. It is also the intent of the legislature that,
9 starting in fiscal year 2022, a facility-specific rate add-on equal
10 to the inflation adjustment that facilities received solely in fiscal
11 year 2021, must be added to the rate.

12 (c) To determine the necessity of regular inflationary
13 adjustments to the nursing facility rates, by December 1, 2020, the
14 department shall provide the appropriate policy and fiscal committees
15 of the legislature with a report that provides a review of rates paid
16 in 2017, 2018, and 2019 in comparison to costs incurred by nursing
17 facilities.

18 (9) The direct care component provided in subsection (3) of this
19 section is subject to the reconciliation and settlement process
20 provided in RCW 74.46.022(6). Beginning July 1, 2016, pursuant to
21 rules established by the department, funds that are received through
22 the reconciliation and settlement process provided in RCW
23 74.46.022(6) must be used for technical assistance, specialized
24 training, or an increase to the quality enhancement established in
25 subsection (6) of this section. The legislature intends to review the
26 utility of maintaining the reconciliation and settlement process
27 under a price-based payment methodology, and may discontinue the
28 reconciliation and settlement process after the 2017-2019 fiscal
29 biennium.

30 (10) Compared to the rate in effect June 30, 2016, including all
31 cost components and rate add-ons, no facility may receive a rate
32 reduction of more than one percent on July 1, 2016, more than two
33 percent on July 1, 2017, or more than five percent on July 1, 2018.
34 To ensure that the appropriation for nursing homes remains cost
35 neutral, the department is authorized to cap the rate increase for
36 facilities in fiscal years 2017, 2018, and 2019.

37 **Sec. 959.** RCW 76.04.516 and 2021 c 298 s 3 are each amended to
38 read as follows:

1 (1) By December 1st of each even-numbered year, and in compliance
2 with RCW 43.01.036, the department must report to the governor and
3 legislature on the following:

4 (a) The type and amount of the expenditures made, by fiscal year,
5 and for what purpose, from the wildfire response, forest restoration,
6 and community resilience account created in RCW 76.04.511 and from
7 expenditures made from the general fund for implementation of this
8 act;

9 (b) The amount of unexpended and unobligated funds in the
10 wildfire response, forest restoration, and community resilience
11 account and recommendations for the disbursement to local districts;

12 (c) Progress on implementation of the wildland fire protection
13 10-year strategic plan including, but not limited to, how investments
14 are reducing human-caused wildfire starts, lowering the size and
15 scale and geography of catastrophic wildfires, reducing the
16 communities, landscapes, and population at risk, and creating
17 resilient landscapes and communities;

18 (d) Progress on implementation of the 20-year forest health
19 strategic plan as established through the forest health assessment
20 and treatment framework pursuant to RCW 76.06.200 including, but not
21 limited to: Assessment of fire prone lands and communities that are
22 in need of forest health treatments; forest health treatments
23 prioritized and conducted by landowner type, geography, and risk
24 level; estimated value of any merchantable materials from forest
25 health treatments; and number of acres treated by treatment type,
26 including the use of prescribed fire;

27 (e) Progress on developing markets for forest residuals and
28 biomass generated from forest health treatments.

29 (2) The department must include recommendations on any
30 adjustments that may be necessary or advisable to the mechanism of
31 funding dispensation as created under chapter 298, Laws of 2021.

32 (3) The report required in this section should support existing
33 department assessments pursuant to RCW 79.10.530 and 76.06.200.

34 (4) (a) (i) Prior to the determination of the 2025-2034 sustainable
35 harvest calculation as required by RCW 79.10.320, the department must
36 hire an independent third-party contractor to assist it in updating
37 its forest inventory by increasing the intensity of forest sample
38 plots on all forestlands over the next two biennium. The department's
39 sustainable harvest calculation technical advisory committee must be

1 involved in the design, development, and implementation of this
2 forest inventory update.

3 (ii) For purposes of this subsection, "forest inventory" means
4 the collection of sample data to estimate a range of forest
5 attributes including, but not limited to, standing volume, stored
6 carbon, habitat attributes, age classes, tree species, and other
7 inventory attributes, including information needed to estimate rates
8 of tree growth and associated carbon sequestration on department
9 lands.

10 (iii) The department's sustainable harvest calculation technical
11 advisory committee must bring forward recommendations for regular
12 maintenance and updates to the forest inventory on a ten-year basis.

13 (b) Prior to the determination of the 2025-2034 sustainable
14 harvest calculation as required by RCW 79.10.320, the department must
15 hire a third-party contractor to review, analyze, and advise the
16 department's forest growth and yield modeling, specific to all types
17 of forested acres managed by the department. The department's
18 sustainable harvest calculation technical advisory committee must be
19 involved in the design, review, and analysis of the department's
20 forest growth and yield modeling.

21 (c) Prior to the determination of the 2025-2034 sustainable
22 harvest calculation as required by RCW 79.10.320 and in the absence
23 of any litigation, pending or in progress, against the department's
24 sustainable harvest calculation, the joint legislative audit and
25 review committee established in chapter 44.28 RCW must oversee and
26 conduct an independent review of the methodologies and data being
27 utilized by the department in the development of the sustainable
28 harvest calculation, including the associated forest inventory,
29 forest growth, harvest and yield data, and modeling techniques that
30 impact harvest levels. In carrying out the review, the joint
31 legislative audit and review committee shall:

32 (i) Retain one or more contractors with expertise in forest
33 inventories, forest growth and yield modeling, and operational
34 research modeling in forest harvest scheduling to conduct the
35 technical review;

36 (ii) Be a member of department's sustainable harvest calculation
37 technical advisory committee, along with one of its contractors
38 selected in (c) (i) of this subsection; and

39 (iii) Prior to the department's determination of the sustainable
40 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. 960.** 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. 961.** 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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