

**Substitute Senate Bill 5693**

By Senate Ways & Means (originally sponsored by Senators Rolfes, L. Wilson, and Nguyen; by request of Office of Financial Management)

Making 2021-2023 fiscal biennium supplemental operating appropriations.

1 AN ACT Relating to fiscal matters; amending RCW 28C.04.525,  
2 41.60.050, 43.31.605, 43.41.450, 43.43.837, 43.79.505, 43.83B.430,  
3 43.101.435, 43.216.1368, 43.216.270, 43.348.080, 50A.10.030,  
4 70A.200.140, 74.46.561, 76.04.516, and 79A.80.020; amending 2021 c  
5 334 ss 1, 101, 102, 103, 104, 105, 106, 107, 108, 111, 112, 113, 114,  
6 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128,  
7 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142,  
8 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 201, 202, 203, 204,  
9 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218,  
10 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 301, 302,  
11 303, 304, 305, 306, 307, 308, 309, 310, 311, 401, 402, 501, 502, 503,  
12 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517,  
13 518, 519, 520, 521, 522, 603, 604, 605, 606, 607, 608, 609, 610, 611,  
14 612, 613, 614, 615, 616, 617, 618, 619, 701, 702, 704, 705, 715, 718,  
15 753, 706, 723, 724, 748, 801, 802, 803, 805, 909, 910, 911, 912, 913,  
16 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 928, 929,  
17 930, 932, 933, 934, 935, 936, 940, 941, 942, 943, 945, 946, 947, 948,  
18 and 939 (uncodified); adding new sections to chapter 43.79 RCW;  
19 adding new sections to 2021 c 334 (uncodified); repealing 2021 c 334  
20 ss 730, 731, 732, 733, 734, 735, 736, 737, 749, and 752 (uncodified);  
21 making appropriations; and declaring an emergency.

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

1       **Sec. 1.**     2021 c 334 s 1 (uncodified) is amended to read as  
2 follows:

3       (1) A budget is hereby adopted and, subject to the provisions set  
4 forth in the following sections, the several amounts specified in  
5 parts I through IX of this act, or so much thereof as shall be  
6 sufficient to accomplish the purposes designated, are hereby  
7 appropriated and authorized to be incurred for salaries, wages, and  
8 other expenses of the agencies and offices of the state and for other  
9 specified purposes for the fiscal biennium beginning July 1, 2021,  
10 and ending June 30, 2023, except as otherwise provided, out of the  
11 several funds of the state hereinafter named.

12       (2) Unless the context clearly requires otherwise, the  
13 definitions in this section apply throughout this act.

14       (a) "ARPA" means the American rescue plan act of 2021, P.L.  
15 117-2.

16       (b) "CARES" means the coronavirus aid, relief, and economic  
17 security act, P.L. 116-136.

18       (c) "CRF" means the coronavirus relief fund created by section  
19 5001, the coronavirus aid, relief, and economic security act, P.L.  
20 116-136, division A.

21       (d) "CRRSA" means the coronavirus response and relief  
22 supplemental appropriations act, P.L. 116-260, division M.

23       (e) "CRRSA/ESSER" means the elementary and secondary school  
24 emergency relief fund, as modified by the coronavirus response and  
25 relief supplemental appropriations act, P.L. 116-260, division M.

26       (f) "Dedicated marijuana account" means the dedicated cannabis  
27 account, if Engrossed Second Substitute Senate Bill No. 5796 is  
28 enacted.

29       (g) "Fiscal year 2022" or "FY 2022" means the fiscal year ending  
30 June 30, 2022.

31       (~~(g)~~) (h) "Fiscal year 2023" or "FY 2023" means the fiscal year  
32 ending June 30, 2023.

33       (~~(h)~~) (i) "FTE" means full time equivalent.

34       (~~(i)~~) (j) "Lapse" or "revert" means the amount shall return to  
35 an unappropriated status.

36       (~~(j)~~) (k) "Provided solely" means the specified amount may be  
37 spent only for the specified purpose. Unless otherwise specifically  
38 authorized in this act, any portion of an amount provided solely for  
39 a specified purpose which is not expended subject to the specified

1 conditions and limitations to fulfill the specified purpose shall  
2 lapse.

3 (3) Whenever the terms in subsection (2)(a) through (e) of this  
4 section are used in the context of a general fund—federal  
5 appropriation, the term is used to attribute the funding to that  
6 federal act.

7 **PART I**  
8 **GENERAL GOVERNMENT**

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

11 **FOR THE HOUSE OF REPRESENTATIVES**

12	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$45,740,000</del> ))
13		<u>\$46,603,000</u>
14	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$46,804,000</del> ))
15		<u>\$51,643,000</u>
16	TOTAL APPROPRIATION. . . . .	(( <del>\$92,544,000</del> ))
17		<u>\$98,246,000</u>

18 The appropriations in this section are subject to the following  
19 conditions and limitations: \$5,000 of the general fund—state  
20 appropriation for fiscal year 2022 and \$7,000 of the general fund—  
21 state appropriation for fiscal year 2023 are provided solely for the  
22 joint legislative task force on the future of the Washington fish and  
23 wildlife commission created in section 940 of this act.

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

26 **FOR THE SENATE**

27	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$32,755,000</del> ))
28		<u>\$33,520,000</u>
29	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$35,699,000</del> ))
30		<u>\$40,006,000</u>
31	TOTAL APPROPRIATION. . . . .	(( <del>\$68,454,000</del> ))
32		<u>\$73,526,000</u>

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

35 (1) \$260,000 of the general fund—state appropriation for fiscal  
36 year 2022 and \$270,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the payment of membership  
2 dues to the council of state governments, the national conference of  
3 state legislatures, the pacific northwest economic region, the  
4 pacific fisheries legislative task force, and the western legislative  
5 forestry task force.

6 (2) \$5,000 of the general fund—state appropriation for fiscal  
7 year 2022 and \$7,000 of the general fund—state appropriation for  
8 fiscal year 2023 are provided solely for the joint legislative task  
9 force on the future of the Washington fish and wildlife commission  
10 created in section 940 of this act.

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

13 **FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE**

14	General Fund—State Appropriation (FY 2022). . . . .	\$303,000
15	General Fund—State Appropriation (FY 2023). . . . .	\$248,000
16	Performance Audits of Government Account—State	
17	Appropriation. . . . .	<del>(\$9,384,000)</del>
18		<u>\$10,047,000</u>
19	TOTAL APPROPRIATION. . . . .	<del>(\$9,935,000)</del>
20		<u>\$10,598,000</u>

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

23 (1) \$273,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$244,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided (~~solely~~) for implementation of  
26 Engrossed Substitute Senate Bill No. 5405 (racial equity analyses).  
27 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~  
28 ~~in this subsection shall lapse.~~)

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

33 (3) \$20,000 of the general fund—state appropriation for fiscal  
34 year 2022 and \$2,000 of the general fund—state appropriation for  
35 fiscal year 2023 are provided (~~solely~~) to implement House Bill No.  
36 1296 (behavioral health service organizations). (~~If the bill is not~~  
37 ~~enacted by June 30, 2021, the amounts provided in this subsection~~  
38 ~~shall lapse.~~)

1 (4) \$10,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$2,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided (~~(solely)~~) to implement Second  
4 Substitute House Bill No. 1033 (employment training program). (~~If~~  
5 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
6 ~~this subsection shall lapse.~~)

7 (5) \$50,000 of the performance audits of government account—state  
8 appropriation is for implementation of Engrossed Substitute Senate  
9 Bill No. 5268 (developmental disability services). If the bill is not  
10 enacted by June 30, 2022, the amount provided in this subsection  
11 shall lapse.

12 (6) Sufficient funding is appropriated in this section to conduct  
13 performance audits related to state agency programs and services to  
14 address the needs of farmworkers. The audits will assess how the  
15 agency is administering the programs and enforcing the relevant laws  
16 and provide recommendations to improve service delivery and  
17 effectiveness for the protection and needs farmworkers. The committee  
18 must incorporate the performance audits in this subsection into its  
19 work plan and must provide annual progress reports on their status.  
20 The committee may prioritize its work based on available resources  
21 and staff capacity, and may contract for services as necessary, to  
22 complete the following performance audits:

23 (a) The department of labor and industries' programs and  
24 responsibilities to investigate and enforce:

25 (i) Wage and hour laws applicable to farmworkers;

26 (ii) Workplace health and safety standards applicable to  
27 farmworkers; and

28 (iii) Laws prohibiting harassment, discrimination, and  
29 retaliation against farmworkers for, among other things, asserting  
30 their rights regarding health and safety standards and wage and hour  
31 laws;

32 (b) The employment security department's administration of the  
33 H-2A program; and

34 (c) The department of health's administration of laws and rules  
35 related to pesticide safety that are intended to protect farmworkers  
36 from hazardous exposures.

37 (7) \$42,000 of the performance audits of government account—state  
38 appropriation is for implementation of Second Substitute Senate Bill

1 No. 5649 (family and medical leave). If the bill is not enacted by  
2 June 30, 2022, the amount provided in this subsection shall lapse.

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

5 **FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE**  
6 Performance Audits of Government Account—State  
7 Appropriation. . . . . (~~(\$4,664,000)~~)  
8 \$4,734,000  
9 TOTAL APPROPRIATION. . . . . (~~(\$4,664,000)~~)  
10 \$4,734,000

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

13 **FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE**  
14 General Fund—State Appropriation (FY 2022). . . . . (~~(\$14,173,000)~~)  
15 \$14,465,000  
16 General Fund—State Appropriation (FY 2023). . . . . (~~(\$14,235,000)~~)  
17 \$16,158,000  
18 TOTAL APPROPRIATION. . . . . (~~(\$28,408,000)~~)  
19 \$30,623,000

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

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

28 **FOR THE OFFICE OF THE STATE ACTUARY**  
29 General Fund—State Appropriation (FY 2022). . . . . \$367,000  
30 General Fund—State Appropriation (FY 2023). . . . . (~~(\$382,000)~~)  
31 \$895,000  
32 State Health Care Authority Administrative Account—  
33 State Appropriation. . . . . (~~(\$249,000)~~)  
34 \$254,000  
35 Department of Retirement Systems Expense Account—  
36 State Appropriation. . . . . (~~(\$6,095,000)~~)





1 \$20,789,000

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

4 **FOR THE LAW LIBRARY**

5	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$1,811,000</del> ))
6		<u>\$1,792,000</u>
7	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$1,821,000</del> ))
8		<u>\$1,936,000</u>
9	TOTAL APPROPRIATION. . . . .	(( <del>\$3,632,000</del> ))
10		<u>\$3,728,000</u>

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

13 **FOR THE COMMISSION ON JUDICIAL CONDUCT**

14	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$1,650,000</del> ))
15		<u>\$1,638,000</u>
16	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$1,649,000</del> ))
17		<u>\$1,682,000</u>
18	TOTAL APPROPRIATION. . . . .	(( <del>\$3,299,000</del> ))
19		<u>\$3,320,000</u>

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

22 **FOR THE COURT OF APPEALS**

23	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$21,818,000</del> ))
24		<u>\$21,706,000</u>
25	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$22,146,000</del> ))
26		<u>\$22,729,000</u>
27	TOTAL APPROPRIATION. . . . .	(( <del>\$43,964,000</del> ))
28		<u>\$44,435,000</u>

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

31 **FOR THE ADMINISTRATOR FOR THE COURTS**

32	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$157,168,000</del> ))
33		<u>\$88,031,000</u>
34	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$81,033,000</del> ))
35		<u>\$123,266,000</u>

1	General Fund—Federal Appropriation. . . . .	\$2,209,000
2	General Fund—Private/Local Appropriation. . . . .	\$681,000
3	Judicial Stabilization Trust Account—State	
4	Appropriation. . . . .	<del>(\$6,692,000)</del>
5		<u>\$164,192,000</u>
6	Judicial Information Systems Account—State	
7	Appropriation. . . . .	<del>(\$60,664,000)</del>
8		<u>\$86,950,000</u>
9	TOTAL APPROPRIATION. . . . .	<del>(\$308,447,000)</del>
10		<u>\$465,329,000</u>

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

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

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

30       (b) Each fiscal year during the 2021-2023 fiscal biennium, each  
31 county shall report the number of petitions processed and the total  
32 actual costs of processing truancy, children in need of services, and  
33 at-risk youth petitions. Counties shall submit the reports to the  
34 administrator for the courts no later than 45 days after the end of  
35 the fiscal year. The administrator for the courts shall  
36 electronically transmit this information to the chairs and ranking  
37 minority members of the house of representatives and senate fiscal  
38 committees no later than 60 days after a fiscal year ends. These

1 reports are informational in nature and are not for the purpose of  
2 distributing funds.

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

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

32 (i) How electronic home monitoring is defined and used by each  
33 entity;

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

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

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

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

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

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

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

17 ~~(5) ((\$44,500,000 of the general fund state appropriation for  
18 fiscal year 2022 is provided solely to assist counties with costs of  
19 resentencing and vacating the sentences of defendants whose  
20 convictions or sentences are affected by the *State v. Blake* decision.  
21 Subject to the availability of amounts provided in this section, the  
22 office must provide grants to counties that demonstrate extraordinary  
23 judicial, prosecution, or defense expenses for those purposes. The  
24 office must establish an application process for county clerks to  
25 seek funding and an equitable prioritization process for distributing  
26 the funding.~~

27 ~~(6) \$23,500,000 of the general fund state appropriation for  
28 fiscal year 2022 is provided solely to establish a legal financial  
29 obligation aid pool to assist counties that are obligated to refund  
30 legal financial obligations previously paid by defendants whose  
31 convictions or sentences were affected by the *State v. Blake* ruling.  
32 County clerks may apply to the administrative office of the courts  
33 for a grant from the pool to assist with extraordinary costs of these  
34 refunds. State aid payments made to a county from the pool must first  
35 be attributed to any legal financial obligations refunded by the  
36 county on behalf of the state. The office must establish an  
37 application process for county clerks to seek funding and an  
38 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 complying with the *State v. Blake* decision that arise from the  
4 county's role in operating the state's criminal justice system,  
5 including resentencing, vacating prior convictions for simple drug  
6 possession, and certifying refunds of legal financial obligations and  
7 collections costs. The office shall contract with counties for  
8 judicial, clerk, and prosecution expenses for these purposes.

9 (6) \$70,000,000 of the judicial stabilization trust account—state  
10 appropriation is provided solely to establish a legal financial  
11 obligation aid pool for counties to refund legal financial  
12 obligations and collection costs previously paid by defendants whose  
13 convictions have been vacated by court order due to the *State v.*  
14 *Blake* ruling. Once a direct refund process is established, superior  
15 court clerks or district court administrators must certify, and send  
16 to the office, the amount of any refund ordered by the court.

17 (7) \$1,782,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$749,000 of the general fund—state appropriation for  
19 fiscal year 2023 are provided solely for the implementation of  
20 Engrossed Second Substitute House Bill No. 1320 (civil protection  
21 orders). (~~If the bill is not enacted by June 30, 2021, the amounts~~  
22 ~~provided in this subsection shall lapse.~~)

23 (8) \$68,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$60,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for the implementation of Second  
26 Substitute House Bill No. 1219 (youth counsel-dependency). (~~If the~~  
27 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
28 ~~subsection shall lapse.~~)

29 (9) \$110,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$165,000 of the general fund—state appropriation for  
31 fiscal year 2023 are provided solely for the implementation of House  
32 Bill No. 1167 (Thurston county superior court judge). (~~If the bill~~  
33 ~~is not enacted by June 30, 2021, the amount provided in this~~  
34 ~~subsection shall lapse.~~)

35 (10) \$1,094,000 of the general fund—state appropriation for  
36 fiscal year 2022 and \$1,094,000 of the general fund—state  
37 appropriation for fiscal year 2023 are provided solely for the  
38 statewide fiscal impact on Thurston county courts. It is the intent

1 of the legislature that this policy will be continued in subsequent  
2 fiscal biennia.

3 (11) (~~(\$4,505,000)~~) \$6,430,000 of the general fund—state  
4 appropriation for fiscal year 2022 and (~~(\$4,505,000)~~) \$8,216,000 of  
5 the general fund—state appropriation for fiscal year 2023 are  
6 provided solely for implementation of Engrossed Second Substitute  
7 Senate Bill No. 5160 (landlord-tenant relations), including the  
8 management of an eviction resolution pilot program. By June 30, 2022,  
9 the department shall provide to the legislature a detailed report of  
10 eviction resolution program expenditures and outcomes including but  
11 not limited to the number of dispute resolution centers participating  
12 in the program, the number of individuals served by dispute  
13 resolution centers in the program, the average cost of resolution  
14 proceedings, and the number of qualified individuals who applied but  
15 were unable to be served by dispute resolution centers due to lack of  
16 funding or other reasons. (~~(If the bill is not enacted by June 30,~~  
17 ~~2021, the amounts provided in this subsection shall lapse.)~~)

18 (12) \$325,000 of the general fund—state appropriation for fiscal  
19 year 2022 and \$304,000 of the general fund—state appropriation for  
20 fiscal year 2023 are provided solely for implementation of Second  
21 Substitute Senate Bill No. 5331 (early childhood court program). (~~(If~~  
22 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
23 ~~this subsection shall lapse.)~~)

24 (13) \$44,000 of the general fund—state appropriation for fiscal  
25 year 2022 is provided solely for implementation of Engrossed  
26 Substitute Senate Bill No. 5226 (license suspensions/traffic). (~~(If~~  
27 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~  
28 ~~subsection shall lapse.)~~)

29 (14) (~~(\$8,000,000)~~) \$3,000,000 of the general fund—state  
30 appropriation for fiscal year 2022 (~~(is)~~) and \$3,000,000 of the  
31 general fund—state appropriation for fiscal year 2023 are provided  
32 solely for distribution to local courts for costs associated with the  
33 court-appointed attorney and visitor requirements set forth in the  
34 uniform guardianship act in chapter 11.130 RCW. If the amount  
35 provided in this subsection is insufficient to fully fund the local  
36 court costs, distributions must be reduced on a proportional basis to  
37 ensure that expenditures remain within the available funds provided  
38 in this subsection. No later than December 31, (~~(2021)~~) 2022, the  
39 administrative office of the courts will provide a report on

1 distributions to local courts including, but not limited to, the  
2 amount provided to each court, the number of guardianship cases  
3 funded at each court, costs segregated by attorney appointments and  
4 court visitor appointments, the amount of any pro rata reductions,  
5 and a recommendation on how to forecast distributions for potential  
6 future funding by the legislature.

7 (15) \$375,000 of the general fund—state appropriation for fiscal  
8 year 2022 and (~~(\$285,000)~~) \$3,185,000 of the general fund—state  
9 appropriation for fiscal year 2023 are provided solely for lease  
10 expenses and costs to relocate staff from the temple of justice to  
11 another workspace if the omnibus capital appropriation act provides  
12 funding for improvements to the heating, ventilation, lighting, and  
13 plumbing improvements to the temple of justice. Staff from the  
14 administrative office of the courts shall work with the department of  
15 enterprise services and the office of financial management to acquire  
16 temporary space in a state owned facility that meets the needs of the  
17 supreme court. If a state facility cannot be found, the court may  
18 acquire temporary workspace as it chooses.

19 (16) \$63,000 of the general fund—state appropriation for fiscal  
20 year 2022 and \$251,000 of the general fund—state appropriation for  
21 fiscal year 2023 is provided solely to facilitate and coordinate the  
22 scheduling of resentencing hearings for individuals impacted by the  
23 State v. Blake decision.

24 (17) \$830,000 of the general fund—state appropriation for fiscal  
25 year 2023 is provided solely to address data quality issues across  
26 Washington state court management systems.

27 (18) \$8,200,000 of the general fund—state appropriation for  
28 fiscal year 2023 is provided solely for assistance to trial courts  
29 across the state to address the trial court backlog created by the  
30 pandemic through the use of pro tem judges and backlog coordinators.

31 (19) \$5,000,000 of the general fund—state appropriation for  
32 fiscal year 2023 is provided solely for audio visual upgrades in  
33 courtrooms across the state.

34 (20) \$1,785,000 of the general fund—state appropriation for  
35 fiscal year 2022 and \$3,215,000 of the general fund—state  
36 appropriation for fiscal year 2023 is provided solely for  
37 distribution to the trial courts to address impacts of the COVID-19  
38 pandemic.

1 (21) \$4,900,000 of the general fund—state appropriation for  
2 fiscal year 2023 is provided solely for grant funding for the  
3 establishment of therapeutic courts.

4 (22) \$520,000 of the general fund—state appropriation for fiscal  
5 year 2023 is provided solely to establish pilot self-help centers in  
6 two courthouses, one on each side of the state.

7 (23) \$82,000 of the general fund—state appropriation for fiscal  
8 year 2023 is provided solely for implementation of Engrossed  
9 Substitute Senate Bill No. 5490 (interbranch advisory committee). If  
10 the bill is not enacted by June 30, 2022, the amount provided in this  
11 subsection shall lapse.

12 (24) \$341,000 of the general fund—state appropriation for fiscal  
13 year 2023 is provided solely for implementation of Substitute Senate  
14 Bill No. 5575 (superior court judges in Snohomish county). If the  
15 bill is not enacted by June 30, 2022, the amount provided in this  
16 subsection shall lapse.

17 (25) \$116,000 of the general fund—state appropriation for fiscal  
18 year 2023 is provided solely for implementation of Senate Bill No.  
19 5788 (minor guardianship). If the bill is not enacted by June 30,  
20 2022, the amount provided in this subsection shall lapse.

21 (26) \$25,400,000 of the judicial information system account—state  
22 appropriation is provided solely for completion and implementation of  
23 the case management system for courts of limited jurisdiction.

24 (27) \$2,025,000 of the general fund—state appropriation for  
25 fiscal year 2023 is provided solely for activities of the office  
26 relating to the resentencing of individuals and refund of legal  
27 financial obligations and costs associated with the *State v. Blake*  
28 ruling. In addition to contracting with cities and counties for the  
29 disbursement of funds appropriated for resentencing costs, the office  
30 must:

31 (a) Collaborate with superior court clerks, district court  
32 administrators, and municipal court administrators to prepare  
33 comprehensive reports, based on available court records, of all cause  
34 numbers impacted by *State v. Blake* going back to 1971; and

35 (b) Establish a process to locate and notify individuals of  
36 available refunds and notify those individuals of the application  
37 process necessary to claim the refund and issue payment from the  
38 legal financial obligation aid pool upon submission and approval of  
39 applications. The office shall continue to reimburse counties for any



1 legal and financial obligation refunds made pursuant to a court order  
2 pending the implementation of a direct refund process.

3 (28) \$23,000,000 of the judicial stabilization trust account—  
4 state appropriation is provided solely to assist cities with costs of  
5 complying with the *State v. Blake* ruling that arise from the city's  
6 role in operating the municipal criminal justice system, including  
7 resentencing, vacating prior convictions for simple drug possession,  
8 and certifying refunds of legal financial obligations and collections  
9 costs. The office shall contract with cities for judicial, clerk,  
10 prosecution, and defense expenses for these purposes.

11 (29) \$20,000,000 of the judicial stabilization trust account—  
12 state appropriation is provided solely to establish a legal financial  
13 obligation aid pool for cities to refund legal financial obligations  
14 and collection costs previously paid by defendants whose convictions  
15 have been vacated by court order due to the *State v. Blake* ruling.  
16 Once a direct refund process is established, municipal administrators  
17 must certify, and send to the office, the amount of any refund  
18 ordered by the court.

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

21 **FOR THE OFFICE OF PUBLIC DEFENSE**

22	General Fund—State Appropriation (FY 2022). . . . .	((53,975,000))
23		<u>\$54,491,000</u>
24	General Fund—State Appropriation (FY 2023). . . . .	((54,202,000))
25		<u>\$58,154,000</u>
26	General Fund—Federal Appropriation. . . . .	\$362,000
27	General Fund—Private/Local Appropriation. . . . .	\$30,000
28	Judicial Stabilization Trust Account—State	
29	Appropriation. . . . .	((3,896,000))
30		<u>\$3,901,000</u>
31	TOTAL APPROPRIATION. . . . .	((112,465,000))
32		<u>\$116,938,000</u>

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

35 (1) \$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 office of public defense  
38 to contract with a free legal clinic that has a medical-legal

1 partnership and that currently provides parent representation to at-  
2 risk clients in dependency cases in Snohomish, Skagit, and King  
3 counties. Within amounts appropriated, the clinic must provide legal  
4 representation to parents who are pregnant or recently postpartum who  
5 are at risk of child abuse or neglect reports or investigations.

6 (2) \$900,000 of the general fund—state appropriation for fiscal  
7 year 2022 and \$900,000 of the general fund—state appropriation for  
8 fiscal year 2023 are provided solely for the purpose of improving the  
9 quality of trial court public defense services. The office of public  
10 defense must allocate these amounts so that \$450,000 per fiscal year  
11 is distributed to counties, and \$450,000 per fiscal year is  
12 distributed to cities, for grants under chapter 10.101 RCW.

13 (3) \$5,000 of the general fund—state appropriation for fiscal  
14 year 2022 and \$14,000 of the general fund—state appropriation for  
15 fiscal year 2023 are provided solely for the implementation of Second  
16 Substitute House Bill No. 1219 (youth counsel-dependency). (~~If the  
17 bill is not enacted by June 30, 2021, the amounts provided in this  
18 subsection shall lapse.~~)

19 (4) \$443,000 of the general fund—state appropriation for fiscal  
20 year 2022 and \$683,000 of the general fund—state appropriation for  
21 fiscal year 2023 are provided solely for the implementation of  
22 Engrossed Substitute House Bill No. 1140 (juvenile access to  
23 attorneys). (~~If the bill is not enacted by June 30, 2021, the  
24 amounts provided in this subsection shall lapse.~~)

25 (5) \$5,500,000 of the general fund—state appropriation for fiscal  
26 year 2022 and \$5,500,000 of the general fund—state appropriation for  
27 fiscal year 2023 are provided solely to assist counties with public  
28 defense costs related to vacating the sentences of defendants whose  
29 convictions or sentences are affected by the *State v. Blake* decision.  
30 Of the amounts provided in this subsection:

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

38 (b) \$5,100,000 of the general fund—state appropriation for fiscal  
39 year 2022 and \$5,100,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for grants allocated for public  
2 defense assistance. The allocation of grant funding shall be  
3 determined based upon a formula as established by the office of  
4 public defense, and must be provided: (i) To assist counties  
5 providing counsel for clients seeking to vacate a sentence or to be  
6 resentenced under the *State v. Blake* decision; and (ii) to assist  
7 counties that may designate the office of public defense to contract  
8 directly with attorneys to represent and assist clients seeking to  
9 vacate a sentence or to be resentenced under the *State v. Blake*  
10 decision.

11 (6) \$286,000 of the general fund—state appropriation for fiscal  
12 year 2022 and \$1,008,000 of the general fund—state appropriation for  
13 fiscal year 2023 are provided solely for the implementation of a  
14 triage team to provide statewide support to the management and flow  
15 of hearings for incarcerated individuals impacted by the *State v.*  
16 *Blake* decision.

17 (7) \$153,000 of the general fund—state appropriation for fiscal  
18 year 2023 is provided solely to cover fees charged by county clerks  
19 for electronic access to court documents for staff and contracted  
20 public defense attorneys.

21 (8) \$20,000 of the general fund—state appropriation for fiscal  
22 year 2023 is provided solely for the research and development of a  
23 proposal for the office of public defense to assume statewide  
24 administration of public defense services involving legal proceedings  
25 for indigent persons who are not guilty by reason of insanity.

26 (9) \$41,000 of the general fund—state appropriation for fiscal  
27 year 2022 and \$286,000 of the general fund—state appropriation for  
28 fiscal year 2023 are provided solely for two managing attorney  
29 positions within the office of public defense.

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

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

33	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$41,280,000</del> ))
34		<u>\$41,709,000</u>
35	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$42,685,000</del> ))
36		<u>\$46,851,000</u>
37	General Fund—Federal Appropriation . . . . .	\$379,000
38	Judicial Stabilization Trust Account—State	

1	Appropriation. . . . .	\$1,464,000
2	TOTAL APPROPRIATION. . . . .	<del>(\$85,808,000)</del>
3		<u>\$90,403,000</u>

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

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

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

17 (3) \$568,000 of the general fund—state appropriation for fiscal  
18 year 2022 is appropriated solely to continue and expand civil legal  
19 representation for tenants in eviction cases.

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

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

30 (6) \$159,000 of the general fund—state appropriation for fiscal  
31 year 2022 and \$1,511,000 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 (7) (~~(\$10,772,000)~~) \$11,122,000 of the general fund—state  
37 appropriation for fiscal year 2022 and (~~(\$11,478,000)~~) \$12,957,000 of  
38 the general fund—state appropriation for fiscal year 2023 are  
39 provided solely for implementation of Engrossed Second Substitute

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

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

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

24 (10) \$2,000,000 of the general fund—state appropriation for  
25 fiscal year 2023 is provided solely for the office to cover the cost  
26 of providing legal assistance to tenants prior to the filing of an  
27 unlawful detainer action.

28 (11) \$350,000 of the general fund—state appropriation for fiscal  
29 year 2023 is provided solely for the office to improve access for  
30 kinship caregivers to complex legal guardianship proceedings by  
31 covering the cost of providing guidance and advice for relative  
32 caregivers on the process of becoming a legal guardian and other  
33 related legal proceedings.

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

36 **FOR THE OFFICE OF THE GOVERNOR**

37 General Fund—State Appropriation (FY 2022). . . . . (~~(\$11,093,000)~~)  
38 \$11,723,000

1	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$10,920,000</del> ))
2		<u>\$16,349,000</u>
3	Economic Development Strategic Reserve Account—State	
4	Appropriation. . . . .	\$5,000,000
5	TOTAL APPROPRIATION. . . . .	(( <del>\$27,013,000</del> ))
6		<u>\$33,072,000</u>

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

9 (1) (~~(\$703,000)~~) \$817,000 of the general fund—state appropriation  
10 for fiscal year 2022 and (~~(\$803,000)~~) \$1,146,000 of the general fund—  
11 state appropriation for fiscal year 2023 are provided solely for the  
12 office of the education ombuds.

13 (2) \$1,289,000 of the general fund—state appropriation for fiscal  
14 year 2022 and (~~(\$1,289,000)~~) \$2,041,000 of the general fund—state  
15 appropriation for fiscal year 2023 are provided solely to implement  
16 the provisions of chapter 332, Laws of 2020 (state equity office).

17 (3) \$123,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$118,000 of the general fund—state appropriation for  
19 fiscal year 2023 are provided solely for implementation of Engrossed  
20 Substitute Senate Bill No. 5119 (individuals in custody). (~~If the~~  
21 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
22 ~~subsection shall lapse.~~)

23 (4) (~~(\$230,000)~~) \$180,000 of the general fund—state appropriation  
24 for fiscal year 2022 and (~~(\$120,000)~~) \$209,000 of the general fund—  
25 state appropriation for fiscal year 2023 are provided solely for  
26 implementation of Engrossed Second Substitute Senate Bill No. 5126  
27 (climate commitment act). (~~If the bill is not enacted by June 30,~~  
28 ~~2021, the amounts provided in this subsection shall lapse.~~)

29 (5) \$33,000 of the general fund—state appropriation for fiscal  
30 year 2022 is provided solely for the office of the education ombuds  
31 to support the language access work group that is reconvened and  
32 expanded in section 501(3)(g) of this act.

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

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

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

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

11 (7) \$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 cost to support the blue  
14 ribbon commission on the intersection of the criminal justice and  
15 behavioral health crisis systems that will be established by governor  
16 executive order.

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

21 (9) \$80,000 of the general fund—state appropriation for fiscal  
22 year 2023 is provided solely for the office of equity to develop  
23 resources and provide technical assistance to state agencies on best  
24 practices on how to engage communities regarding equity and inclusion  
25 when creating equitable budget and policy recommendations.

26 (10) \$350,000 of the general fund—state appropriation for fiscal  
27 year 2022 and \$25,000 of the general fund—state appropriation for  
28 fiscal year 2023 is provided solely to complete an analysis on  
29 options to replace the benefits of the four lower Snake river dams as  
30 part of a comprehensive salmon recovery strategy for the Columbia and  
31 Snake river basins. The analysis shall be completed by July 30, 2022.

32 (11) \$2,484,000 of the general fund—state appropriation for  
33 fiscal year 2023 is provided solely for implementation of Engrossed  
34 Second Substitute Senate Bill No. 5036 (total confinement release).  
35 If the bill is not enacted by June 30, 2022, the amount provided in  
36 this subsection shall lapse.

37 (12) Within the amounts appropriated in this section, the  
38 governor's office must convene a clean energy workforce transition  
39 work group including, but not limited to, the department of commerce,

1 the department of ecology, the employment security department, and  
2 representatives of business and labor. The work group must assess  
3 workforce development impacts of the effects of climate change as  
4 well as the impact of the state's strategies to building a just  
5 transition to a clean economy and develop policy and practice  
6 recommendations on emerging issues in workforce development related  
7 to climate change. By December 1, 2022, the work group must submit  
8 its report and recommendations to the appropriate committees of the  
9 legislature in an electronic format as required by RCW 43.01.036.

10 (13) \$400,000 of the general fund—state appropriation for fiscal  
11 year 2023 is provided solely for the office of equity to facilitate a  
12 work group to define "by and for organizations" and recommend policy  
13 and systems change to promote equitable policies, practices, and  
14 outcomes for "by and for organizations" in public grant making and  
15 public contracting with nonprofit organizations. For the purpose of  
16 this subsection, "public contracting" means contracting for public  
17 works and the procurement of goods and services. The office of equity  
18 may contract for services to fulfill the requirements of this  
19 section. The work group shall report their findings to the office of  
20 the governor and appropriate committees of the legislature by  
21 December 31, 2022. The work group is composed of the following  
22 members:

23 (a) The director of the office of equity, or the director's  
24 designee, who shall serve as the chair of the work group;

25 (b) Five representatives from the public, with one representative  
26 appointed by each of the following state commissions:

27 (i) The Washington state commission on African American affairs;

28 (ii) The Washington state LGBTQ commission;

29 (iii) The Washington state commission on Hispanic affairs;

30 (iv) The Washington state commission on Asian Pacific American  
31 affairs;

32 (v) The Washington state women's commission; and

33 (vi) The office of minority and women's business enterprises  
34 established in chapter 39.19 RCW; and

35 (c) Up to three additional members, appointed by the director of  
36 the office of equity, to ensure diverse representation of members by  
37 geography and identity.

38 (14) \$50,000 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 governor to invite  
2 federally recognized tribes, legislative leadership, local  
3 governments, agricultural producers, commercial and recreational  
4 fisher organizations, business organizations, salmon recovery  
5 organizations, forestry and agriculture organizations, and  
6 environmental organizations to participate in a process facilitated  
7 by an independent entity to develop recommendations on proposed  
8 changes in policy and spending priorities to improve riparian habitat  
9 to ensure salmon and steelhead recovery.

10 (a) The recommendations must include:

11 (i) Ideas for improvements to land use planning and development  
12 that ensure the protection and recovery of salmon;

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

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

15 (iv) Financial incentives for landowners to protect and restore  
16 streamside habitat;

17 (v) Recommendations to improve salmon recovery program  
18 coordination among state agencies; and

19 (vi) Recommendations for additional changes when voluntary  
20 measures and financial incentives do not achieve streamside  
21 protection and restoration.

22 (b) Preliminary recommendations shall be submitted to the  
23 legislature and governor by October 1, 2022, with a final report by  
24 November 1, 2022.

25 (c) The office of the governor may contract for an independent  
26 facilitator. The contract is exempt from the competitive procurement  
27 requirements in chapter 39.26 RCW.

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

30 **FOR THE LIEUTENANT GOVERNOR**

31	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$1,880,000</del> ))
32		<u>\$1,861,000</u>
33	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$1,598,000</del> ))
34		<u>\$1,448,000</u>
35	General Fund—Private/Local Appropriation. . . . .	\$90,000
36	TOTAL APPROPRIATION. . . . .	(( <del>\$3,568,000</del> ))
37		<u>\$3,399,000</u>

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

3 (1) \$300,000 of the general fund—state appropriation for fiscal  
4 year 2022 is provided solely for the legislative committee on  
5 economic development and international relations to conduct a  
6 business competitiveness analysis of the state's economy. Expenditure  
7 of the amount provided in this section must comply with chapter 39.26  
8 RCW.

9 (2) \$13,000 of the general fund—state appropriation for fiscal  
10 year 2023 is provided solely for implementation of Substitute Senate  
11 Bill No. 5756 (semiquincentennial committee). If the bill is not  
12 enacted by June 30, 2022, the amount provided in this subsection  
13 shall lapse.

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

16 **FOR THE PUBLIC DISCLOSURE COMMISSION**

17	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$5,724,000</del> ))
18		<u>\$5,729,000</u>
19	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$5,545,000</del> ))
20		<u>\$5,913,000</u>
21	Public Disclosure Transparency Account—State	
22	Appropriation. . . . .	(( <del>\$1,014,000</del> ))
23		<u>\$934,000</u>
24	TOTAL APPROPRIATION. . . . .	(( <del>\$12,283,000</del> ))
25		<u>\$12,576,000</u>

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

28 (1) \$280,000 of the public disclosure transparency account—state  
29 appropriation is provided solely for staff for business analysis and  
30 project management of information technology projects.

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

35 (3) \$424,000 of the public disclosure transparency account—state  
36 appropriation is provided solely for information technology staffing  
37 to meet the demands of maintaining online filing and disclosure  
38 systems.

1 (4) \$180,000 of the public disclosure transparency account—state  
2 appropriation is provided solely for a dedicated training and  
3 outreach staff to develop course materials and facilitate the  
4 creation of an expanded filer training program.

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

7 **FOR THE SECRETARY OF STATE**

8	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$20,922,000</del> ))
9		<u>\$22,480,000</u>
10	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$31,158,000</del> ))
11		<u>\$46,175,000</u>
12	General Fund—Federal Appropriation. . . . .	(( <del>\$12,760,000</del> ))
13		<u>\$12,910,000</u>
14	Public Records Efficiency, Preservation, and Access	
15	Account—State Appropriation. . . . .	(( <del>\$10,005,000</del> ))
16		<u>\$10,608,000</u>
17	Charitable Organization Education Account—State	
18	Appropriation. . . . .	(( <del>\$901,000</del> ))
19		<u>\$1,367,000</u>
20	Washington State Library Operations Account—State	
21	Appropriation. . . . .	(( <del>\$11,698,000</del> ))
22		<u>\$14,620,000</u>
23	Local Government Archives Account—State	
24	Appropriation. . . . .	(( <del>\$10,120,000</del> ))
25		<u>\$10,937,000</u>
26	Election Account—Federal Appropriation. . . . .	(( <del>\$4,368,000</del> ))
27		<u>\$4,404,000</u>
28	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
29	<u>Appropriation. . . . .</u>	<u>\$405,000</u>
30	<u>Personnel Service Account—State Appropriation. . . . .</u>	<u>\$1,276,000</u>
31	TOTAL APPROPRIATION. . . . .	(( <del>\$101,932,000</del> ))
32		<u>\$125,182,000</u>

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

35 (1) \$2,498,000 of the general fund—state appropriation for fiscal  
36 year 2022 and \$12,196,000 of the general fund—state appropriation for  
37 fiscal year 2023 are provided solely to reimburse counties for the  
38 state's share of primary and general election costs and the costs of

1 conducting mandatory recounts on state measures. Counties shall be  
2 reimbursed only for those costs that the secretary of state validates  
3 as eligible for reimbursement.

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

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

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

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

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

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

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

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

1 (4) \$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 humanities Washington  
4 speaker's bureau community conversations.

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

17 (6) \$546,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$546,000 of the general fund—state appropriation for  
19 fiscal year 2023 are provided solely for staff dedicated to the  
20 maintenance and operations of the voter registration and election  
21 management system. These staff will manage database upgrades,  
22 database maintenance, system training and support to counties, and  
23 the triage and customer service to system users.

24 (7) \$626,000 of the public records efficiency, preservation, and  
25 access account—state appropriation is provided solely for additional  
26 project staff to pack, catalog, and move the states archival  
27 collection in preparation for the move to the new library archives  
28 building that will be located in Tumwater.

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

37 (9) \$251,000 of the general fund—state appropriation for fiscal  
38 year 2022 is provided solely for implementation of Substitute Senate  
39 Bill No. 5034 (nonprofit corporations). (~~If the bill is not enacted~~

1 ~~by June 30, 2021, the amount provided in this subsection shall~~  
2 ~~lapse.))~~

3 (10) \$269,000 of the government archives account—state  
4 appropriation is provided solely for implementation of Senate Bill  
5 No. 5019 (recording standards commission). ~~((If the bill is not~~  
6 ~~enacted by June 30, 2021, the amount provided in this subsection~~  
7 ~~shall lapse.))~~

8 (11) \$1,000,000 of the general fund—federal appropriation (ARPA)  
9 is provided solely for humanities Washington to provide grants to  
10 humanities organizations in Washington state pursuant to the American  
11 rescue plan act of 2021, P.L. 117-2. Of the amounts provided in this  
12 subsection:

13 (a) Forty percent must be used for grants to state humanities  
14 organizations' programming and general operating expenses to cover up  
15 to 100 percent of the costs of the programs which the grants support,  
16 to prevent, prepare for, respond to, and recover from coronavirus;  
17 and

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

23 (12) \$3,600,000 of the general fund—federal appropriation (ARPA)  
24 is provided to the state library as the designated state library  
25 administrative agency solely to administer and distribute institute  
26 of museum and library services grants to museums, tribal partners,  
27 and libraries for eligible expenses and services. Pursuant to federal  
28 directive, no more than four percent of distributed funds may be held  
29 for grant administration.

30 (13) \$1,000,000 of the general fund—state appropriation for  
31 fiscal year 2022 and \$4,000,000 of the general fund—state  
32 appropriation for fiscal year 2023 are provided solely for  
33 educational outreach related to voter registration, voting, and  
34 elections; and to improve access to voting and the election process.

35 (14) \$300,000 of the general fund—state appropriation for fiscal  
36 year 2022 and \$700,000 of the general fund—state appropriation for  
37 fiscal year 2023 are provided solely for humanities Washington's  
38 prime time family reading program to provide family literacy services  
39 to children who are not reading at grade level.

1 (15) \$8,000,000 of the general fund—state appropriation for  
2 fiscal year 2023 is provided solely for:

3 (a) Funding the security operations center, including identified  
4 needs for expanded operations, systems, technology tools, training  
5 resources;

6 (b) Additional staff dedicated to the cyber and physical security  
7 of election operations at the office and county election offices;

8 (c) Expanding security assessments, threat monitoring, enhanced  
9 security training; and

10 (d) Providing grants to county partners to address identified  
11 threats and expand existing grants and contracts with other public  
12 and private organizations such as the Washington military department,  
13 national guard, private companies providing cyber security, and  
14 county election offices.

15 (16) \$1,276,000 of the personnel services account—state  
16 appropriation is provided solely for implementation of Engrossed  
17 Substitute Senate Bill No. 5082 (productivity board). If the bill is  
18 not enacted by June 30, 2022, the amount provided in this subsection  
19 shall lapse.

20 (17) \$405,000 of the general fund—state appropriation for fiscal  
21 year 2022 is provided solely for TVW equipment upgrades, including  
22 new encoders and router cards, and a refresh of its robotics system.

23 (18) \$55,000 of the general fund—state appropriation for fiscal  
24 year 2023 is provided solely for upgrading technology and usefulness  
25 of a conference room in the main office of the secretary of state  
26 with modern telecommunications tools and technology and increasing  
27 privacy.

28 (19) \$25,000 of the general fund—state appropriation for fiscal  
29 year 2023 is provided solely for implementing a voter registration  
30 system in conjunction with the department of licensing, department of  
31 social and health services, health benefit exchange, and county  
32 election officials by December 31, 2023, that uses information and  
33 documentation already presented by eligible agency customers to  
34 automatically transmit information necessary for voter registration  
35 and voter registration updates, and enables applicants to make a  
36 decision about voter registration and any necessary corrections by  
37 returning a notice mailed by election officials. The proposal shall  
38 consider upgraded systems implemented in Colorado and other states to  
39 enact this change in their voter registration system in 2022.

1 Recommendations must be developed with the full participation of  
2 community organizations that work in support of civic engagement. The  
3 secretary shall present their recommendations, and any barriers to  
4 their implementation, to the legislature by December 1, 2022.

5 (20) \$41,000 of the general fund—state appropriation for fiscal  
6 year 2022 and \$203,000 of the general fund—state appropriation for  
7 fiscal year 2023 are provided solely for implementation of Senate  
8 Bill No. 5534 (verifiable credentials). If the bill is not enacted by  
9 June 30, 2022, the amounts provided in this subsection shall lapse.

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

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

13	General Fund—State Appropriation (FY 2022). . . . .	(( \$905,000 ))
14		<u>\$902,000</u>
15	General Fund—State Appropriation (FY 2023). . . . .	(( \$401,000 ))
16		<u>\$644,000</u>
17	TOTAL APPROPRIATION. . . . .	(( \$1,306,000 ))
18		<u>\$1,546,000</u>

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

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

30 (2) \$500,000 of the general fund—state appropriation for fiscal  
31 year 2022 is provided solely for the governor's office of Indian  
32 affairs to engage in a process to develop recommendations on  
33 improving executive and legislative tribal relationships. In  
34 developing the recommendations, the governor's office of Indian  
35 affairs may contract with a third party facilitator.

36 (a) The governor's office of Indian affairs or the contracted  
37 third party must host and facilitate discussions between the



1 executive branch, the legislative branch, and Indian tribes as  
2 defined in RCW 43.376.010 to develop the recommendations.

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

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

9 (ii) The consultation processes; and

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

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

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

15	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$448,000</del> ))
16		<u>\$473,000</u>
17	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$462,000</del> ))
18		<u>\$528,000</u>
19	TOTAL APPROPRIATION . . . . .	(( <del>\$910,000</del> ))
20		<u>\$1,001,000</u>

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

23 **FOR THE STATE TREASURER**

24	General Fund—State Appropriation (FY 2022) . . . . .	\$250,000
25	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$250,000</del> ))
26		<u>\$300,000</u>
27	State Treasurer's Service Account—State	
28	Appropriation . . . . .	(( <del>\$20,375,000</del> ))
29		<u>\$20,926,000</u>
30	TOTAL APPROPRIATION . . . . .	(( <del>\$20,875,000</del> ))
31		<u>\$21,476,000</u>

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

34 (1) \$250,000 of the general fund—state appropriation for fiscal  
35 year 2022 and \$250,000 of the general fund—state appropriation for  
36 fiscal year 2023 are provided solely for implementation of Engrossed  
37 Substitute House Bill No. 1189 (tax increment financing). ((If the

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

3 (2) \$50,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for the purpose of conducting research  
5 and analysis into the potential of adopting in Washington state a  
6 future fund similar to the proposal contained in Substitute Senate  
7 Bill No. 5752 (Washington future fund) or a baby bond type program  
8 enacted in other states and local jurisdictions such as Connecticut  
9 and the District of Columbia. The office of the state treasurer must  
10 submit a report to the appropriate committees of the legislature no  
11 later than December 1, 2023. In conducting its research, the  
12 treasurer must:

13 (a) Study how similar programs have been developed and  
14 established in other jurisdictions;

15 (b) Address eligibility criteria for account establishment,  
16 residency requirements, eligibility for account access, and approved  
17 use of funds;

18 (c) Address all financial and fiscal aspects of the program,  
19 including the long-term costs of establishing the fund, estimated  
20 annual appropriations, how funds would be invested and estimated  
21 payouts, what agency or agencies would be responsible for management  
22 of the accounts, what agency or agencies would be responsible for  
23 verifying applicant eligibility, and administrative and technology  
24 costs of establishing and maintaining the program; and

25 (e) Address any legal barriers or risks in establishing the  
26 program including state constitutional limitations and avoiding the  
27 creation of fiduciary duties or contractual rights with program  
28 participants.

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

31 **FOR THE STATE AUDITOR**

32	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$613,000</del> ))
33		<u>\$463,000</u>
34	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$1,062,000</del> ))
35		<u>\$1,212,000</u>
36	Auditing Services Revolving Account—State	
37	Appropriation. . . . .	(( <del>\$14,456,000</del> ))
38		<u>\$16,379,000</u>

1	Performance Audits of Government Account—State	
2	Appropriation. . . . .	(( <del>\$1,683,000</del> ))
3		<u>\$1,727,000</u>
4	TOTAL APPROPRIATION. . . . .	(( <del>\$17,814,000</del> ))
5		<u>\$19,781,000</u>

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

8 (1) \$1,585,000 of the performance audit of government account—  
9 state appropriation is provided solely for staff and related costs to  
10 verify the accuracy of reported school district data submitted for  
11 state funding purposes; conduct school district program audits of  
12 state-funded public school programs; establish the specific amount of  
13 state funding adjustments whenever audit exceptions occur and the  
14 amount is not firmly established in the course of regular public  
15 school audits; and to assist the state special education safety net  
16 committee when requested.

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

22 (3) \$825,000 of the auditing services revolving account—state  
23 appropriation is provided solely for accountability and risk based  
24 audits.

25 (4) ((~~\$585,000~~)) \$435,000 of the general fund—state appropriation  
26 for fiscal year 2022 and ((~~\$1,030,000~~)) \$1,180,000 of the general  
27 fund—state appropriation for fiscal year 2023 are provided solely for  
28 the implementation of Engrossed Second Substitute House Bill No. 1089  
29 (law enforcement audits). ((If the bill is not enacted by June 30,  
30 2021, the amounts provided in this subsection shall lapse.))

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

33	<b>FOR THE CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS</b>	
34	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$252,000</del> ))
35		<u>\$250,000</u>
36	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$279,000</del> ))
37		<u>\$283,000</u>
38	TOTAL APPROPRIATION. . . . .	(( <del>\$531,000</del> ))

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

FOR THE ATTORNEY GENERAL

General Fund—State Appropriation (FY 2022)	(( <del>\$18,708,000</del> ))	<u>\$22,829,000</u>
General Fund—State Appropriation (FY 2023)	(( <del>\$23,379,000</del> ))	<u>\$26,495,000</u>
General Fund—Federal Appropriation	(( <del>\$18,226,000</del> ))	<u>\$21,944,000</u>
Public Service Revolving Account—State Appropriation	(( <del>\$4,145,000</del> ))	<u>\$4,334,000</u>
New Motor Vehicle Arbitration Account—State Appropriation	(( <del>\$1,721,000</del> ))	<u>\$1,782,000</u>
Medicaid Fraud Penalty Account—State Appropriation	(( <del>\$5,862,000</del> ))	<u>\$6,107,000</u>
Child Rescue Fund—State Appropriation	\$80,000	
Legal Services Revolving Account—State Appropriation	(( <del>\$300,291,000</del> ))	<u>\$343,358,000</u>
Local Government Archives Account—State Appropriation	(( <del>\$1,004,000</del> ))	<u>\$1,045,000</u>
Tobacco Prevention and Control Account—State Appropriation	\$275,000	
Consumer Privacy Account—State Appropriation	(( <del>\$1,241,000</del> ))	<u>\$548,000</u>
TOTAL APPROPRIATION	(( <del>\$374,932,000</del> ))	<u>\$428,797,000</u>

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

- (1) The attorney general shall report each fiscal year on actual legal services expenditures and actual attorney staffing levels for each agency receiving legal services. The report shall be submitted to the office of financial management and the fiscal committees of the senate and house of representatives no later than ninety days after the end of each fiscal year. As part of its by agency report to the legislative fiscal committees and the office of financial

1 management, the office of the attorney general shall include  
2 information detailing the agency's expenditures for its agency-wide  
3 overhead and a breakdown by division of division administration  
4 expenses.

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

10 (3) The attorney general shall annually report to the fiscal  
11 committees of the legislature all new cy pres awards and settlements  
12 and all new accounts, disclosing their intended uses, balances, the  
13 nature of the claim or account, proposals, and intended timeframes  
14 for the expenditure of each amount. The report shall be distributed  
15 electronically and posted on the attorney general's web site. The  
16 report shall not be printed on paper or distributed physically.

17 (4) \$161,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$161,000 of the general fund—state appropriation for  
19 fiscal year 2023 are provided solely for the civil rights unit to  
20 provide additional services in defense and protection of civil and  
21 constitutional rights for people in Washington.

22 (5) \$8,392,000 of the legal services revolving account—state  
23 appropriation is provided solely for child welfare and permanency  
24 staff.

25 (6) \$617,000 of the general fund—state appropriation for fiscal  
26 year 2022 and \$617,000 of the general fund—state appropriation for  
27 fiscal year 2023 are provided solely for multi-year arbitrations of  
28 the state's diligent enforcement of its obligations to receive  
29 amounts withheld from tobacco master settlement agreement payments.

30 (7) \$1,600,000 of the legal services revolving fund—state  
31 appropriation is provided solely for the office to compel the United  
32 States department of energy to meet Hanford cleanup deadlines.

33 (8) \$28,000 of the legal services revolving fund—state  
34 appropriation is provided solely for implementation of Engrossed  
35 Second Substitute Senate Bill No. 5022 (recycling, waste and litter).  
36 (~~(If the bill is not enacted by June 30, 2021, the amount provided in~~  
37 ~~this subsection shall lapse.))~~)

38 (9) \$584,000 of the legal services revolving fund—state  
39 appropriation is provided solely for implementation of Engrossed

1 Second Substitute Senate Bill No. 5051 (peace & correction officers).  
2 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~  
3 ~~this subsection shall lapse.~~)

4 (10) (~~(\$1,241,000)~~) \$548,000 of the consumer privacy account—  
5 state appropriation is provided solely for implementation of Second  
6 Substitute Senate Bill No. 5062 (data). If the bill is not enacted by  
7 June 30, (~~2021~~) 2022, the amount provided in this subsection shall  
8 lapse.

9 (11) \$122,000 of the legal services revolving account—state  
10 appropriation is provided solely for implementation of Engrossed  
11 Substitute Senate Bill No. 5096 (capital gains tax). (~~If the bill is~~  
12 ~~not enacted by June 30, 2021, the amount provided in this subsection~~  
13 ~~shall lapse.~~)

14 (12) \$256,000 of the legal services revolving fund—state  
15 appropriation is provided solely for implementation of Engrossed  
16 Substitute Senate Bill No. 5097 (paid leave coverage). (~~If the bill~~  
17 ~~is not enacted by June 30, 2021, the amount provided in this~~  
18 ~~subsection shall lapse.~~)

19 (13) (~~(\$170,000)~~) \$284,000 of the legal services revolving fund—  
20 state appropriation is provided solely for implementation of  
21 Engrossed Second Substitute Senate Bill No. 5126 (climate  
22 commitment). (~~If the bill is not enacted by June 30, 2021, the~~  
23 ~~amount provided in this subsection shall lapse.~~)

24 (14) \$395,000 of the legal services revolving account—state  
25 appropriation is provided solely for implementation of Engrossed  
26 Substitute Senate Bill No. 5141 (environmental justice task force).  
27 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~  
28 ~~this subsection shall lapse.~~)

29 (15) \$1,198,000 of the legal services revolving account—state  
30 appropriation is provided solely for implementation of Engrossed  
31 Second Substitute Senate Bill No. 5163 (conditionally released SVPs).  
32 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~  
33 ~~this subsection shall lapse.~~)

34 (16) \$218,000 of the general fund—state appropriation for fiscal  
35 year 2022 and \$5,107,000 of the general fund—state appropriation for  
36 fiscal year 2023 are provided solely for implementation of Engrossed  
37 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If~~  
38 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
39 ~~this subsection shall lapse.~~)

1 (17) (~~(\$1,485,000)~~) \$693,000 of the general fund—state  
2 appropriation for fiscal year 2022 and (~~(\$958,000)~~) \$1,750,000 of the  
3 general fund—state appropriation for fiscal year 2023 are provided  
4 solely for implementation of a program for receiving and responding  
5 to tips from the public regarding risks or potential risks to the  
6 safety or well-being of youth, called the YES tip line program. Risks  
7 to safety or well-being may include, but are not limited to, harm or  
8 threats of harm to self or others, sexual abuse, assault, rape,  
9 bullying or cyberbullying, substance use, and criminal acts. Any  
10 person contacting the YES tip line, whether for themselves or for  
11 another person, must receive timely assistance and not be turned  
12 away. The program must operate within the guidelines of this  
13 subsection.

14 (a) During the development and implementation of the YES tip line  
15 program the attorney general shall convene an advisory committee  
16 consisting of representatives from the Washington state patrol, the  
17 department of health, the health care authority, the office of the  
18 superintendent of public instruction, the Washington student  
19 achievement council, the Washington association of educational  
20 service districts, and other participants the attorney general  
21 appoints.

22 (b) The attorney general shall develop and implement policies and  
23 processes for:

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

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

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

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

36 (v) YES tip line information data retention and reporting  
37 requirements;

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

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

5 (c) The YES tip line shall be operated by a vendor selected by  
6 the attorney general through a competitive contracting process. The  
7 attorney general shall ensure that the YES tip line program vendor  
8 and its personnel are properly trained and resourced. The contract  
9 must require the vendor to be bound confidentiality policies  
10 developed by the office. The contract must also provide that the  
11 state of Washington owns the data and information produced from the  
12 YES tip line and that vendor must comply with the state's data  
13 retention, use, and security requirements.

14 (d) The YES tip line program must develop and maintain a  
15 reference and best practices tool kit for law enforcement and mental  
16 health officials that identifies statewide and community mental  
17 health resources, services, and contacts, and provides best practices  
18 and strategies for investigators to use in investigating cases and  
19 assisting youths and their parents and guardians.

20 (e) The YES tip line program must promote and market the program  
21 and YES tip line to youth, families, community members, schools, and  
22 others statewide to build awareness of the program's resources and  
23 the YES tip line. Youth perspectives must be included and consulted  
24 in tip line development and implementation including creating  
25 marketing campaigns and materials required for the YES tip line  
26 program. The insights of youth representing marginalized and minority  
27 communities must be prioritized for their invaluable insight. The  
28 attorney general may determine the criteria for honorariums and award  
29 youth who participate in the tip line development and implementation  
30 an honorarium of up to \$200 per day.

31 (f) In addition to honorarium amounts, youth are eligible for  
32 reasonable allowances for reimbursement, lodging, and travel expenses  
33 as provided in RCW 43.03.050 and 43.03.060.

34 (g) Nothing in this subsection creates an employment  
35 relationship, or any membership or qualification in any state or  
36 other publicly supported retirement system, due to the payment of an  
37 honorarium or lodging and travel expenses provided under this  
38 subsection where such a relationship, membership, or qualification  
39 did not already exist.



1       ~~((19))~~ (18) \$196,000 of the legal services revolving account—  
2 state appropriation is provided solely to provide staff support to  
3 the joint legislative task force on jail standards created in section  
4 957 of this act.

5       ~~((20))~~ (19) \$38,000 of the legal services revolving account—  
6 state appropriation is provided solely for implementation of Second  
7 Substitute House Bill No. 1148 (acute care hospitals). ~~((If the bill  
8 is not enacted by June 30, 2021, the amount provided in this  
9 subsection shall lapse.~~

10       ~~(21))~~ (20) \$294,000 of the legal services revolving account—  
11 state appropriation is provided solely for implementation of  
12 Substitute House Bill No. 1259 (women & minority contracting). ~~((If  
13 the bill is not enacted by June 30, 2021, the amount provided in this  
14 subsection shall lapse.~~

15       ~~(22))~~ (21) \$1,207,000 of the legal services revolving account—  
16 state appropriation is provided solely for implementation of Second  
17 Substitute House Bill No. 1219 (youth counsel/dependency). ~~((If the  
18 bill is not enacted by June 30, 2021, the amount provided in this  
19 subsection shall lapse.~~

20       ~~(23))~~ (22) \$28,000 of the legal services revolving account—state  
21 appropriation is provided solely for implementation of Engrossed  
22 Second Substitute House Bill No. 1089 (law enforcement audits). ~~((If  
23 the bill is not enacted by June 30, 2021, the amount provided in this  
24 subsection shall lapse.~~

25       ~~(24))~~ (23) \$123,000 of the legal services revolving account—  
26 state appropriation is provided solely for implementation of  
27 Engrossed Third Substitute House Bill No. 1091 (transportation fuel/  
28 carbon). ~~((If the bill is not enacted by June 30, 2021, the amount  
29 provided in this subsection shall lapse.~~

30       ~~(25))~~ (24) \$2,080,000 of the legal services revolving account—  
31 state appropriation is provided solely for implementation of  
32 Engrossed Second Substitute House Bill No. 1194 (parent-child  
33 visitation). ~~((If the bill is not enacted by June 30, 2021, the  
34 amount provided in this subsection shall lapse.~~

35       ~~(26))~~ (25) \$121,000 of the legal services revolving account—  
36 state appropriation is provided solely for implementation of  
37 Engrossed Second Substitute House Bill No. 1073 (paid leave  
38 coverage). ~~((If the bill is not enacted by June 30, 2021, the amount  
39 provided in this subsection shall lapse.~~

1 ~~(27))~~ (26) \$247,000 of the general fund—state appropriation for  
2 fiscal year 2022 and \$247,000 of the general fund—state appropriation  
3 for fiscal year 2023 are provided solely for implementation of  
4 Engrossed Second Substitute House Bill No. 1310 (uses of force by  
5 officers). ~~((If the bill is not enacted by June 30, 2021, the amounts  
6 provided in this subsection shall lapse.~~

7 ~~(28))~~ (27) \$25,000 of the general fund—state appropriation for  
8 fiscal year 2022 is provided solely for implementation of Engrossed  
9 Substitute House Bill No. 1109 (victims of sexual assault). ~~((If the  
10 bill is not enacted by June 30, 2021, the amount provided in this  
11 subsection shall lapse.~~

12 ~~(29))~~ (28) \$146,000 of the legal services revolving fund—state  
13 appropriation is provided solely for implementation of Engrossed  
14 Substitute Senate Bill No. 5172 (agricultural overtime). ~~((If the  
15 bill is not enacted by June 30, 2021, the amount provided in this  
16 subsection shall lapse.))~~

17 (29) \$225,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$275,000 of the general fund—state appropriation for  
19 fiscal year 2023 are provided solely on a one-time basis for the  
20 office of the attorney general to support the Washington state  
21 missing and murdered indigenous women and people task force created  
22 in section 939 of this act.

23 (30) \$9,119,000 of the legal services revolving fund—state  
24 appropriation is provided solely for additional legal services to  
25 address additional legal services necessary for dependency actions  
26 where the state and federal Indian child welfare act apply. The  
27 office must report to the fiscal committees of the legislature by  
28 December 31, 2022, the following information for new cases initiated  
29 in calendar year 2022 to measure quantity and use of this funding:

30 (a) The number and proportion of cases where the state and  
31 federal Indian child welfare act (ICWA) applies as compared to non-  
32 ICWA new cases;

33 (b) The length of time to prepare state and federal Indian child  
34 welfare act case as compared to non-ICWA cases;

35 (c) The length of state and federal Indian child welfare act  
36 cases as compared to non-ICWA cases measured by time or number of  
37 court hearings; and

1 (d) Any other information or metric the office determines is  
2 appropriate to measure the quantity and use of the funding in this  
3 subsection.

4 (31) \$470,000 of the general fund—state appropriation for fiscal  
5 year 2022 and \$280,000 of the general fund—state appropriation for  
6 fiscal year 2023 are provided solely for legal services in *Wahkiakum*  
7 *School District v. State.*

8 (32) \$500,000 of the general fund—state appropriation for fiscal  
9 year 2022 and \$500,000 of the general fund—state appropriation for  
10 fiscal year 2023 are provided solely for additional legal services in  
11 defense of Washington's climate and environment.

12 (33) \$1,910,000 of the general fund—state appropriation for  
13 fiscal year 2022 is provided solely for the office to pass through to  
14 King county to adequately fund and retain its prosecution services  
15 pursuant to chapter 71.09 RCW in King county.

16 (34) \$728,000 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 legal services related to  
19 the voting rights case *Palmer, et al v. State.*

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

22 **FOR THE CASELOAD FORECAST COUNCIL**

23	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$1,990,000</del> ))
24		<u>\$1,980,000</u>
25	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$1,982,000</del> ))
26		<u>\$2,213,000</u>
27	Workforce Education Investment Account—State	
28	Appropriation . . . . .	(( <del>\$326,000</del> ))
29		<u>\$331,000</u>
30	TOTAL APPROPRIATION . . . . .	(( <del>\$4,298,000</del> ))
31		<u>\$4,524,000</u>

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

34 (1) ((~~\$326,000~~)) \$331,000 of the workforce education investment  
35 account—state appropriation is provided solely to forecast the  
36 caseload for the Washington college grant program.

37 (2) Within existing resources, and beginning with the November  
38 2021 forecast, the caseload forecast council shall produce an

1 unofficial forecast of the long-term caseload for juvenile  
2 rehabilitation as a courtesy.

3 (3) \$192,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for implementation of Engrossed  
5 Substitute Senate Bill No. 5268 (dev. disability services). If the  
6 bill is not enacted by June 30, 2022, the amount provided in this  
7 subsection shall lapse.

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

10 **FOR THE DEPARTMENT OF COMMERCE**

11	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$193,804,000</del> ))
12		<u>\$197,566,000</u>
13	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$171,190,000</del> ))
14		<u>\$291,230,000</u>
15	General Fund—Federal Appropriation. . . . .	(( <del>\$1,365,225,000</del> ))
16		<u>\$1,441,202,000</u>
17	General Fund—Private/Local Appropriation. . . . .	(( <del>\$8,862,000</del> ))
18		<u>\$9,093,000</u>
19	Public Works Assistance Account—State Appropriation. . . . .	(( <del>\$8,134,000</del> ))
20		<u>\$8,417,000</u>
21	Lead Paint Account—State Appropriation. . . . .	\$112,000
22	Building Code Council Account—State Appropriation. . . . .	\$17,000
23	Liquor Excise Tax Account—State Appropriation. . . . .	(( <del>\$1,262,000</del> ))
24		<u>\$1,317,000</u>
25	Home Security Fund Account—State Appropriation. . . . .	(( <del>\$326,272,000</del> ))
26		<u>\$326,421,000</u>
27	Affordable Housing for All Account—State	
28	Appropriation. . . . .	(( <del>\$105,230,000</del> ))
29		<u>\$105,264,000</u>
30	Financial Fraud and Identity Theft Crimes	
31	Investigation and Prosecution Account—State	
32	Appropriation. . . . .	(( <del>\$2,671,000</del> ))
33		<u>\$2,678,000</u>
34	Low-Income Weatherization and Structural	
35	Rehabilitation Assistance Account—State	
36	Appropriation. . . . .	\$1,400,000
37	Statewide Tourism Marketing Account—State	
38	Appropriation. . . . .	\$3,034,000

1	Community and Economic Development Fee Account—State	
2	Appropriation. . . . .	(( <del>\$4,117,000</del> ))
3		<u>\$4,249,000</u>
4	Growth Management Planning and Environmental Review	
5	Fund—State Appropriation. . . . .	(( <del>\$5,785,000</del> ))
6		<u>\$9,303,000</u>
7	Liquor Revolving Account—State Appropriation. . . . .	(( <del>\$5,920,000</del> ))
8		<u>\$5,921,000</u>
9	Washington Housing Trust Account—State Appropriation. (( <del>\$20,455,000</del> ))	
10		<u>\$20,767,000</u>
11	Prostitution Prevention and Intervention Account—	
12	State Appropriation. . . . .	(( <del>\$26,000</del> ))
13		<u>\$146,000</u>
14	Public Facility Construction Loan Revolving Account—	
15	State Appropriation. . . . .	(( <del>\$1,229,000</del> ))
16		<u>\$1,277,000</u>
17	Model Toxics Control Stormwater Account—State	
18	Appropriation. . . . .	\$100,000
19	Dedicated Marijuana Account—State Appropriation	
20	(FY 2022). . . . .	\$1,813,000
21	Dedicated Marijuana Account—State Appropriation	
22	(FY 2023). . . . .	(( <del>\$1,809,000</del> ))
23		<u>\$3,200,000</u>
24	Andy Hill Cancer Research Endowment Fund Match	
25	Transfer Account—State Appropriation. . . . .	(( <del>\$11,711,000</del> ))
26		<u>\$50,281,000</u>
27	Community Preservation and Development Authority	
28	Account—State Appropriation. . . . .	\$500,000
29	Economic Development Strategic Reserve Account—State	
30	Appropriation. . . . .	\$2,798,000
31	Coronavirus State Fiscal Recovery Fund—Federal	
32	Appropriation. . . . .	(( <del>\$472,610,000</del> ))
33		<u>\$888,735,000</u>
34	<u>Energy Efficiency Account—State Appropriation. . . . .</u>	<u>\$9,000</u>
35	<u>Community Reinvestment Account—State Appropriation. . . . .</u>	<u>\$125,000,000</u>
36	TOTAL APPROPRIATION. . . . .	(( <del>\$2,716,086,000</del> ))
37		<u>\$3,501,850,000</u>

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

1 (1) Repayments of outstanding mortgage and rental assistance  
2 program loans administered by the department under RCW 43.63A.640  
3 shall be remitted to the department, including any current revolving  
4 account balances. The department shall collect payments on  
5 outstanding loans, and deposit them into the state general fund.  
6 Repayments of funds owed under the program shall be remitted to the  
7 department according to the terms included in the original loan  
8 agreements.

9 (2) \$3,000,000 of the general fund—state appropriation for fiscal  
10 year 2022 and (~~(\$3,000,000)~~) \$7,096,000 of the general fund—state  
11 appropriation for fiscal year 2023 are provided solely for a grant to  
12 resolution Washington to build statewide capacity for alternative  
13 dispute resolution centers and dispute resolution programs that  
14 guarantee that citizens have access to low-cost resolution as an  
15 alternative to litigation.

16 (3) \$375,000 of the general fund—state appropriation for fiscal  
17 year 2022 and \$375,000 of the general fund—state appropriation for  
18 fiscal year 2023 are provided solely for a grant to the retired  
19 senior volunteer program.

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

24 (5) \$375,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$375,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely as pass-through funding to Walla  
27 Walla Community College for its water and environmental center.

28 (6) \$4,304,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$4,304,000 of the general fund—state appropriation for  
30 fiscal year 2023 are provided solely for associate development  
31 organizations. During the 2021-2023 biennium, the department shall  
32 consider an associate development organization's total resources when  
33 making contracting and fund allocation decisions, in addition to the  
34 schedule provided in RCW 43.330.086. The department must distribute  
35 the funding as follows:

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

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

4 (7) \$5,907,000 of the liquor revolving account—state  
5 appropriation is provided solely for the department to contract with  
6 the municipal research and services center of Washington.

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

12 (9) Within existing resources, the department shall provide  
13 administrative and other indirect support to the developmental  
14 disabilities council.

15 (10) \$300,000 of the general fund—state appropriation for fiscal  
16 year 2022 and \$300,000 of the general fund—state appropriation for  
17 fiscal year 2023 are provided solely for the northwest agriculture  
18 business center.

19 (11) \$150,000 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 the regulatory roadmap  
22 program for the construction industry and to identify and coordinate  
23 with businesses in key industry sectors to develop additional  
24 regulatory roadmap tools.

25 (12) (~~(\$1,000,000)~~) \$750,000 of the general fund—state  
26 appropriation for fiscal year 2022 and (~~(\$1,000,000)~~) \$1,250,000 of  
27 the general fund—state appropriation for fiscal year 2023 are  
28 provided solely for the Washington new Americans program. The  
29 department may require a cash match or in-kind contributions to be  
30 eligible for state funding.

31 (13) \$643,000 of the general fund—state appropriation for fiscal  
32 year 2022 and \$643,000 of the general fund—state appropriation for  
33 fiscal year 2023 are provided solely for the department to contract  
34 with a private, nonprofit organization to provide developmental  
35 disability ombuds services.

36 (14) \$1,000,000 of the home security fund—state appropriation,  
37 \$2,000,000 of the Washington housing trust account—state  
38 appropriation, and \$1,000,000 of the affordable housing for all  
39 account—state appropriation are provided solely for the department of

1 commerce for services to homeless families and youth through the  
2 Washington youth and families fund.

3 (15) \$2,000,000 of the home security fund—state appropriation is  
4 provided solely for the administration of the grant program required  
5 in chapter 43.185C RCW, linking homeless students and their families  
6 with stable housing.

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

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

32 (17) \$557,000 of the general fund—state appropriation for fiscal  
33 year 2022 and \$557,000 of the general fund—state appropriation for  
34 fiscal year 2023 are provided solely for the department to design and  
35 administer the achieving a better life experience program.

36 (18) The department is authorized to suspend issuing any  
37 nonstatutorily required grants or contracts of an amount less than  
38 \$1,000,000 per year.



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

7 (20) \$60,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$60,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely for the department to submit the  
10 necessary Washington state membership dues for the Pacific Northwest  
11 economic region.

12 (21) (~~(\$2,000,000)~~) \$2,200,000 of the general fund—state  
13 appropriation for fiscal year 2022 and (~~(\$2,000,000)~~) \$4,000,000 of  
14 the general fund—state appropriation for fiscal year 2023 are  
15 provided solely for the department to contract with organizations and  
16 attorneys to provide either legal representation or referral services  
17 for legal representation, or both, to indigent persons who are in  
18 need of legal services for matters related to their immigration  
19 status. Persons eligible for assistance under any contract entered  
20 into pursuant to this subsection must be determined to be indigent  
21 under standards developed under chapter 10.101 RCW. Of the amounts  
22 provided in this section, \$200,000 of the general fund—state  
23 appropriation for fiscal year 2022 and \$2,000,000 of the general fund  
24 —state appropriation for fiscal year 2023 must be used for pro bono  
25 or low bono legal services to assist indigent Washington residents,  
26 who were temporarily paroled into the United States in 2021 or 2022,  
27 with asylum applications or other matters related to adjusting  
28 immigration status.

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

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

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

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

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

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

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

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

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

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

20 (24) (a) \$125,000 of the general fund—state appropriation for  
21 fiscal year 2022 and (~~(\$125,000)~~) \$2,143,000 of the general fund—  
22 state appropriation for fiscal year 2023 are provided solely for the  
23 office of homeless youth to fund program models that prevent youth  
24 from exiting public systems into homelessness.

25 (b) Of the amounts provided in this subsection (24), \$500,000 of  
26 the general fund—state appropriation for fiscal year 2023 is provided  
27 to assist young adults discharging from inpatient behavioral health  
28 treatment facilities to obtain housing. By June 30, 2023, the  
29 department shall submit a report to the legislature on the outcomes  
30 for participants of the program funded in this subsection (24) (b).

31 (25) (~~(\$3,000,000)~~) \$2,408,000 of the general fund—state  
32 appropriation for fiscal year 2022 and (~~(\$5,000,000)~~) \$5,592,000 of  
33 the general fund—state appropriation for fiscal year 2023 are  
34 provided solely for the office of homeless youth to build  
35 infrastructure and services to support a continuum of interventions,  
36 including but not limited to prevention, crisis response, and long-  
37 term housing, to reduce youth homelessness in communities identified  
38 as part of the anchor community initiative.

1 (26) \$2,125,000 of the general fund—state appropriation for  
2 fiscal year 2022 and \$2,125,000 of the general fund—state  
3 appropriation for fiscal year 2023 are provided solely for the office  
4 of homeless youth to contract with one or more nonprofit  
5 organizations to provide youth services and young adult housing on a  
6 multi-acre youth campus located in the city of Tacoma. Youth services  
7 include, but are not limited to, HOPE beds and crisis residential  
8 centers to provide temporary shelter and permanency planning for  
9 youth under the age of 18. Young adult housing includes, but is not  
10 limited to, rental assistance and case management for young adults  
11 ages 18 to 24. The department shall submit an annual report to the  
12 legislature on the use of the funds. The first report is due June 30,  
13 2022, and each June 30th thereafter. The report shall include but is  
14 not limited to:

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

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

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

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

22 (27) \$62,720,000 of the general fund—state appropriation for  
23 fiscal year 2022, \$65,330,000 of the general fund—state appropriation  
24 for fiscal year 2023, and \$2,610,000 of the coronavirus state fiscal  
25 recovery fund—federal appropriation are provided solely for the  
26 essential needs and housing support program and related services. The  
27 department may use a portion of the funds provided in this subsection  
28 to continue the pilot program established in section 127(106) of  
29 chapter 357, Laws of 2020, by providing grants to participating  
30 counties who request additional funding in order to continue serving  
31 participating and eligible clients.

32 (28) \$1,436,000 of the general fund—state appropriation for  
33 fiscal year 2022 and \$1,436,000 of the general fund—state  
34 appropriation for fiscal year 2023 are provided solely for the  
35 department to identify and invest in strategic growth areas, support  
36 key sectors, and align existing economic development programs and  
37 priorities. The department must consider Washington's position as the  
38 most trade-dependent state when identifying priority investments. The  
39 department must engage states and provinces in the northwest as well

1 as associate development organizations, small business development  
2 centers, chambers of commerce, ports, and other partners to leverage  
3 the funds provided. Sector leads established by the department must  
4 include the industries of: (a) Aerospace; (b) clean technology and  
5 renewable and nonrenewable energy; (c) wood products and other  
6 natural resource industries; (d) information and communication  
7 technology; (e) life sciences and global health; (f) maritime; and  
8 (g) military and defense. The department may establish these sector  
9 leads by hiring new staff, expanding the duties of current staff, or  
10 working with partner organizations and or other agencies to serve in  
11 the role of sector lead.

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

15 (30) \$198,000 of the general fund—state appropriation for fiscal  
16 year 2022 and \$198,000 of the general fund—state appropriation for  
17 fiscal year 2023 are provided solely to retain a behavioral health  
18 facilities siting administrator within the department to coordinate  
19 development of effective behavioral health housing options and  
20 provide technical assistance in siting of behavioral health treatment  
21 facilities statewide to aide in the governor's plan to discharge  
22 individuals from the state psychiatric hospitals into community  
23 settings. This position must work closely with the local government  
24 legislative authorities, planning departments, behavioral health  
25 providers, health care authority, department of social and health  
26 services, and other entities to facilitate linkages among disparate  
27 behavioral health community bed capacity-building efforts. This  
28 position must work to integrate building behavioral health treatment  
29 and infrastructure capacity in addition to ongoing supportive housing  
30 benefits.

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

1 (32) \$1,500,000 of the general fund—state appropriation for  
2 fiscal year 2022, (~~(\$1,500,000)~~) \$2,580,000 of the general fund—state  
3 appropriation for fiscal year 2023 and \$4,500,000 of the home  
4 security fund—state appropriation are provided solely for the  
5 consolidated homeless grant program.

6 (a) (~~(Of the amounts provided in this subsection, \$4,500,000 of  
7 the home security fund state appropriation is provided solely for  
8 permanent supportive housing targeted at those families who are  
9 chronically homeless and where at least one member of the family has  
10 a disability. The department will also connect these families to  
11 medicaid supportive services.)~~) Of the amounts appropriated in this  
12 subsection, \$1,080,000 of the general fund—state appropriation for  
13 fiscal year 2023 is provided to create a bridge period for  
14 individuals enrolled in the foundational community supports  
15 initiative who are transitioning off benefits under RCW 74.04.805 due  
16 to increased income or other changes in eligibility. The health care  
17 authority, department of social and health services, and department  
18 of commerce shall collaborate on this effort.

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

26 (33) (~~(\$11,711,000)~~) \$50,281,000 of the Andy Hill cancer research  
27 endowment fund match transfer account—state appropriation is provided  
28 solely for the Andy Hill cancer research endowment program. Amounts  
29 provided in this subsection may be used for grants and administration  
30 costs.

31 (34) \$550,000 of the general fund—state appropriation for fiscal  
32 year 2022 and (~~(\$150,000)~~) \$550,000 of the general fund—state  
33 appropriation for fiscal year 2023 are provided solely for the  
34 operations of the long-term care ombudsman program.

35 (35) \$100,000 of the general fund—state appropriation for fiscal  
36 year 2022 and \$100,000 of the general fund—state appropriation for  
37 fiscal year 2023 are provided solely for the department to produce  
38 the biennial report identifying a list of projects to address

1 incompatible developments near military installations as provided in  
2 RCW 43.330.520.

3 (36) \$35,000,000 of the home security fund—state appropriation is  
4 provided solely for increasing local temporary shelter capacity. The  
5 amount provided in this subsection is subject to the following  
6 conditions and limitations:

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

10 (i) A strategy for outreach to bring currently unsheltered  
11 individuals into shelter;

12 (ii) Strategies for connecting sheltered individuals to services  
13 including but not limited to: Behavioral health, chemical dependency,  
14 education or workforce training, employment services, and permanent  
15 supportive housing services;

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

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

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

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

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

34 (c) The department shall not reimburse more than \$10,000 per  
35 shelter bed prior to occupancy, for costs associated with creating  
36 additional shelter capacity or improving existing shelters to improve  
37 occupancy rates and successful outcomes. Eligible costs prior to  
38 occupancy include acquisition, construction, equipment, staff costs,  
39 and other costs directly related to creating additional shelter  
40 capacity.

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

9 (37) (~~(\$1,007,000)~~) \$950,000 of the general fund—state  
10 appropriation for fiscal year 2022 and (~~(\$1,007,000)~~) \$1,064,000 of  
11 the general fund—state appropriation for fiscal year 2023 are  
12 provided solely for the department to administer a transitional  
13 housing pilot program for nondependent homeless youth. In developing  
14 the pilot program, the department will work with the adolescent unit  
15 within the department of children, youth, and families, which is  
16 focused on cross-system challenges impacting youth, including  
17 homelessness.

18 (38) \$300,000 of the general fund—state appropriation for fiscal  
19 year 2022 and \$300,000 of the general fund—state appropriation for  
20 fiscal year 2023 are provided solely for the department to establish  
21 representation in key international markets that will provide the  
22 greatest opportunities for increased trade and investment for small  
23 businesses in the state of Washington. Prior to entering into any  
24 contract for representation, the department must consult with  
25 associate development organizations and other organizations and  
26 associations that represent small business, rural industries, and  
27 disadvantaged business enterprises.

28 (39) \$80,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$80,000 of the general fund—state appropriation for  
30 fiscal year 2023 are provided solely for the department to establish  
31 an identification assistance and support program to assist homeless  
32 persons in collecting documentation and procuring an identicard  
33 issued by the department of licensing. This program may be operated  
34 through a contract for services. The program shall operate in one  
35 county west of the crest of the Cascade mountain range with a  
36 population of one million or more and one county east of the crest of  
37 the Cascade mountain range with a population of five hundred thousand  
38 or more.

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

11 (41) \$100,000 of the model toxics control stormwater account—  
12 state appropriation is provided solely for planning work related to  
13 stormwater runoff at the aurora bridge and I-5 ship canal bridge.  
14 Planning work may include, but is not limited to, coordination with  
15 project partners, community engagement, conducting engineering  
16 studies, and staff support.

17 (42) \$100,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$100,000 of the general fund—state appropriation for  
19 fiscal year 2023 are provided solely for a grant to assist people  
20 with limited incomes in urban areas of the state start and sustain  
21 small businesses. The grant recipient must be a nonprofit  
22 organization involving a network of microenterprise organizations and  
23 professionals to support micro entrepreneurship and access to  
24 economic development resources.

25 (43) \$500,000 of the community preservation and development  
26 authority account—state/operating appropriation is provided solely  
27 for the operations of the Pioneer Square-International District  
28 community preservation and development authority established in RCW  
29 43.167.060.

30 (44) \$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 for grants and associated  
33 technical assistance and administrative costs to foster collaborative  
34 partnerships that expand child care capacity in communities. Eligible  
35 applicants include nonprofit organizations, school districts,  
36 educational service districts, and local governments. These funds may  
37 be expended only after the approval of the director of the department  
38 of commerce and must be used to support planning and activities that  
39 help communities address the shortage of child care, prioritizing



1 partnerships serving in whole or in part areas identified as child  
2 care access deserts.

3 (45) (~~(\$255,000,000)~~) \$278,476,000 of the general fund—federal  
4 appropriation (ARPA) and \$403,000,000 of the coronavirus state fiscal  
5 recovery account—federal appropriation are provided solely for the  
6 department to administer an emergency rental assistance program. The  
7 department shall distribute funding in the form of grants to local  
8 housing providers. In making distributions, the department must  
9 consider the number of unemployed persons and renters in each  
10 jurisdiction served by the provider as well as consider any funding  
11 that jurisdiction, including cities within each county, received  
12 directly from the federal government for emergency rental assistance.  
13 Of the amounts provided in this subsection:

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

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

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

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

11 (46) \$7,500,000 of the general fund—state appropriation for  
12 fiscal year 2022 is provided solely for the department to provide  
13 grants to entities that provide digital navigator services, devices,  
14 and subscriptions. These services must include but are not limited to  
15 one-on-one assistance for people with limited access to services,  
16 including individuals seeking work, families supporting students,  
17 English language learners, medicaid clients, people experiencing  
18 poverty, and elders. Of the amounts provided in this subsection, the  
19 department must prioritize allocating \$1,500,000 as grants or  
20 portions of grants that serve medicaid clients.

21 (47) \$240,000 of the general fund—state appropriation for fiscal  
22 year 2022 and \$240,000 of the general fund—state appropriation for  
23 fiscal year 2023 are provided solely for the operations of the  
24 Central district community preservation and development authority  
25 established in RCW 43.167.070.

26 (48) \$607,000 of the general fund—state appropriation for fiscal  
27 year 2022 and \$607,000 of the general fund—state appropriation for  
28 fiscal year 2023 are provided solely for the department to assist  
29 homeowners at risk of foreclosure pursuant to chapter 61.24 RCW.  
30 Funding provided in this section may be used for activities to  
31 prevent mortgage or tax lien foreclosure, housing counselors, a  
32 foreclosure prevention hotline, legal services for low-income  
33 individuals, mediation, and other activities that promote  
34 homeownership. The department may contract with other foreclosure  
35 fairness program state partners to carry out this work.

36 (49) \$100,000 of the general fund—state appropriation for fiscal  
37 year 2022 and \$100,000 of the general fund—state appropriation for  
38 fiscal year 2023 are provided solely for the department to contract  
39 with a nonprofit entity located in Seattle that focuses on poverty

1 reduction and racial equity to convene and staff a poverty reduction  
2 workgroup steering committee comprised of individuals that have lived  
3 experience with poverty. Funding provided in this section may be used  
4 to reimburse steering committee members for travel, child care, and  
5 other costs associated with participation in the steering committee.

6 (50) \$29,255,000 of the general fund—federal appropriation (CRF)  
7 and (~~(\$230,000,000)~~) \$284,200,000 of the general fund—federal  
8 appropriation (CRRSA), not to exceed the amount appropriated in  
9 section 3, chapter 3, Laws of 2021, that is unobligated at the end of  
10 fiscal year 2021, are provided solely for rental assistance and  
11 housing and are subject to the same terms and conditions as the  
12 appropriation in section 3, chapter 3, Laws of 2021, as amended in  
13 section 1905 of this act.

14 (51) \$4,800,000 of the general fund—federal appropriation (CRF),  
15 not to exceed the amount appropriated in section 4, chapter 3, Laws  
16 of 2021, that is unobligated at the end of fiscal year 2021, is  
17 provided solely for working Washington grants and is subject to the  
18 same terms and conditions as the appropriation in section 4, chapter  
19 3, Laws of 2021.

20 (52) \$1,602,000 of the general fund—state appropriation for  
21 fiscal year 2022 and \$1,174,000 of the general fund—state  
22 appropriation for fiscal year 2023 are provided solely for the  
23 statewide broadband office established in RCW 43.330.532.

24 (53) \$450,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$450,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for a grant to a nonprofit  
27 organization for an initiative to advance affordable housing projects  
28 and education centers on public or tax-exempt land. The department  
29 must award the grant to an organization with an office located in the  
30 city of Seattle that has experience in catalyzing early learning and  
31 affordable housing developments. The grant recipient must use the  
32 funding to:

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

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

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

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

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

8 (54) \$2,000,000 of the general fund—state appropriation for  
9 fiscal year 2022 (~~is~~) and \$2,000,000 of the general fund—state  
10 appropriation for fiscal year 2023 are provided solely for a grant to  
11 a nonprofit organization located in King county to operate a hunger  
12 relief response program serving individuals living in permanent  
13 supportive housing.

14 (55) \$75,000 of the general fund—state appropriation for fiscal  
15 year 2022 is provided solely for a grant to a nonprofit organization  
16 located in the city of Federal Way that conducts collaborative policy  
17 development and provides access to resources and consultation to  
18 historically disadvantaged communities. The grant funding must be  
19 used for capacity-building activities to support community-based  
20 organizations serving youth and young adults in the city of Federal  
21 Way.

22 (56) \$400,000 of the general fund—state appropriation for fiscal  
23 year 2022 and \$400,000 of the general fund—state appropriation for  
24 fiscal year 2023 are provided solely for capacity-building grants  
25 through the Latino community fund for emergency response services,  
26 educational programs, and human services support for children and  
27 families in rural and underserved communities.

28 (57) \$12,000,000 of the coronavirus state fiscal recovery fund—  
29 federal appropriation is provided solely for a single contract with  
30 the non-profit statewide tourism marketing organization that is party  
31 to the contract pursuant to RCW 43.384.020. The funds will be used to  
32 assist recovery for tourism-related businesses, generate tourism  
33 demand for Washington communities and businesses, and sustain  
34 recovery market share with competing Western states. The department  
35 and the contractor shall submit a report to the legislature June 30,  
36 2022, and June 30, 2023.

37 (58) \$354,000 of the general fund—state appropriation for fiscal  
38 year 2022 and \$354,000 of the general fund—state appropriation for  
39 fiscal year 2023 are provided solely for a grant to the Port Gamble

1 S'Klallam tribe for a reentry program providing tailored support  
2 services to moderate-needs and high-needs individuals leaving local  
3 or tribal incarceration, with the goals of reducing criminal  
4 recidivism and fostering community wellbeing. Services may be  
5 provided to clients pre-release and post-release.

6 (59) (~~(\$347,000)~~) \$217,000 of the general fund—state  
7 appropriation for fiscal year 2022 and (~~(\$347,000)~~) \$477,000 of the  
8 general fund—state appropriation for fiscal year 2023 are provided  
9 solely for a grant to a nonprofit organization serving King and  
10 Snohomish counties for a program conducted in partnership with King  
11 county serving criminal justice-involved individuals who have  
12 experienced domestic, sexual, or gender-based violence. The grant  
13 recipient may use the funding for costs including but not limited to  
14 legal advocacy, outreach, connecting clients to housing and other  
15 resources, data analytics, and staffing.

16 (60) \$50,000 of the general fund—state appropriation for fiscal  
17 year 2022 is provided solely for the city of Kent to contract with  
18 one or more nonprofit organizations to serve community immersion law  
19 enforcement trainees through mentorship or community-based placement,  
20 or both.

21 (61) \$400,000 of the general fund—state appropriation for fiscal  
22 year 2022 and \$400,000 of the general fund—state appropriation for  
23 fiscal year 2023 are provided solely for the office of homeless youth  
24 to administer a competitive grant process to award funding to  
25 licensed youth shelters, HOPE centers, and crisis residential centers  
26 to provide behavioral health support services for youth in crisis.

27 (62) \$950,000 of the general fund—state appropriation for fiscal  
28 year 2022 is provided solely for a grant to a nonprofit located in  
29 King county that develops training and support for low-income  
30 individuals, with a focus on women and people of color, to move into  
31 the construction industry for living wage jobs. The grant funding  
32 must be used to develop a pre-apprenticeship program that, through  
33 the construction of units, integrates housing and workforce  
34 development in service of the following goals:

- 35 (a) Creating a blueprint to integrating workforce development and  
36 housing for local jurisdictions;
- 37 (b) Providing construction training to underserved populations;
- 38 (c) Creating a pathway for trainees to enter construction  
39 careers; and

1 (d) Addressing the systemic effects of sexism and racism in  
2 housing, wealth, education, training, employment, and career  
3 development.

4 (63) \$50,000 of the general fund—state appropriation for fiscal  
5 year 2022 and \$50,000 of the general fund—state appropriation for  
6 fiscal year 2023 are provided solely for a grant to a nonprofit  
7 organization operating an emergency shelter located in the Yakima  
8 valley for case management, outreach, and other homeless services.

9 (64) \$350,000 of the general fund—state appropriation for fiscal  
10 year 2022 and \$150,000 of the general fund—state appropriation for  
11 fiscal year 2023 are provided solely for a grant to a nonprofit  
12 organization for activities to advance affordable housing. The grant  
13 recipient must be an organization that partners in equitable,  
14 transit-oriented development. The grant recipient must use the  
15 funding to:

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

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

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

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

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

30 (65) \$700,000 of the general fund—state appropriation for fiscal  
31 year 2022 and \$700,000 of the general fund—state appropriation for  
32 fiscal year 2023 are provided solely for a nonprofit organization  
33 whose sole purpose is to provide grants, capacity building, and  
34 technical assistance support to a network of microenterprise  
35 development organizations. The microenterprise development  
36 organizations will support rural and urban Black, indigenous and  
37 people of color owned businesses, veteran owned businesses, and  
38 limited resourced and other hard to serve businesses with five or

1 fewer employees throughout the state with business training,  
2 technical assistance, and microloans.

3 (66) \$1,175,000 of the general fund—state appropriation for  
4 fiscal year 2022 and \$175,000 of the general fund—state appropriation  
5 for fiscal year 2023 are provided solely for the department to  
6 support implementation of the 2021 state energy strategy as it  
7 pertains to emissions from energy use in new and existing buildings,  
8 including measures to support local government emission reductions,  
9 workforce measures, and utility electrification benefits.

10 (67) \$125,000 of the general fund—state appropriation for fiscal  
11 year 2022 and \$125,000 of the general fund—state appropriation for  
12 fiscal year 2023 are provided solely for the department to identify  
13 and develop effective interventions and responses to primary and  
14 secondary workplace trauma experienced by direct service staff who  
15 work in homeless shelters, homeless outreach, and permanent  
16 supportive housing. The department must collect data through methods  
17 such as surveys, interviews, and small group conversations, and  
18 engage interested parties, including but not limited to direct  
19 service staff. The department may contract with a third party to  
20 complete the work required in this subsection. By June 1, 2023, the  
21 department shall submit a report identifying interventions and  
22 providing recommendations to the appropriate committees of the  
23 legislature.

24 (68)(a) \$340,000 of the general fund—state appropriation for  
25 fiscal year 2022 and \$85,000 of the general fund—state appropriation  
26 for fiscal year 2023 are provided solely for the department to  
27 contract with the University of Washington college of built  
28 environments to create a database and reporting system for promoting  
29 transparency on procurement of building materials that make up the  
30 primary structure and enclosure used for state-funded construction  
31 projects. The department and university may use publicly available  
32 information and data sources as well as consult with outside experts  
33 to create the database. The database may include fields for  
34 environmental product declarations, product quantity, manufacturer  
35 location, global warming potential, health certifications, supplier  
36 codes of conduct, and working conditions.

37 (b) When developing the reporting system required under (a) of  
38 this subsection, the department and the University of Washington must  
39 conduct a case study analysis. In conducting the analysis, the

1 department and the university must identify up to 10 case studies of  
2 publicly funded projects and analyze considerations including but not  
3 limited to cost impacts, materials procured, embodied carbon  
4 contribution to reducing greenhouse gas emissions, and supply chain  
5 considerations. By January 1, 2022, the department and the university  
6 shall submit a progress report on the case study analysis to the  
7 legislature. By November 1, 2022, the department and the university  
8 shall submit a final report to the legislature with findings from the  
9 case study analysis and recommendations for the reporting system  
10 based on lessons learned.

11 (69) \$175,000 of the general fund—state appropriation for fiscal  
12 year 2022 and \$175,000 of the general fund—state appropriation for  
13 fiscal year 2023 are provided solely for a grant to a nonprofit  
14 organization to provide job readiness skills and training to  
15 traditionally underrepresented populations to support the transition  
16 to a registered apprenticeship, trade training, or employment. The  
17 grant recipient must be a nonprofit organization serving  
18 traditionally underrepresented populations in King and Pierce  
19 counties, with a focus on youth development programs. The grant  
20 funding must be used for activities including but not limited to  
21 counseling and training in support of the goals of:

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

24 (b) Increasing participants' workforce and life balance skills;  
25 and

26 (c) Increasing participants' specialized skills and knowledge in  
27 targeted industries, including construction, urban agriculture, and  
28 maritime trades.

29 (70)(a) \$51,000 of the general fund—state appropriation for  
30 fiscal year 2022 and \$51,000 of the general fund—state appropriation  
31 for fiscal year 2023 are provided solely for the statewide broadband  
32 office to cofacilitate the Washington digital equity forum with the  
33 Washington state office of equity. The purpose of the forum is to  
34 develop recommendations to advance digital connectivity in Washington  
35 state. In developing its recommendations, the forum must:

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

38 (ii) Strengthen public-private partnerships;



1 (iii) Solicit public input through public hearings or  
2 informational sessions;

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

5 (v) Recommend reforms to universal service mechanisms.

6 (b) The directors of the governor's statewide broadband office  
7 and the Washington state office of equity are responsible for  
8 appointing participating members of the forum, and appointments  
9 require the approval of both directors. In making appointments, the  
10 directors must prioritize appointees representing:

11 (i) Federally recognized tribes;

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

13 (iii) Underserved and unserved communities, including  
14 historically disadvantaged communities.

15 (c) The director of the governor's statewide broadband office, or  
16 the director's designee, and the director of the Washington state  
17 office of equity, or the director's designee, shall serve as  
18 administrative cochairs of the forum.

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

22 (i) The speaker of the house of representatives must appoint one  
23 member from each of the two largest caucuses of the house of  
24 representatives; and

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

27 (e) Each member of the digital equity forum shall serve without  
28 compensation but may be reimbursed for travel expenses as authorized  
29 in RCW 43.03.050 and 43.03.060. Legislative members of the forum are  
30 reimbursed for travel expenses in accordance with RCW 44.04.120. (f)  
31 The statewide broadband office must provide staff support for the  
32 digital equity forum. By January 1, 2023, the statewide broadband  
33 office must transmit the recommendations of the digital equity forum  
34 developed under (a) of this subsection to the legislature, consistent  
35 with RCW 43.01.036.

36 (71) \$500,000 of the general fund—state appropriation for fiscal  
37 year 2022 is provided solely for grants to law enforcement agencies  
38 to implement group violence intervention strategies in areas with  
39 high rates of gun violence. Grant funding will be awarded to two  
40 sites, with priority given to Yakima county and south King county.

1 The sites must be located in areas with high rates of gun violence,  
2 include collaboration with the local leaders and community members,  
3 use data to identify the individuals most at risk to perpetrate gun  
4 violence for interventions, and include a component that connects  
5 individuals to services. In selecting the sites, the department must  
6 give priority to sites meeting these criteria that also can leverage  
7 existing local or federal resources.

8 (72) \$350,000 of the general fund—state appropriation for fiscal  
9 year 2022 is provided solely for a contract for a business recovery  
10 program serving the city of Federal Way and surrounding area. The  
11 contract recipient must be a nongovernmental organization located in  
12 the city of Federal Way whose primary focus is the economic  
13 development of the city of Federal Way and surrounding area. The  
14 contract funding must be used for:

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

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

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

24 (73) \$202,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$89,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for a grant to a nonprofit  
27 organization to provide emergency housing, permanent supportive  
28 housing, and wraparound services focusing on Black transgender and  
29 nonbinary individuals who are currently experiencing or at risk of  
30 homelessness. The grant recipient must be a nonprofit organization  
31 with locations in the cities of Seattle and Tacoma that provides  
32 legal and other services for LGBTQ individuals in Washington. The  
33 grant recipient may subgrant or subcontract with other organizations  
34 to provide emergency housing, permanent supportive housing, and  
35 wraparound services.

36 (74) \$125,000 of the general fund—state appropriation for fiscal  
37 year 2022 and \$125,000 of the general fund—state appropriation for  
38 fiscal year 2023 are provided solely for a grant to a nonprofit for a  
39 smart buildings education program to educate building owners and

1 operators on smart building practices and technologies, including the  
2 development of onsite and digital trainings that detail how to  
3 operate residential and commercial facilities in an energy efficient  
4 manner. The grant recipient must be located in a city with a  
5 population of more than 700,000 and must serve anyone within  
6 Washington with an interest in better understanding energy efficiency  
7 in commercial and institutional buildings.

8 (75) \$150,000 of the general fund—state appropriation for fiscal  
9 year 2022 and \$150,000 of the general fund—state appropriation for  
10 fiscal year 2023 are provided solely for the department to establish  
11 a sector lead position for the creative industries, including but not  
12 limited to the performing arts, literary arts, music, and film. The  
13 sector lead must work with interested parties to further the goals of  
14 creating economic development opportunities, retaining and growing  
15 jobs, and supporting small business development and expansion within  
16 the creative industries.

17 (76) \$221,920,000 of the home security fund—state appropriation  
18 and \$58,400,000 of the affordable housing for all account—state  
19 appropriation are provided solely for implementation of Engrossed  
20 Second Substitute House Bill No. 1277 (housing/revenue source). (~~If~~  
21 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
22 ~~this subsection shall lapse.~~) Of the amounts provided in this  
23 subsection:

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

27 (b) \$133,152,000 of the home security fund—state appropriation is  
28 provided solely for project-based vouchers and related services,  
29 rapid rehousing, housing acquisition, and supportive services for  
30 individuals and families accessing vouchers and rapid rehousing. Of  
31 the total amount provided in this subsection, at least \$20,000,000  
32 must be used for hotel and motel vouchers, rapid rehousing, and  
33 supportive services for individuals and families accessing vouchers  
34 and rapid rehousing.

35 (77) \$59,000 of the general fund—state appropriation for fiscal  
36 year 2022 and \$696,000 of the general fund—state appropriation for  
37 fiscal year 2023 are provided solely for implementation of Engrossed  
38 Second Substitute House Bill No. 1086 (behavioral health consumers).

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

3 (78) \$163,000 of the dedicated marijuana account—state  
4 appropriation for fiscal year 2022 and \$159,000 of the dedicated  
5 marijuana account—state appropriation for fiscal year 2023 are  
6 provided solely for implementation of Engrossed Substitute House Bill  
7 No. 1443 (cannabis industry/equity). ~~((If the bill is not enacted by~~  
8 ~~June 30, 2021, the amounts provided in this subsection shall lapse.))~~

9 (79) \$298,000 of the general fund—state appropriation for fiscal  
10 year 2022 and \$404,000 of the general fund—state appropriation for  
11 fiscal year 2023 are provided solely for implementation of Engrossed  
12 Second Substitute House Bill No. 1220 (emergency shelters & housing).  
13 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~  
14 ~~in this subsection shall lapse.))~~

15 (80) ~~((\$306,000))~~ \$121,000 of the general fund—state  
16 appropriation for fiscal year 2022 and ~~((\$483,000))~~ \$668,000 of the  
17 general fund—state appropriation for fiscal year 2023 are provided  
18 solely for implementation of Engrossed Second Substitute Senate Bill  
19 No. 5237 (child care & early dev. exp.). ~~((If the bill is not enacted~~  
20 ~~by June 30, 2021, the amounts provided in this subsection shall~~  
21 ~~lapse.))~~

22 (81) \$21,000 of the general fund—state appropriation for fiscal  
23 year 2022 and \$42,000 of the general fund—state appropriation for  
24 fiscal year 2023 are provided solely for implementation of Engrossed  
25 Third Substitute House Bill No. 1091 (transportation fuel/carbon).  
26 ~~((If the bill is not enacted by June 30, 2021, the amounts provided~~  
27 ~~in this subsection shall lapse.))~~

28 (82) \$42,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$42,000 of the general fund—state appropriation for  
30 fiscal year 2023 are provided solely for implementation of Second  
31 Substitute House Bill No. 1168 (long-term forest health). ~~((If the~~  
32 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
33 ~~subsection shall lapse.))~~

34 (83) \$2,798,000 of the economic development strategic reserve  
35 account manufacturing cluster acceleration subaccount—state  
36 appropriation is provided solely for implementation of Substitute  
37 House Bill No. 1170 (manufacturing). ~~((If the bill is not enacted by~~  
38 ~~June 30, 2021, the amount provided in this subsection shall lapse.))~~

1 (84) (~~(\$187,000,000)~~) \$173,000,000 of the general fund—federal  
2 appropriation (ARPA) (~~(is)~~) and \$4,500,000 of the general fund—state  
3 appropriation for fiscal year 2023 are provided solely for a  
4 homeowner assistance program to provide mortgage, foreclosure, and  
5 other assistance to eligible homeowners pursuant to P.L. 117-2. The  
6 department may subgrant or contract with other entities to provide  
7 assistance under the program. Of the amount provided in this  
8 subsection, (~~(\$13,000,000)~~) \$2,000,000 of the general fund—federal  
9 appropriation (ARPA) (~~(is)~~) and \$4,500,000 of the general fund—state  
10 appropriation for fiscal year 2023 are provided solely for  
11 foreclosure assistance.

12 (85) \$9,864,000 of the general fund—state appropriation for  
13 fiscal year 2022 and \$9,864,000 of the general fund—state  
14 appropriation for fiscal year 2023 are provided solely for long-term  
15 rental subsidies for individuals with mental health or substance use  
16 disorders. This funding may be used for individuals enrolled in the  
17 foundational community support program while waiting for a longer  
18 term resource for rental support or for individuals transitioning  
19 from behavioral health treatment facilities or local jails.  
20 Individuals who would otherwise be eligible for the foundational  
21 community support program but are not eligible because of their  
22 citizenship status may also be served. By December 1, 2021, and  
23 December 1, 2022, the department must submit a report identifying the  
24 expenditures and number of individuals receiving long-term rental  
25 supports through the agency budget broken out by region, treatment  
26 need, and the demographics of those served during the prior fiscal  
27 year.

28 (86) (a) \$50,000,000 of the coronavirus state fiscal recovery fund  
29 —federal appropriation is provided solely for the department to  
30 provide grants to small businesses through the working Washington  
31 grant program.

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

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

37 (ii) (~~(Have reported annual gross receipts of \$5,000,000 or less~~  
38 ~~to the department of revenue for calendar year 2019)) Have not~~

1 reported annual gross receipts of more than \$5,000,000 in the most  
2 recent calendar year;

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

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

8 (v) Have experienced a reduction in business income or activity  
9 related to COVID-19 or state or local actions in response to  
10 COVID-19; and

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

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

19 (i) Apply for the grant;

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

24 (iii) Demonstrate the business was actively engaged in business,  
25 and as a result of the governor's proclamations 20-25.8, issued on  
26 November 15, 2020, through 20-25.12 ("stay safe-stay healthy"),  
27 temporarily totally closed operations. Demonstration of active  
28 engagement in business can be given through but is not limited to  
29 taxable activity reported to the department of revenue. The  
30 department may use other methods to determine if this criterion has  
31 been met;

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

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

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

1 (d) Grant awards are subject to the availability of amounts  
2 appropriated in this subsection. The department must conduct outreach  
3 to underrepresented and unserved communities observed from prior  
4 rounds of awards. The department must ensure equitable distributions  
5 of grant funding, including considerations for geographic location  
6 and businesses owned by members of historically disadvantaged  
7 communities.

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

9 (ii) ~~((If a business received one or more working Washington  
10 small business grants before July 1, 2021, including grants provided  
11 pursuant to chapter 3, Laws of 2021, the grant awarded under this  
12 subsection must be reduced to reflect the amounts received from  
13 previous working Washington small business grants.))~~ If a business  
14 was awarded one or more working Washington small business grants  
15 after February 1, 2021, the grant award under this subsection may be  
16 reduced to reflect the amounts received from previous working  
17 Washington small business grants. The department may prioritize  
18 nonprofit organizations that have not yet received a grant under the  
19 working Washington small business grant program.

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

22 (i) Upgrading physical workplaces to adhere to new safety or  
23 sanitation standards;

24 (ii) Procuring required personal protective supplies for  
25 employees and business patrons and clients;

26 (iii) Updating business plans;

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

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

29 (vi) Securing inventory, supplies, and services for operations.

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

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

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

39 ~~((A))~~ \$25,000,000 for grants under (b) or (c) of this  
40 subsection to eligible businesses and nonprofit organizations in the

1 arts, heritage, and science sectors, including those that operate  
2 live entertainment venues (~~;~~ and

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

10 (87) \$138,000,000 of the general fund—federal appropriation  
11 (ARPA) is provided solely for the department to implement small  
12 business capital access and other credit support programs under the  
13 state small business credit initiative, pursuant to P.L. 117-2. The  
14 department may contract with other entities to implement the capital  
15 access program and other credit support programs. The department is  
16 highly encouraged to use local nonprofit community development  
17 financial institutions to deliver access to credit to the maximum  
18 extent allowed by federal law, rules, and guidelines. The department  
19 must apply for the maximum possible allocation of federal funding  
20 under P.L. 117-2, including but not limited to funds set aside for  
21 extremely small businesses and business enterprises owned and  
22 controlled by socially and economically disadvantaged individuals.  
23 The funding provided in this section also includes federal funds  
24 allocated to the state for technical assistance to businesses. The  
25 department must ensure businesses owned and controlled by socially  
26 and economically disadvantaged individuals, as defined in P.L. 117-2,  
27 have equitable access to program services.

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

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

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

38 (ii) Incurs eligible costs.

39 (c) Eligible costs are costs to provide emergency noncongregate  
40 sheltering that:



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

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

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

10 (e) The department must coordinate with the military department  
11 to confirm that grant recipients have applied to the federal  
12 emergency management agency public assistance program for costs  
13 identified in their grant application.

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

18 (89)(a) (~~(\$400,000)~~) \$225,000 of the general fund—state  
19 appropriation for fiscal year 2022 (~~(is)~~) and \$175,000 of the general  
20 fund—state appropriation for fiscal year 2023 are provided solely to  
21 conduct a comprehensive equity review of state capital grant programs  
22 administered by the department. The department may, in consultation  
23 with interested parties identified in subsection (d) of this section,  
24 contract with a consultant to assist with the community engagement  
25 and review necessary to complete this review process.

26 (b) The purposes of this comprehensive equity review are: To  
27 reduce barriers to historically underserved populations'  
28 participation in the capital grant programs; to redress inequities in  
29 existing capital grant policies and programs; and to improve the  
30 equitable delivery of resources and benefits in these programs.

31 (c) In completing the comprehensive equity review required under  
32 this section, the department shall: (i) Identify changes to policy  
33 and operational norms and practices in furtherance of the equity  
34 review purposes identified in (b) of this subsection; (ii) identify  
35 new investments and programs that prioritize populations and  
36 communities that have been historically underserved by capital grant  
37 policies and programs; and (iii) include consideration of historic  
38 and systemic barriers that may arise due to any of the following  
39 factors: (A) Race; (B) ethnicity; (C) religion; (D) income; (E)  
40 geography; (F) disability; and (G) educational attainment.

1 (d) The department must collaborate with the Washington state  
2 commission on African American affairs; the Washington state  
3 commission on Asian Pacific American affairs; the Washington state  
4 commission on Hispanic affairs; the governor's office of Indian  
5 affairs; the governor's committee on disability issues and  
6 employment; the office of equity; the office of minority and women's  
7 business enterprises; the environmental justice council if  
8 established by passage of Engrossed Second Substitute Senate Bill No.  
9 5141; and other interested parties as appropriate to develop and  
10 conduct a community engagement process to inform the review.

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

15 (90) (~~(\$23,000,000)~~) \$23,444,000 of the general fund—federal  
16 appropriation (ARPA) is provided solely for the HOME investment  
17 partnerships program pursuant to P.L. 117-2. Of the amount provided  
18 in this subsection, \$18,000,000 of the general fund—federal  
19 appropriation (ARPA) is provided solely for the department to issue  
20 competitive financial assistance to eligible organizations under RCW  
21 43.185A.040 for the acquisition and development of noncongregate  
22 shelter units, subject to the following conditions and limitations:

23 (a) Grants provided under this subsection may be used to acquire  
24 real property for quick conversion into noncongregate shelter units  
25 or for renovation and building update costs associated with  
26 establishment of the acquired facilities. Grants provided under this  
27 subsection may not be used for operating or maintenance costs  
28 associated with providing housing, supportive services, or debt  
29 service. For the purposes of this subsection, "noncongregate" shelter  
30 units means units provided in locations where each individual or  
31 household has living space that offers some level of privacy, such as  
32 hotels, motels, or dormitories.

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

35 (c) The department must establish criteria for the issuance of  
36 the grants, which must follow the guidelines and compliance  
37 requirements of the housing trust fund program and the federal HOME  
38 investment partnership program. The criteria must include:

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

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

4 (iii) A detailed estimate of the costs associated with opening  
5 the units; and

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

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

11 (i) The total number of applications and amount of funding  
12 requested; and

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

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

18 (91) \$391,000 of the general fund—state appropriation for fiscal  
19 year 2022 and \$391,000 of the general fund—state appropriation for  
20 fiscal year 2023 are provided solely for Pacific county to operate or  
21 participate in a drug task force to enhance coordination and  
22 intelligence while facilitating multijurisdictional criminal  
23 investigations.

24 (92) \$150,000 of the general fund—state appropriation for fiscal  
25 year 2022 is provided solely for a grant to a nonprofit organization  
26 providing housing services in western Washington to conduct a master  
27 planning process for the development of a family-centered drug  
28 treatment and housing program. The grant recipient must be a  
29 nonprofit organization that has experience administering a comparable  
30 program in another region of the state. The program must provide  
31 housing units for families with members who have substance use  
32 disorders and who are involved in the child welfare system, and  
33 services including but not limited to case management, counseling,  
34 substance use disorder treatment, and parenting skills classes. The  
35 program site must be located within or in close proximity to King  
36 county, and include living quarters for families, space for services,  
37 and childcare and play areas for children. The nonprofit must include  
38 housing developers, service providers, and other interested parties  
39 in the master planning process. By December 31, 2021, the nonprofit

1 must submit the plan to the department, the senate ways and means  
2 committee, and the house capital budget committee.

3 (93) \$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 grant to a nonprofit  
6 organization to assist fathers transitioning from incarceration to  
7 family reunification. The grant recipient must have experience  
8 contracting with the department of corrections to support offender  
9 betterment projects and the department of social and health services  
10 to provide access and visitation services.

11 (94) (~~(\$7,500,000)~~) \$4,000,000 of the general fund—state  
12 appropriation for fiscal year 2022 and (~~(\$2,500,000)~~) \$6,000,000 of  
13 the general fund—state appropriation for fiscal year 2023 are  
14 provided solely for grants to community organizations that serve  
15 historically disadvantaged populations to conduct outreach and assist  
16 community members in applying for state and federal assistance  
17 programs, including but not limited to those administered by the  
18 departments of social and health services; commerce; and children,  
19 youth, and families. By June 31, 2023, the department must provide to  
20 the appropriate committees of the legislature a detailed report of  
21 the activities funded in this subsection. The report must include but  
22 is not limited to:

23 (a) A list of grant recipients, their location, and the grant  
24 amount each received;

25 (b) Input from grantees on best practices for engagement with  
26 populations experiencing systemic inequities;

27 (c) Suggestions from the department and grant recipients on how  
28 to engage populations experiencing systemic inequities with future  
29 programming; and

30 (d) Other information and recommendations on need for this type  
31 of outreach work in future grant programs.

32 (95) \$375,000 of the general fund—state appropriation for fiscal  
33 year 2022 and \$375,000 of the general fund—state appropriation for  
34 fiscal year 2023 are provided solely for the department to accelerate  
35 implementation of the low-income rural home rehabilitation program by  
36 contracting with up to seven home rehabilitation agencies, as defined  
37 under WAC 365-175-030, in a variety of regions of the state. Funding  
38 provided in this subsection may be used by home rehabilitation  
39 agencies for program support in order to increase the number of

1 households participating in the program. Home rehabilitation agencies  
2 receiving funding under this subsection must provide the department  
3 with a summary of their direct and indirect costs associated with  
4 implementing the program.

5 (96) \$450,000 of the general fund—state appropriation for fiscal  
6 year 2022 is provided solely for pre-development activities for  
7 state-operated or contracted residential or supportive housing  
8 facilities at the Pacific hospital preservation and development  
9 authority buildings three through ten in Seattle, to help carry out  
10 Washington state's plans for new community-based residential  
11 facilities, including supportive housing. The facilities may be used  
12 for behavioral health, long-term care, developmentally disabled  
13 community housing, recovery residences, state-operated living  
14 alternatives, group homes, or family-centered substance use disorder  
15 recovery housing. The amounts provided in this subsection may be used  
16 for concept development, planning, lease payments, and other related  
17 expenses for pre-development of state- or nonprofit-operated  
18 residential facilities identified by the health care authority or the  
19 departments of social and health services, children, youth, and  
20 families, and commerce. The department is authorized to enter into a  
21 short-term lease, with an option to enter into a multiyear extension,  
22 for the Pacific hospital preservation and development authority  
23 quarters buildings three through ten.

24 (97) \$80,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$80,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for a grant to a nonprofit  
27 organization dedicated to supporting forest health restoration  
28 located in Okanogan county for work toward a biochar research and  
29 demonstration project and initial efforts toward full-size operation  
30 of an industrial-sized facility in the Methow valley.

31 (98) \$6,800,000 of the general fund—state appropriation for  
32 fiscal year 2022 ~~((and))~~, \$8,200,000 of the general fund—state  
33 appropriation for fiscal year 2023, and \$7,500,000 of the coronavirus  
34 state fiscal recovery fund—federal appropriation are provided solely  
35 ~~((for grants to crime victim services providers for victim assistance~~  
36 ~~programs. The department must distribute the funds in accordance with~~  
37 ~~the methodologies used to distribute federal victims of crime act~~  
38 ~~victim assistance funding))~~ to ensure continuity of crime victim  
39 services impacted by reductions in federal victims of crime act

1 funding and help address increased demand for crime victim services  
2 attributable to the COVID-19 pandemic. The department shall consult  
3 with crime victim service providers and other stakeholders to inform  
4 a plan to invest any amount above what is required to maintain  
5 existing services in immediate, short-term needs and in a manner that  
6 is consistent with the office of crime victims advocacy's state plan.

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

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

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

- 37 (i) Two county commissioners, one from east of the crest of the
- 38 Cascade mountains and one from west of the crest of the Cascade
- 39 mountains;

1 (ii) An owner of an aviation company and an owner of an aerospace  
2 company or their representatives;

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

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

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

11 (vi) The aerospace lead from the department of commerce or a  
12 representative of the department;

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

14 (viii) A representative of the military department;

15 (ix) A representative of the state board for community and  
16 technical colleges;

17 (x) Representatives from airport associations;

18 (xi) Representatives from an aviation and aerospace educational  
19 program; and

20 (xii) Representatives from both aviation and aerospace  
21 associations.

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

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

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

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

1 grow employment in Washington's aerospace sector. The department must  
2 submit the strategic plan to the appropriate committees of the  
3 legislature by June 30, 2023.

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

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

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

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

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

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

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

30 (c) The department must convene the first meeting of the work  
31 group by August 1, 2021. The department must submit a final report to  
32 the governor and appropriate committees of the legislature by August  
33 1, 2022. The final report must:

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

37 (ii) Evaluate the eligibility requirements, access, and use of  
38 state-funded down payment assistance funds, and their impact on  
39 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 in Yakima county, one site in south King county, and  
19 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)~~) \$951,000  
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 of the general fund—state  
19 appropriation for fiscal year 2022 and \$500,000 of the general fund—  
20 state appropriation for fiscal year 2023 are provided solely for  
21 grants awarded under this bill. (~~If the bill is not enacted by June~~  
22 ~~30, 2021, the amounts provided in this subsection shall lapse.~~)

23 (121) \$66,000 of the general fund—state appropriation for fiscal  
24 year 2022 is provided solely for implementation of Second Substitute  
25 Senate Bill No. 5183 (nonfatal strangulation). (~~If the bill is not~~  
26 ~~enacted by June 30, 2021, the amount provided in this subsection~~  
27 ~~shall lapse.~~)

28 (122) \$40,000 of the general fund—state appropriation for fiscal  
29 year 2022 is provided solely for implementation of Substitute Senate  
30 Bill No. 5126 (climate commitment). (~~If the bill is not enacted by~~  
31 ~~June 30, 2021, the amount provided in this subsection shall lapse.~~)

32 (123) \$2,500,000 of the general fund—state appropriation for  
33 fiscal year 2022 and \$2,500,000 of the general fund—state  
34 appropriation for fiscal year 2023 are provided solely for the  
35 department to administer a competitive grant program for grants to  
36 community-based programs to provide reentry services for formerly  
37 incarcerated persons and supports to facilitate successful  
38 transitions to the community. The department must work in  
39 collaboration with the statewide reentry council to administer the

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

8 (124) (~~(\$2,500,000)~~) \$2,000,000 of the general fund—state  
9 appropriation for fiscal year 2022 and (~~(\$2,500,000)~~) \$3,000,000 of  
10 the general fund—state appropriation for fiscal year 2023 are  
11 provided solely for the department to administer grants to diaper  
12 banks for the purchase of diapers, wipes, and other essential baby  
13 products, for distribution to families in need. The department must  
14 give priority to providers serving or located in marginalized, low-  
15 income communities or communities of color; and providers that help  
16 support racial equity.

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

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

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

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

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

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

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

36 (vi) Agree to operate in accordance with the requirements of  
37 applicable federal, state, and local public regulations including  
38 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) \$25,000,000 of the coronavirus state fiscal recovery fund—  
37 federal appropriation is provided solely to expand the low-income  
38 home energy assistance program. Funds provided in this subsection may  
39 be used to provide assistance to individuals applying for assistance

1 with income equal to or less than 300 percent of the federal poverty  
2 level.

3 (130) \$25,000,000 of the coronavirus state fiscal recovery fund—  
4 federal appropriation is provided solely to expand the low-income  
5 home water assistance program. The amount provided in this subsection  
6 may be used to provide assistance to individuals applying for  
7 assistance with income equal to or less than 300 percent of the  
8 federal poverty level.

9 (131) \$50,000,000 of the coronavirus state fiscal recovery fund—  
10 federal appropriation is provided solely for grants for public and  
11 private water, sewer, electric, and natural gas utilities to address  
12 low-income customer arrearages compounded by the COVID-19 pandemic  
13 and the related economic downturn that were accrued between March 1,  
14 2020, and December 31, 2021.

15 (a) By May 27, 2022, each utility that wishes to participate,  
16 must opt-in to the grant program by providing the department the  
17 following information:

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

20 (ii) Available information on arrearage balances of low-income  
21 customers, including customers who received assistance from the low-  
22 income home energy assistance program, low-income water assistance  
23 program, or ratepayer-funded assistance programs between April 1,  
24 2020, and March 31, 2022, as of March 31, 2022. If a utility does not  
25 have access to information regarding customer participation in these  
26 programs, the department must distribute funding to the community  
27 action program serving the same service area as the utility instead  
28 of the utility.

29 (b) In determining the amount of funding each utility may  
30 receive, the department must consider:

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

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

35 (iii) American community survey poverty data; and

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

38 (c) The department may retain up to one percent of the funding  
39 provided in this subsection to administer the program.

1 (d) Each utility shall disburse funds directly to customer  
2 accounts by December 31, 2022. Funding shall only be distributed to  
3 customers that have participated in the low-income home energy  
4 assistance program, low-income water assistance program, or  
5 ratepayer-funded assistance programs.

6 (e) Utilities may, but are not required to, work with other  
7 utilities or use community action agencies to administer these funds  
8 following the eligibility criteria for the low-income home energy  
9 assistance program and the low-income household water assistance  
10 program.

11 (f) By March 1, 2023, each utility who opted into the grant  
12 program must report to the department, utilities and transportation  
13 commission, and state auditor on how the funds were utilized and how  
14 many customers were supported.

15 (g) Utilities may account for and recover in rates administrative  
16 costs associated with the disbursement of funds provided in this  
17 subsection.

18 (132) \$10,000,000 of the general fund—state appropriation for  
19 fiscal year 2023 is provided to the department for grants for  
20 updating and implementing comprehensive plans and development  
21 regulations in order to implement the requirements of the growth  
22 management act.

23 (a) Up to \$500,000 per biennium may be allocated as grant funding  
24 to local jurisdictions. Awards must be based on a formula, determined  
25 by the department, to ensure that grants are distributed equitably  
26 among cities and counties. Grants must be used primarily to fund the  
27 review and update requirements for counties and cities required by  
28 RCW 36.70A.130. Funding provided on this formula basis shall cover  
29 additional county and city costs, if applicable, to implement chapter  
30 254, Laws of 2021.

31 (b) Up to \$500,000 per biennium may be allocated toward growth  
32 management policy research and development or to assess the ongoing  
33 effectiveness of existing growth management policy.

34 (c) Within the amounts not utilized under (a) and (b) of this  
35 subsection, the department shall establish a competitive grant  
36 program to implement requirements of the growth management act.

37 (d) The department must develop a process for consulting with  
38 local governments, affected stakeholders, and the legislature to  
39 establish emphasis areas for competitive grant distribution and for

1 research priorities. The department must complete a report on  
2 emphasis areas and research priorities by June 30, 2023.

3 (133) \$4,500,000 of the general fund—state appropriation for  
4 fiscal year 2022 is provided solely for a grant to the city of  
5 Seattle for deposit into the Skagit environmental endowment fund to  
6 support the protection of the headwaters of the Skagit river  
7 watershed through the acquisition of land, mining, and/or timber  
8 rights. This grant must be matched by nonstate sources.

9 (134) \$40,600,000 of the coronavirus state fiscal recovery fund—  
10 federal appropriation is provided solely for grants to local  
11 jurisdictions, or nonprofit entities within those jurisdictions, that  
12 are engaged in a memorandum of understanding with state agencies  
13 regarding the reduction of the number of persons residing on public  
14 rights of way by transitioning them to permanent housing solutions.  
15 Funding may be used to provide outreach, shelter, transportation, and  
16 other services needed to assist individuals residing on public rights  
17 of way to secure permanent housing.

18 (135) \$125,000,000 of the community reinvestment account—state  
19 appropriation is provided solely for community reinvestment grants to  
20 eligible entities.

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

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

28 (ii) Post conviction relief and case assistance, including the  
29 expungement of criminal records and vacation of criminal convictions;

30 (iii) Community-based violence intervention and prevention  
31 services; and

32 (iv) Reentry services to facilitate successful transitions for  
33 persons formerly incarcerated in an adult correctional facility or  
34 juvenile residential facility in Washington.

35 (b) The department is encouraged to distribute funding to the  
36 four reinvestment areas described in (a) of this subsection rapidly  
37 using existing programs and networks. Any funding not distributed  
38 within existing programs and networks must ensure the following:



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

4 (ii) The projects or programs do not require continuing state  
5 support;

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

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

11 (vi) The expenditure is accompanied by additional public or  
12 private investment.

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

16 (d) The distribution of the grants under this subsection (135)  
17 must be conducted in collaboration with the governor's office of  
18 Indian affairs, the office of equity, and "by and for community  
19 organizations" as defined by the department of commerce and the  
20 office of equity.

21 (136) \$7,000,000 of the general fund—state appropriation for  
22 fiscal year 2023 is provided solely for the department to conduct  
23 outreach activities for the working families tax exemption  
24 established in RCW 82.08.0206 and the federal earned income tax  
25 credit. The legislature intends for this expenditure to be one-time.  
26 Of the amounts provided in this subsection:

27 (a) \$4,800,000 of the general fund—state appropriation for fiscal  
28 year 2023 is provided solely for grants to community-based  
29 organizations to conduct outreach activities and application  
30 assistance for individuals eligible for the working families tax  
31 exemption. In awarding the funds, the department must award grants to  
32 at least two community-based organizations in each county. Of the  
33 amounts provided in this subsection (a), 25 percent must be used for  
34 outreach activities serving tribal and urban Indian communities,  
35 communities of color, and households in rural areas.

36 (b) \$2,000,000 of the general fund—state appropriation for fiscal  
37 year 2023 is provided solely for grants to community-based  
38 organizations to conduct outreach activities and application  
39 assistance for individuals eligible for the working families tax

1 exemption who file or may be eligible to file using a valid  
2 individual taxpayer identification number. Grant recipients may also  
3 use grant funds to assist individuals in obtaining valid individual  
4 tax identification numbers.

5 (c) \$200,000 of the general fund—state appropriation for fiscal  
6 year 2023 is provided solely for the department to provide oversight,  
7 technical assistance, and training for grant recipients; conduct  
8 language access activities; create a statewide outreach plan; and for  
9 other administrative costs.

10 (137) \$4,092,000 of the general fund—state appropriation for  
11 fiscal year 2023 is provided solely for implementation of Senate Bill  
12 No. 5566 (independent youth housing). If the bill is not enacted by  
13 June 30, 2022, the amount provided in this subsection shall lapse.

14 (138) \$7,300,000 of the general fund—state appropriation for  
15 fiscal year 2023 is provided solely to increase funding for the  
16 community services block grant program. Distribution of these funds  
17 to community action agencies shall prioritize racial equity and  
18 undoing inequity from historic underinvestment in Black, indigenous,  
19 and people of color and rural communities.

20 (139) \$1,124,000 of the general fund—state appropriation for  
21 fiscal year 2023 is provided solely for a grant to expand health care  
22 access points with increased services from Tubman center for health  
23 and freedom to address disparate health outcomes of Black  
24 Washingtonians.

25 (140) \$3,335,000 of the general fund—state appropriation for  
26 fiscal year 2022 and \$2,223,000 of the general fund—state  
27 appropriation for fiscal year 2023 are provided solely for a grant to  
28 Snohomish county to stabilize newly arriving Afghan refugees.

29 (141) \$300,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$300,000 of the general fund—state appropriation for  
31 fiscal year 2023 are provided solely for a grant to a peer-led  
32 community and hospitality space located in south King county to  
33 expand services for women engaging in the sex trade.

34 (142) \$125,000 of the general fund—state appropriation for fiscal  
35 year 2022 and \$125,000 of the general fund—state appropriation for  
36 fiscal year 2023 are provided solely for a grant to a nonprofit  
37 organization to develop a K-12 school building ventilation technical  
38 assistance, outreach, and education program. The grant recipient must  
39 be located in a city with a population of more than 700,000 and must

1 have experience administering a statewide technical assistance,  
2 outreach, and education program for building operators.

3 (143) \$500,000 of the general fund—state appropriation for fiscal  
4 year 2022 is provided solely for a grant to a Tacoma-based nonprofit  
5 dental clinic with a location in unincorporated Pierce county to  
6 continue to provide dental services to low-income youth.

7 (144) \$92,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$93,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely for a grant to a nonprofit  
10 organization within the city of Tacoma for social services and  
11 educational programming to assist Latinx, Spanish speaking, and  
12 indigenous communities in addressing domestic violence. Funding can  
13 be used to provide client advocacy as well as safe housing, costs of  
14 appropriate expenses during the course of trauma, and overcoming  
15 barriers to social, political, racial, economic, and cultural  
16 community development.

17 (145) \$120,000 of the general fund—state appropriation for fiscal  
18 year 2023 is provided solely for a grant to a nonprofit resource  
19 center in King county that provides sexual assault advocacy services,  
20 therapy services, and prevention and outreach to begin a three-year,  
21 multigrade sexual violence prevention program in the Renton school  
22 district.

23 (146) \$350,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$150,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for a grant to a Tacoma-based  
26 nonprofit multicultural center to support the operations of food bank  
27 networks and to be reimbursed for equipment purchased for  
28 preventative maintenance on food bank network buildings.

29 (147) \$3,000,000 of the general fund—state appropriation for  
30 fiscal year 2023 is provided solely for a grant to a statewide  
31 nonprofit organization whose sole purpose is to provide grants,  
32 training and capacity building, networking and resource coordination,  
33 and technical assistance to nonprofit microenterprise development  
34 organizations in Washington state that support small businesses.

35 (148) \$500,000 of the general fund—state appropriation for fiscal  
36 year 2022 is provided solely for a grant to a Kent-based, community-  
37 based nonprofit organization that serves culturally and  
38 linguistically diverse families of persons with developmental and  
39 intellectual disabilities for predevelopment funds to accelerate the

1 production of new affordable housing and a multicultural community  
2 center.

3 (149) \$400,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for a grant to a Tacoma-based business  
5 center that supports women and minority-owned businesses to expand  
6 outreach in underserved communities, providing targeted assistance  
7 where needed. Funding may also be used to collaborate the department,  
8 the Washington economic development association, and others to  
9 develop a more effective and efficient service delivery system for  
10 Washington's women and minority-owned small businesses.

11 (150) \$1,000,000 of the general fund—state appropriation for  
12 fiscal year 2023 is provided solely for a grant to a business center  
13 that provides confidential, no-cost, one-on-one, client-centered  
14 assistance to small businesses to expand outreach in underserved  
15 communities, especially Black, indigenous, and people of color-owned  
16 businesses, providing targeted assistance where needed. Funding may  
17 also be used to collaborate the department, the Washington economic  
18 development association, and others to develop a more effective and  
19 efficient service delivery system for Washington's women and  
20 minority-owned small businesses.

21 (151) \$200,000 of the general fund—state appropriation for fiscal  
22 year 2023 is provided solely for the office of homeless youth  
23 prevention and protection programs to colead a prevention work group  
24 with the department of children, youth, and families. The work group  
25 must focus on preventing youth and young adult homelessness and other  
26 related negative outcomes. The work group shall consist of members  
27 representing the department of social and health services, the  
28 employment security department, the health care authority, the office  
29 of the superintendent of public instruction, the Washington student  
30 achievement council, the interagency work group on homelessness,  
31 community-based organizations, and young people and families with  
32 lived experience of housing instability, child welfare involvement,  
33 justice system involvement, or inpatient behavioral health  
34 involvement.

35 (a) The work group shall help guide implementation of:

36 (i) The state's strategic plan on prevention of youth  
37 homelessness;

38 (ii) Chapter 157, Laws of 2018 (SSB 6560);

39 (iii) Chapter 312, Laws of 2019 (E2SSB 5290);

1 (iv) Efforts to reform family reconciliation services; and  
2 (v) Other state initiatives addressing the prevention of youth  
3 homelessness.

4 (b) The office of homeless youth prevention and protection  
5 programs must use the amounts provided in this subsection to contract  
6 with a community-based organization to support the involvement with  
7 the work group of young people and families with lived experience of  
8 housing instability, child welfare involvement, justice system  
9 involvement, or inpatient behavioral health involvement. The  
10 community-based organization must serve and be substantially governed  
11 by marginalized populations. The amounts provided in this subsection  
12 must supplement private funding to support the work group.

13 (152) \$2,000,000 of the general fund—state appropriation for  
14 fiscal year 2023 is provided solely for a grant to a maritime  
15 education nonprofit that will support outreach, recruitment, and  
16 maritime educational experiences at the new maritime high school in  
17 the highline public school district including developing mentorship  
18 and internship programs. Funds may be used to support the school's  
19 growth to full enrollment of 400 students, to pursue enrollment that  
20 reflects the diversity of the district, to aid recruitment activities  
21 that will include partnering with regional middle schools including  
22 hands-on learning experiences on vessels, and to support curriculum  
23 that gives students STEM skills and pathways to maritime careers,  
24 including in the sciences, vessel operations and design, and marine  
25 construction.

26 (153) \$200,000 of the general fund—state appropriation for fiscal  
27 year 2023 is provided solely to strengthen capacity of the keep  
28 Washington working act work group established in RCW 43.330.510.

29 (154) \$250,000 of the general fund—state appropriation for fiscal  
30 year 2022 is provided solely for the transportation demand management  
31 program at the canyon park subarea in the city of Bothell.

32 (155) \$300,000 of the general fund—state appropriation for fiscal  
33 year 2023 is provided solely for the department to report how the  
34 department will collect demographic and geographic information from  
35 organizations who receive direct or indirect grants from the  
36 department.

37 (a) The department may contract to complete the report. The  
38 department must collaborate with the one Washington enterprise  
39 resource planning team to determine what demographic and geographic

1 data elements would be consistent with data elements in the extended  
2 financials and procurement phase of one Washington.

3 (b) The report must also include accurate cost and time estimates  
4 needed to collect the demographic and geographic information from  
5 department grantees and their subgrantees. The department must  
6 consult with the work group established in section 116(13) of this  
7 act to ensure that demographic tracking information can be used to  
8 help create an accurate definition of "by and for organizations." The  
9 department must report to the legislature by June 30, 2023. The  
10 report must include, but is not limited to, the following  
11 information:

12 (i) The cost and time required for the department to revise  
13 current grant agreements to collect demographic and geographic data;

14 (ii) The cost and time required for the department to incorporate  
15 the collection of demographic and geographic data into future grant  
16 agreements;

17 (iii) The cost and time required for the department to align  
18 demographic and geographic data points to the one Washington program  
19 to serve as a data collection system and repository of demographic  
20 and geographic data on all department grant agreements;

21 (iv) In addition to the one Washington program, an analysis of  
22 other information technology systems that can serve as a unified  
23 single data collection system and repository for demographic and  
24 geographic data on all department grant agreements. This analysis  
25 should compare and contrast the efficiency and effectiveness of each  
26 system with the capabilities, cost, and timeliness of using the one  
27 Washington program for this purpose; and

28 (v) Recommendations on grants that should be excluded from the  
29 responsibility to collect demographic and geographic data.

30 (156) \$88,000 of the general fund—state appropriation for fiscal  
31 year 2023 is provided solely for a grant to a Seattle-based nonprofit  
32 that teaches math using hands-on learning experiences and  
33 collaborates with community partners to create equity-based,  
34 culturally relevant math education opportunities.

35 (157) \$35,000,000 of the coronavirus state fiscal recovery fund—  
36 federal appropriation is provided solely for the department to  
37 provide a grant to a public facility district created under chapter  
38 36.100 RCW that can document losses of more than \$200,000,000 in  
39 cumulative anticipated tax, event, and marketing revenues in 2020,  
40 2021, and 2022, including lost revenue due to cancellations or a

1 reduction of participants in conventions that would have been hosted  
2 in Washington state, less grants or loans from federal and state  
3 government programs. Eligible public facilities districts may receive  
4 a maximum \$35,000,000 grant. Public facility districts must provide  
5 the department with financial records that document the lost revenue  
6 to be eligible to receive a grant.

7 (158) \$7,500,000 of the coronavirus state fiscal recovery fund—  
8 federal appropriation is provided solely to increase existing grantee  
9 contracts providing rental or housing subsidy and services for  
10 eligible tenants in housing and homeless programs. The department  
11 will work with stakeholders and grantees to increase current  
12 contracts and distribute funds to account for increases in housing  
13 and services costs across the state.

14 (159) \$1,000,000 of the general fund—state appropriation for  
15 fiscal year 2023 is provided solely for a program to build capacity  
16 and promote the development of nonprofit community land trust  
17 organizations in the state. Funds shall be granted by the department  
18 to one or more nonprofit organizations with technical expertise on  
19 community land trusts. These funds shall be used to provide technical  
20 assistance and training to help community land trusts increase the  
21 production of affordable housing.

22 (160) \$15,000,000 of the coronavirus state fiscal recovery fund—  
23 federal appropriation is provided solely for a grant program to  
24 reimburse lodging establishments that have experienced losses during  
25 the state's eviction moratorium pursuant to the governor's  
26 proclamations. The department must work with impacted lodging  
27 establishments to develop criteria for the administration of this  
28 grant program. The department will verify actual eligible losses to  
29 be reimbursed. Actual eligible losses include room charges not paid  
30 by persons who stayed during the moratorium, any legal expenses  
31 incurred by lodging establishments as a result of the moratorium, and  
32 any repair expenses directly attributed to damages to rooms. For the  
33 purposes of this subsection (160), "lodging establishment" means a  
34 hotel, motel, or similar establishment taxable by the state under  
35 chapter 82.08 RCW that has 40 or more lodging units.

36 (161) (a) \$200,000 of the general fund—state appropriation for  
37 fiscal year 2023 is provided solely for the department to conduct a  
38 cost-benefit analysis on the use of agrivoltaic and green roof  
39 systems on projected new buildings with a floor area of 10,000 square

1 feet or larger to be developed over the next 20 years in communities  
2 of 50,000 or greater. The department shall consult with the  
3 department of ecology, private sector representatives, and an  
4 organization that has experience conducting cost-benefit analyses on  
5 green roofing. The cost-benefit analysis must include:

6 (i) The impact of widespread green and agrivoltaic roof  
7 installation on stormwater runoff and water treatment facilities in  
8 communities with a population of greater than 50,000;

9 (ii) Potential water quality and peak flow benefits of widespread  
10 green and agrivoltaic roof installation;

11 (iii) Public health impacts;

12 (iv) Air quality impacts;

13 (v) Reductions in fossil fuel use for buildings with agrivoltaic  
14 systems;

15 (vi) Energy efficiency of buildings with agrivoltaic systems;

16 (vii) Job creation; and

17 (viii) Agrivoltaic installation and maintenance costs.

18 (b) The department shall submit the report to the energy policy  
19 and fiscal committees of the legislature by June 30, 2023, that  
20 includes, but is not limited to:

21 (i) The results of the cost-benefit analysis in (a) of this  
22 subsection;

23 (ii) Recommendations on how agrivoltaic and green roofs can be  
24 integrated into new and existing building code requirements related  
25 to stormwater codes, energy codes, and the transition away from  
26 natural gas;

27 (iii) An examination of existing programs at the city and county  
28 level in Washington state;

29 (iv) A description of the policy components and framework for  
30 green and agrivoltaic roof policies and related incentive programs;  
31 and

32 (v) Incentive recommendations for building owners who cover more  
33 than 50 percent of the roof surface with a green or agrivoltaic roof.

34 (162) \$300,000 of the general fund—state appropriation for fiscal  
35 year 2023 is provided solely for a grant to a community-based  
36 organization in Whatcom county for a program that connects local food  
37 producers with retail and wholesale consumers.

38 (163) \$60,000 of the general fund—state appropriation for fiscal  
39 year 2023 is provided solely for a grant to Yakima county to contract



1 with a Yakima-based nonprofit organization to complete the planning  
2 and development of a community wildfire protection plan.

3 (164) \$300,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for implementation of Second Substitute  
5 Senate Bill No. 5241 (economic inclusion). If the bill is not enacted  
6 by June 30, 2022, the amount provided in this subsection shall lapse.

7 (165) \$3,500,000 of the growth management planning and  
8 environmental review account—state appropriation is provided solely  
9 for implementation of Senate Bill No. 5312 (transit-oriented  
10 development). If the bill is not enacted by June 30, 2022, the amount  
11 provided in this subsection shall lapse.

12 (166) \$1,091,000 of the general fund—state appropriation for  
13 fiscal year 2023 is provided solely for implementation of Substitute  
14 Senate Bill No. 5910 (hydrogen). If the bill is not enacted by June  
15 30, 2022, the amount provided in this subsection shall lapse.

16 (167) \$1,400,000 of the general fund—state appropriation for  
17 fiscal year 2023 is provided solely for a grant to a Seattle-based  
18 nonprofit organization to provide technical assistance to local  
19 governments to ensure that they are appropriately applying current  
20 laws and guidelines to ensure a fair, predictable public works  
21 bidding process and to provide bid preparation technical assistance  
22 to small businesses.

23 (168) \$1,637,000 of the general fund—state appropriation for  
24 fiscal year 2023 is provided solely for implementation of Substitute  
25 Senate Bill No. 5722 (greenhouse gases/buildings). If the bill is not  
26 enacted by June 30, 2022, the amount provided in this subsection  
27 shall lapse.

28 (169) \$5,000,000 of the coronavirus state fiscal recovery fund—  
29 federal appropriation is provided solely for a grant program to  
30 assist businesses registered with the department of revenue under RCW  
31 82.32.030 that are dependent on the economic activity created through  
32 conventions hosted in Washington state to maintain their operations.

33 (a) To be eligible for a grant under this subsection, the  
34 business must:

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

36 (ii) Have reported annual gross receipts of \$100,000,000 or less  
37 to the department of revenue for calendar year 2019;

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

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

6 (v) Have experienced a reduction in business income or activity  
7 related to COVID-19 or state or local actions in response to  
8 COVID-19;

9 (vi) Have met one or more of the following criteria:

10 (A) Hosted a convention in Washington;

11 (B) Have a business that provided support services to conventions  
12 in Washington; or

13 (C) Have a business that depends on the function of conventions  
14 to sell goods and services in Washington state; and

15 (vii) Agree to operate in accordance with the requirements of  
16 applicable federal, state, and local public health guidance and  
17 directives.

18 (b) The grant award shall equal the loss in revenue between 2019  
19 and 2021 due to a cancellation or a reduction of participants in a  
20 convention hosted in Washington state in 2020 or 2021, less grants or  
21 loans from federal and state government programs, and may not exceed  
22 \$500,000.

23 (c) Eligible participants must provide the department of commerce  
24 with:

25 (i) Financial records from 2019 that can provide a basis for  
26 revenue received from convention activity in Washington state prior  
27 to the COVID-19 outbreak; and

28 (ii) Financial records from 2020 and 2021 that show a reduction  
29 in gross revenue received from convention activity in Washington  
30 state during the COVID-19 outbreak.

31 (d) If a business received one or more working Washington small  
32 business grants, the grant awarded under this subsection must be  
33 reduced to reflect the amounts received from previous working  
34 Washington small business grants.

35 (170) \$8,500,000 of the coronavirus state fiscal recovery fund—  
36 federal appropriation is provided solely to build a mapping and  
37 forecasting tool that provides locations and information on charging  
38 and refueling infrastructure as required in chapter 300, Laws of  
39 2021. The department shall collaborate with the interagency electric  
40 vehicle coordinating council established in Engrossed Substitute

1 Senate Bill No. 5974 (transportation resources) when developing the  
2 tool and must work to meet benchmarks established in Engrossed  
3 Substitute Senate Bill No. 5974 (transportation resources).

4 (171) \$69,500,000 of the coronavirus state fiscal recovery fund—  
5 federal appropriation is provided solely for a grant program for the  
6 development of electric vehicle charging infrastructure in rural  
7 areas, office buildings, multifamily housing, ports, schools and  
8 school districts, and state and local government offices.

9 (a) Grants in this subsection are provided solely for projects  
10 that provide a benefit to the public through development,  
11 demonstration, and deployment of clean energy technologies that save  
12 energy and reduce energy costs, reduce harmful air emissions, or  
13 increase energy independence for the state.

14 (b) Projects that receive funds under this subsection must be  
15 implemented by local governments, federally recognized tribal  
16 governments, or by public and private electrical utilities that serve  
17 retail customers in the state. Grant funding must be used for level 2  
18 or higher charging infrastructure.

19 (c) The department must give preference to projects that provide  
20 level 3 or higher charging infrastructure.

21 (d) The department of commerce must coordinate with other  
22 electrification programs, including projects the department of  
23 transportation is developing, to determine the most effective  
24 distribution of the systems. The department must also collaborate  
25 with the interagency electric vehicle coordinating council  
26 established in Engrossed Substitute Senate Bill No. 5974  
27 (transportation resources) to implement this subsection and must work  
28 to meet benchmarks established in Engrossed Substitute Senate Bill  
29 No. 5974 (transportation resources).

30 (172) \$75,000,000 of the coronavirus state fiscal recovery fund—  
31 federal appropriation is provided solely for grants to increase solar  
32 deployment and installation of battery storage in community buildings  
33 to enhance grid resiliency and provide backup power for critical  
34 needs, such as plug load and refrigeration for medication, during  
35 outages. Eligible uses of the amounts provided in this subsection  
36 include, but are not limited to, planning and predevelopment work  
37 with vulnerable, highly impacted, and rural communities. For the  
38 purposes of this subsection "community buildings" means K-12 schools,  
39 community colleges, community centers, recreation centers, libraries,

1 tribal buildings, government buildings, and other publicly owned  
2 infrastructure.

3 (173) \$20,000,000 of the coronavirus state fiscal recovery fund—  
4 federal appropriation is provided solely for a grant program to  
5 provide solar and battery storage community solar projects for public  
6 assistance organizations serving low-income communities.

7 (a) Grants are not to exceed \$20,000 per community solar project  
8 and are not to exceed 100 percent of the cost of the project, taking  
9 into account any federal tax credits or other federal or nonfederal  
10 grants or incentives that the program is benefiting from.

11 (b) Priority must be given to projects sited on "preferred sites"  
12 such as rooftops, structures, existing impervious surfaces,  
13 landfills, brownfields, previously developed sites, irrigation canals  
14 and ponds, stormwater collection ponds, industrial areas, dual-use  
15 solar projects that ensure ongoing agricultural operations, and other  
16 sites that do not displace critical habitat or productive farmland.

17 (c) For the purposes of this subsection "low-income" has the same  
18 meaning as provided in RCW 19.405.020 and "community solar project"  
19 means a solar energy system that: Has a direct current nameplate  
20 capacity that is greater than 12 kilowatts but no greater than 199  
21 kilowatts; and has, at minimum, either two subscribers or one low-  
22 income service provider subscriber.

23 (174) \$20,000,000 of the coronavirus state fiscal recovery fund—  
24 federal appropriation is provided solely for additional working  
25 Washington grants to eligible businesses and nonprofit organizations  
26 under subsection (86)(i) of this section.

27 (175) \$200,000 of the general fund—state appropriation for fiscal  
28 year 2023 is provided solely for implementation of Engrossed  
29 Substitute Senate Bill No. 5758 (condominium conversions). If the  
30 bill is not enacted by June 30, 2022, the amount provided in this  
31 subsection shall lapse.

32 (176) \$217,000 of the general fund—state appropriation for fiscal  
33 year 2023 is provided solely for implementation of Senate Bill No.  
34 5825 (rental and vacant property registration). If the bill is not  
35 enacted by June 30, 2022, the amount provided in this subsection  
36 shall lapse.

37 (177) \$404,000 of the general fund—state appropriation for fiscal  
38 year 2023 is provided solely for implementation of Engrossed Second  
39 Substitute Senate Bill No. 5803 (wildfires/electric utilities). If

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

3 (178) \$87,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for implementation of Substitute Senate  
5 Bill No. 5760 (motion picture program). If the bill is not enacted by  
6 June 30, 2022, the amount provided in this subsection shall lapse.

7 (179) \$10,759,000 of the general fund—state appropriation for  
8 fiscal year 2023 is provided solely for implementation of Substitute  
9 Senate Bill No. 5964 (local permit review process) and includes  
10 funding for the implementation of a digital permitting process work  
11 group. If the bill is not enacted by June 30, 2022, the amount  
12 provided in this subsection shall lapse. Of the amount provided in  
13 this subsection:

14 (a) \$5,000,000 of the general fund—state appropriation for fiscal  
15 year 2023 is provided solely for a consolidated permit review grant  
16 program; and

17 (b) \$5,000,000 of the general fund—state appropriation for fiscal  
18 year 2023 is provided solely for a grant program for local  
19 governments to update their permit review process from paper filing  
20 systems to software systems capable of processing digital permit  
21 applications, virtual inspections, electronic reviews, and capacity  
22 for video storage.

23 (180) \$1,054,000 of the coronavirus state fiscal recovery fund—  
24 federal appropriation is provided solely for implementation of  
25 Engrossed Substitute Senate Bill No. 5974 (transportation resources).  
26 If the bill is not enacted by June 30, 2022, the amount provided in  
27 this subsection shall lapse.

28 (181) \$1,191,000 of the dedicated marijuana account—state  
29 appropriation for fiscal year 2023 is provided solely for  
30 implementation of Engrossed Second Substitute Senate Bill No. 5796  
31 (cannabis revenue). If the bill is not enacted by June 30, 2022, the  
32 amount provided in this subsection shall lapse.

33 (182) \$200,000 of the coronavirus state fiscal recovery fund—  
34 federal appropriation is provided solely for a grant to a Tacoma-  
35 based automotive museum as businesses assistance to address COVID-19  
36 pandemic impacts to revenues from decreased attendance and loss of  
37 other revenue generating opportunities.

38 (183) \$15,729,000 of the general fund—state appropriation for  
39 fiscal year 2023 and \$11,271,000 of the coronavirus state fiscal

1 recovery fund—federal appropriation are provided solely for the  
2 landlord mitigation program created in RCW 43.31.605(1).

3 (184) \$500,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for the developmental disabilities  
5 council to partner with racially diverse communities across the state  
6 to facilitate the development and implementation of recommendations  
7 on ways to reduce barriers and access for individuals with  
8 disabilities from immigrant communities, communities of color, and  
9 other underserved communities and to build the capacity of the  
10 Northstar coalition. No later than June 30, 2023, the developmental  
11 disabilities council, in collaboration with the office of equity,  
12 interested stakeholders, and intellectually and developmentally  
13 disabled individuals and their families, shall prepare a racial  
14 equity plan for ongoing policy development within the service  
15 delivery system of the developmental disabilities administration.

16 (185) \$3,000,000 of the general fund—state appropriation for  
17 fiscal year 2023 is provided solely for housing assistance for  
18 victims of human trafficking. The department must allocate funding  
19 through contracts with service providers that have current contracts  
20 with the office of crime victims advocacy to provide services for  
21 victims of human trafficking. A provider must use at least 80 percent  
22 of contracted funds for rental payments to landlords and the  
23 remainder for other program operation costs, including services  
24 addressing barriers to acquiring housing that are common for victims  
25 of human trafficking.

26 (186) \$63,000 of the general fund—state appropriation for fiscal  
27 year 2023 is provided solely for implementation of Engrossed  
28 Substitute Senate Bill No. 5544 (blockchain work group).

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

31 **FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL**

32	General Fund—State Appropriation (FY 2022) . . . . .	(\$903,000)
33		<u>\$907,000</u>
34	General Fund—State Appropriation (FY 2023) . . . . .	(\$964,000)
35		<u>\$998,000</u>
36	Lottery Administrative Account—State Appropriation. . . . .	\$50,000
37	TOTAL APPROPRIATION. . . . .	(\$1,917,000)
38		<u>\$1,955,000</u>

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

3 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

4	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$16,022,000</del> ))
5		<u>\$15,934,000</u>
6	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$15,819,000</del> ))
7		<u>\$20,180,000</u>
8	General Fund—Federal Appropriation. . . . .	(( <del>\$32,507,000</del> ))
9		<u>\$33,470,000</u>
10	General Fund—Private/Local Appropriation. . . . .	\$531,000
11	Economic Development Strategic Reserve Account—State	
12	Appropriation. . . . .	(( <del>\$329,000</del> ))
13		<u>\$333,000</u>
14	Workforce Education Investment Account—State	
15	Appropriation. . . . .	\$100,000
16	Personnel Service Account—State Appropriation. . . . .	(( <del>\$23,431,000</del> ))
17		<u>\$18,058,000</u>
18	Higher Education Personnel Services Account—State	
19	Appropriation. . . . .	\$1,497,000
20	Statewide Information Technology System	
21	Development (( <del>Maintenance and Operations</del> ))	
22	Revolving Account—State Appropriation. . . . .	(( <del>\$102,037,000</del> ))
23		<u>\$97,509,000</u>
24	Office of Financial Management Central Service	
25	Account—State Appropriation. . . . .	(( <del>\$21,945,000</del> ))
26		<u>\$22,958,000</u>
27	<u>Statewide Information Technology System Maintenance</u>	
28	<u>    and Operations Revolving Account—State</u>	
29	<u>    Appropriation. . . . .</u>	<u>\$4,609,000</u>
30	Performance Audits of Government Account—State	
31	Appropriation. . . . .	(( <del>\$672,000</del> ))
32		<u>\$695,000</u>
33	Coronavirus State Fiscal Recovery Fund—Federal	
34	Appropriation. . . . .	(( <del>\$1,560,000</del> ))
35		<u>\$1,607,000</u>
36	<u>Thurston County Capital Facilities Account—State</u>	
37	<u>    Appropriation. . . . .</u>	<u>\$208,000</u>
38	TOTAL APPROPRIATION. . . . .	(( <del>\$216,450,000</del> ))
39		<u>\$217,689,000</u>

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

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

10 (i) The number of Washington college grant and college bound  
11 recipients;

12 (ii) Persistence and completion rates of Washington college grant  
13 recipients and college bound recipients, disaggregated by institution  
14 of higher education;

15 (iii) Washington college grant recipients grade point averages;  
16 and

17 (iv) Washington college grant and college bound scholarship  
18 program costs.

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

22 (2) \$100,000 of the workforce education investment account—state  
23 appropriation is provided solely to the office of financial  
24 management to implement career connected learning.

25 (3) (a) (~~(\$102,037,000)~~) \$97,428,000 of the information technology  
26 system development revolving account—state appropriation, \$4,609,000  
27 of the information technology system maintenance and operations  
28 revolving account—state appropriation, \$162,000 of the personnel  
29 services account—state appropriation, and \$162,000 of the office of  
30 financial management central services account—state appropriation are  
31 provided solely for the one Washington enterprise resource planning  
32 statewide program. Of this amount:

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



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

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

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

21 (v) \$9,153,000 of the information technology system development  
22 revolving account—state appropriation is provided solely for phase 1B  
23 (procurement and extended financials) in fiscal year (~~(2022)~~) 2023;

24 (vi) \$162,000 of the personnel services account—state  
25 appropriation is provided solely for a dedicated staff for phase 2  
26 (human resources) coordination; and

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

30 (b) Beginning July 1, 2021, the office of financial management  
31 shall provide written quarterly reports, within 30 calendar days of  
32 the end of each fiscal quarter, to legislative fiscal committees and  
33 the legislative evaluation and accountability program committee to  
34 include how funding was spent compared to the budget spending plan  
35 for the prior quarter by fiscal month and what the ensuing quarter  
36 budget will be by fiscal month. All reporting must be separated by  
37 phase of one Washington subprojects. The written report must also  
38 include:

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

3 (ii) A report on the contract full time equivalent charged  
4 compared to the budget spending plan by month for each contracted  
5 vendor and what the ensuing contract equivalent budget spending plan  
6 assumes by fiscal month;

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

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

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

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

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

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

24 (4) \$250,000 of the office of financial management central  
25 services account—state appropriation is provided solely for a  
26 dedicated information technology budget staff for the work associated  
27 with statewide information technology projects that are under the  
28 oversight of the office of the chief information officer. The staff  
29 will be responsible for providing a monthly financial report after  
30 each fiscal month close to fiscal staff of the senate ways and means  
31 and house appropriations committees to reflect at least:

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

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

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

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

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

4 (f) A projection of each information technology project spending  
5 compared to budget spending plan by fiscal month through the  
6 2021-2023 fiscal biennium, and a calculation of amount spent to date  
7 as a percentage of total project cost; and

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

10 (5) (~~(\$12,741,000)~~) \$6,741,000 of the personnel service account—  
11 state appropriation is provided solely for administration of orca  
12 pass benefits included in the 2021-2023 collective bargaining  
13 agreements and provided to nonrepresented employees. The office of  
14 financial management must bill each agency for that agency's  
15 proportionate share of the cost of orca passes. The payment from each  
16 agency must be deposited into the personnel service account and used  
17 to purchase orca passes. The office of financial management may  
18 consult with the Washington state department of transportation in the  
19 administration of these benefits.

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

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

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

37 (c) The office of financial management must, in collaboration  
38 with the department of enterprise services, identify and make  
39 recommendations on reduction in leased office space by agency for  
40 fiscal years 2024 and 2025. The analysis must include detailed

1 information on any reduced costs, such as lease contract costs, and  
2 include at least:

- 3 (i) Agency name;
- 4 (ii) Lease contract number and term (start and end date);
- 5 (iii) Contract amount by fiscal year; and
- 6 (iv) Current and future projected collocated agency tenants.

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

10 (8) \$105,000 of the general fund—state appropriation for fiscal  
11 year 2022 and \$68,000 of the general fund—state appropriation for  
12 fiscal year 2023 are provided solely for implementation of Engrossed  
13 Second Substitute Senate Bill No. 5163 (conditionally released  
14 sexually violent predators). ~~((If the bill is not enacted by June 30,~~  
15 ~~2021, the amounts provided in this subsection shall lapse.))~~

16 (9) \$79,000 of the general fund—state appropriation for fiscal  
17 year 2022 and \$79,000 of the general fund—state appropriation for  
18 fiscal year 2023 are provided solely for staffing for the sentencing  
19 guidelines commission.

20 ~~(10) (~~\$90,000 of the general fund—state appropriation for fiscal~~~~  
21 ~~year 2022 and ~~\$166,000 of the general fund—state appropriation for~~~~  
22 ~~fiscal year 2023 are provided solely for the office of financial~~  
23 ~~management to complete the following activities:~~

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

36 ~~(b) In developing the report under this section, the office of~~  
37 ~~financial management must consult with the appropriate local~~  
38 ~~governments, state agencies, federally recognized Indian tribes, and~~  
39 ~~stakeholders with subject matter expertise on environmental, land~~

1 use, and development laws including but not limited to cities,  
2 counties, ports, the department of ecology, the department of fish  
3 and wildlife, and the department of commerce.

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

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

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

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

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

15 ~~(iii) Recommendations on funding, incentives, technical~~  
16 ~~assistance, legal issues, monitoring, and use of scientific data, and~~  
17 ~~other applicable considerations to the integration of net ecological~~  
18 ~~gain into each environmental, development, and land use law or rule;~~  
19 ~~and~~

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

24 ~~(11) \$158,000))~~ \$45,000 of the general fund—state appropriation  
25 for fiscal year 2022 ~~((is))~~ and \$113,000 of the general fund—state  
26 appropriation for fiscal year 2023 are provided solely for the work  
27 of the office of financial management to conduct a feasibility study  
28 and make recommendations regarding the establishment of a system for  
29 streamlining the vacation of criminal conviction records in section  
30 953 of this act.

31 ~~((12))~~ (11)(a) \$150,000 of the general fund—state appropriation  
32 for fiscal year 2022 is provided solely for the office of financial  
33 management to provide recommendations, as described in (b) of this  
34 subsection, on the procedure for providing an equity impact statement  
35 for legislative proposals, and content and format requirements for  
36 the equity impact statement.

37 (b) By July 1, 2022, the office of financial management must  
38 submit a report to the governor, appropriate committees of the

1 legislature, and statutory commissions that details recommendations  
2 on:

3 (i) The procedure for providing an equity impact statement for  
4 legislative proposals;

5 (ii) The format and content requirements for the equity impact  
6 statement;

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

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

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

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

17 (d) The office of financial management must consult with the  
18 governor's interagency council on health disparities and the office  
19 of equity in developing the procedures, and content and format  
20 requirements.

21 (e) For purposes of this subsection, "statutory commission" means  
22 the Washington state commission on African American affairs  
23 established in chapter 43.113 RCW, the Washington state commission on  
24 Asian Pacific American affairs established in chapter 43.117 RCW, the  
25 Washington state commission on Hispanic affairs established in  
26 chapter 43.115 RCW, the Washington state women's commission  
27 established in chapter 43.119 RCW, the Washington state LGBTQ  
28 commission established in chapter 43.114 RCW, and the human rights  
29 commission established in chapter 49.60 RCW.

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

36 ~~(14))~~ (13) \$172,000 of the general fund—state appropriation for  
37 fiscal year 2022 and \$167,000 of the general fund—state appropriation  
38 for fiscal year 2023 are provided solely for implementation of  
39 Engrossed Second Substitute House Bill No. 1295 (institutional ed./

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

3 ~~(15) \$300,000)~~ (14) \$150,000 of the general fund—state  
4 appropriation for fiscal year 2022 and (~~(\$300,000)~~) \$450,000 of the  
5 general fund—state appropriation for fiscal year 2023 are provided  
6 solely for the office of financial management to assist the health  
7 care authority, the department of social and health services, and the  
8 department of health in coordinating efforts to transform the  
9 behavioral health system and improve the collection and availability  
10 of data. Within these amounts, the office must provide direction and  
11 ensure coordination between state agencies in the forecasting of  
12 forensic and long-term civil commitment beds, transition of civil  
13 long-term inpatient capacity from state hospital to community  
14 settings, and efforts to improve the behavioral health crisis  
15 response system. Sufficient funding within this section is provided  
16 for the staff support and other costs related to the crisis response  
17 improvement strategy committee established in section 104 of  
18 Engrossed Second Substitute House Bill No. 1477 (national 988  
19 system).

20 (15) \$40,000 of the general fund—state appropriation for fiscal  
21 year 2023 is provided solely for the office of financial management  
22 to review and report on vendor rates for services provided to low-  
23 income individuals at the department of children, youth, and  
24 families, the department of corrections, and the department of social  
25 and health services. The report must be submitted to the governor and  
26 the appropriate committees of the legislature by December 1, 2022,  
27 and must include review of, at least:

28 (a) The current rates for services by vendor;

29 (b) A history of increases to the rates since fiscal year 2010 by  
30 vendor;

31 (c) A comparison of how the vendor increases and rates compare to  
32 inflation; and

33 (d) A summary of the billing methodology for the vendor rates.

34 (16) \$72,000 of the general fund—state appropriation for fiscal  
35 year 2023 is provided solely for implementation of Engrossed Second  
36 Substitute Senate Bill No. 5036 (total confinement release). If the  
37 bill is not enacted by June 30, 2022, the amount provided in this  
38 subsection shall lapse.

1 (17) \$193,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely for implementation of Engrossed  
3 Substitute Senate Bill No. 5847 (public employee PSLF info.). If the  
4 bill is not enacted by June 30, 2022, the amount provided in this  
5 subsection shall lapse.

6 (18) \$20,000 of the general fund—state appropriation for fiscal  
7 year 2023 is provided solely for the office of financial management  
8 to conduct a comprehensive study on student access to health care,  
9 including behavioral health care, at Washington's public institutions  
10 of higher education. The comprehensive study must also include  
11 students enrolled in state registered apprenticeship programs. The  
12 study must be conducted in collaboration with the health benefit  
13 exchange, the health care authority, the state board for community  
14 and technical colleges, the council of presidents, and the student  
15 achievement council.

16 (a) The community and technical colleges and the four-year  
17 institutions of higher education will make the following data for the  
18 2022-23 academic year available to the office of financial  
19 management, the state board of community and technical colleges, and  
20 the student achievement council:

21 (i) The health insurance status of enrolled students;

22 (ii) The minimum requirements for enrolled students related to  
23 health insurance coverage;

24 (iii) Health insurance or health care coverage options available  
25 from the school;

26 (iv) A description of health care services and facilities  
27 available on campus for students, including type of providers, and  
28 ways students can access these services;

29 (v) Out-of-pocket costs associated with accessing or using on-  
30 campus health care services and facilities;

31 (vi) Student demographic information regarding utilization of on-  
32 campus health care services and facilities;

33 (vii) Barriers to accessing on-campus health care services and  
34 facilities;

35 (viii) How the college or university helps students obtain health  
36 care services not offered on campus; and

37 (ix) Information related to partnerships with off-campus health  
38 care providers or facilities to provide services to currently  
39 enrolled students.



1 (b) The office of financial management shall make reasonable  
2 efforts to provide the following information:

3 (i) The health insurance status of students enrolled in the  
4 2022-23 academic year;

5 (ii) The minimum level of health insurance coverage, if any,  
6 community and technical colleges and four-year institutions of higher  
7 education require for students;

8 (iii) The types of health insurance schools provide for enrolled  
9 students;

10 (iv) The types of health care services available on campus,  
11 including primary care and specialty care, such as emergency services  
12 and behavioral health care resources;

13 (v) A description of health care services available in the  
14 communities around campuses, including emergency services and  
15 behavioral health providers;

16 (vi) Data collection gaps that exist related to student health  
17 insurance coverage and utilization of health care resources;

18 (vii) On-campus primary care and specialty care services that are  
19 common on school campuses; and

20 (viii) Other important information in addressing health insurance  
21 access and care for students at public institutions of higher  
22 education, including issues around equity.

23 (c) The legislature expects the office of financial management to  
24 submit a report to the appropriate health and education committees of  
25 the legislature. The final report must include a summary of the data  
26 reviewed by the office, including information specific to each type  
27 of campus and school, when available, and recommendations for the  
28 legislature and public institutions of higher education for improving  
29 student health care coverage and access to health care services,  
30 including for students enrolled in state registered apprenticeship  
31 programs.

32 (19) \$200,000 of the general fund—state appropriation for fiscal  
33 year 2023 is provided solely for implementation of Second Substitute  
34 Senate Bill No. 5649 (family and medical leave). If the bill is not  
35 enacted by June 30, 2022, the amount provided in this subsection  
36 shall lapse.

37 (20) (a) \$25,000 of the general fund—state appropriation for  
38 fiscal year 2022 and \$201,000 of the general fund—state appropriation  
39 for fiscal year 2023 are provided solely to evaluate the

1 effectiveness, utilization, and outcomes of the voluntary incentive  
2 programs for landowners and of existing regulatory programs  
3 responsible for protecting and restoring areas along streams and  
4 rivers toward achieving a science-based standard for a fully  
5 functioning riparian ecosystem. To accomplish the evaluation, the  
6 office must:

7 (i) Contract with an independent entity for the analysis. The  
8 contract is exempt from the competitive procurement requirements in  
9 chapter 39.26 RCW; and

10 (ii) Assist agencies with funding and advice to gather and  
11 provide the data necessary for the analysis.

12 (b) A preliminary report is due to the governor and the  
13 appropriate committees of the legislature by September 1, 2022, to  
14 inform the development of recommendations to be contained in a final  
15 report due by December 1, 2022.

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

18 **FOR THE OFFICE OF ADMINISTRATIVE HEARINGS**

19 Administrative Hearings Revolving Account—State

20 Appropriation. . . . . ((\$71,650,000))  
21 \$73,438,000

22 Administrative Hearings Revolving Account—Local

23 Appropriation. . . . . \$12,000

24 TOTAL APPROPRIATION. . . . . ((\$71,662,000))  
25 \$73,450,000

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

28 (1) \$22,346,000 of the administrative hearings revolving account—  
29 state appropriation is provided solely for staffing to resolve  
30 unemployment insurance appeals. The funding is provided to meet the  
31 temporary increase in unemployment insurance hearing appeals, which  
32 began in fiscal year 2021, and to reduce the appeal to resolution  
33 wait time.

34 (2) \$154,000 of the administrative hearings revolving account—  
35 state appropriation is provided solely for implementation of  
36 Engrossed Second Substitute Senate Bill No. 5051 (peace & corrections  
37 officers). ((If the bill is not enacted by June 30, 2021, the amount  
38 provided in this subsection shall lapse.))

1 (3) \$86,000 of the administrative hearings revolving account—  
2 state appropriation is provided solely for implementation of chapter  
3 2, Laws of 2021 (Engrossed Substitute Senate Bill No. 5061)  
4 (unemployment insurance). (~~If the bill is not enacted by June 30,~~  
5 ~~2021, the amount provided in this subsection shall lapse.~~)

6 (4) \$12,000 of the administrative hearings revolving account—  
7 state appropriation is provided solely for implementation of  
8 Engrossed Substitute Senate Bill No. 5097 (paid leave coverage). (~~If~~  
9 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~  
10 ~~subsection shall lapse.~~)

11 (5) \$150,000 of the administrative hearings revolving account—  
12 state appropriation is provided solely for implementation of  
13 Engrossed Substitute Senate Bill No. 5172 (agricultural overtime).  
14 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~  
15 ~~this subsection shall lapse.~~)

16 (6) \$161,000 of the administrative hearings revolving account—  
17 state appropriation is provided solely for implementation of  
18 Engrossed Second Substitute Senate Bill No. 5237 (child care and  
19 early development programs). (~~If the bill is not enacted by June 30,~~  
20 ~~2021, the amount provided in this subsection shall lapse.~~)

21 (7) \$19,000 of the administrative hearings revolving account—  
22 state appropriation is provided solely for implementation of  
23 Engrossed Second Substitute House Bill No. 1073 (paid leave  
24 coverage). (~~If the bill is not enacted by June 30, 2021, the amount~~  
25 ~~provided in this subsection shall lapse.~~)

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

28 **FOR THE WASHINGTON STATE LOTTERY**

29 Lottery Administrative Account—State Appropriation. . . . .	(\$29,759,000)
	<u>\$30,526,000</u>
31 TOTAL APPROPRIATION. . . . .	(\$29,759,000)
	<u>\$30,526,000</u>

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

35 (1) No portion of this appropriation may be used for acquisition  
36 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). . . . .	(( <del>\$443,000</del> ))
8		<u>\$498,000</u>
9	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$464,000</del> ))
10		<u>\$530,000</u>
11	TOTAL APPROPRIATION. . . . .	(( <del>\$907,000</del> ))
12		<u>\$1,028,000</u>

13 **Sec. 133.** 2021 c 334 s 135 (uncodified) is amended to read as  
14 follows:

15 **FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS**

16	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$421,000</del> ))
17		<u>\$425,000</u>
18	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$431,000</del> ))
19		<u>\$1,245,000</u>
20	TOTAL APPROPRIATION. . . . .	(( <del>\$852,000</del> ))
21		<u>\$1,670,000</u>

22 The appropriations in this section are subject to the following  
23 conditions and limitations: \$800,000 of the general fund—state  
24 appropriation for fiscal year 2023 is provided solely for the  
25 commission to contract with an organization for a three year project  
26 to collect and report data on the condition of black Washington  
27 residents across institutional systems and experiences, including  
28 education, healthcare, criminal justice, the workplace, and personal  
29 finance; create a dashboard displaying the data; and provide  
30 recommendations.

31 **Sec. 134.** 2021 c 334 s 136 (uncodified) is amended to read as  
32 follows:

33 **FOR THE DEPARTMENT OF RETIREMENT SYSTEMS—OPERATIONS**

34	<u>General Fund—State Appropriation (FY 2023). . . . .</u>	<u>\$609,000</u>
35	Department of Retirement Systems Expense Account—	
36	State Appropriation. . . . .	(( <del>\$71,462,000</del> ))

1 \$74,200,000  
2 TOTAL APPROPRIATION. . . . . ((\$71,462,000))  
3 \$74,809,000

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

6 (1) \$6,007,000 of the department of retirement systems expense  
7 account—state appropriation is provided solely for pension system  
8 modernization, and is subject to the conditions, limitations, and  
9 review requirements of section 701 of this act.

10 (2) \$619,000 of the department of retirement systems expense  
11 account—state appropriation is provided solely for implementation of  
12 Senate Bill No. 5367 (inactive retirement accounts). (~~If the bill is~~  
13 ~~not enacted by June 30, 2021, the amount provided in this subsection~~  
14 ~~shall lapse.~~)

15 (3) \$7,000 of the department of retirement systems expense  
16 account—state appropriation is provided solely for implementation of  
17 Engrossed Second Substitute Senate Bill No. 5399 (universal health  
18 care commission). (~~If the bill is not enacted by June 30, 2021, the~~  
19 ~~amount provided in this subsection shall lapse.~~)

20 (4) \$286,000 of the department of retirement systems—state  
21 appropriation is provided solely for implementation of Senate Bill  
22 No. 5021 (effects of expenditure reduction). (~~If the bill is not~~  
23 ~~enacted by June 30, 2021, the amount provided in this subsection~~  
24 ~~shall lapse.~~)

25 (5) \$48,000 of the department of retirement systems expense  
26 account—state appropriation is provided solely for implementation of  
27 Senate Bill No. 5676 (plan 1 retiree benefit increase). If the bill  
28 is not enacted by June 30, 2022, the amount provided in this  
29 subsection shall lapse.

30 (6) \$24,000 of the department of retirement systems expense  
31 account—state appropriation is provided solely for implementation of  
32 Senate Bill No. 5726 (military service credit). If the bill is not  
33 enacted by June 30, 2022, the amount provided in this subsection  
34 shall lapse.

35 (7) \$82,000 of the department of retirement systems expense  
36 account—state appropriation is provided solely for implementation of  
37 Senate Bill No. 5748 (PSERS disability benefits). If the bill is not  
38 enacted by June 30, 2022, the amount provided in this subsection  
39 shall lapse.

1 (8) \$252,000 of the department of retirement systems expense  
2 account—state appropriation is provided solely for implementation of  
3 Substitute Senate Bill No. 5652 (LEOFF 2 benefits). If the bill is  
4 not enacted by June 30, 2022, the amount provided in this subsection  
5 shall lapse.

6 (9) \$118,000 of the department of retirement systems expense  
7 account—state appropriation is provided solely for implementation of  
8 Substitute Senate Bill No. 5791 (LEOFF 1 benefits). If the bill is  
9 not enacted by June 30, 2022, the amount provided in this subsection  
10 shall lapse.

11 **Sec. 135.** 2021 c 334 s 137 (uncodified) is amended to read as  
12 follows:

13 **FOR THE DEPARTMENT OF REVENUE**

14	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$167,182,000</del> ))
15		<u>\$172,370,000</u>
16	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$411,796,000</del> ))
17		<u>\$385,140,000</u>
18	Timber Tax Distribution Account—State Appropriation. . . . .	(( <del>\$7,314,000</del> ))
19		<u>\$7,612,000</u>
20	Business License Account—State Appropriation. . . . .	(( <del>\$20,335,000</del> ))
21		<u>\$21,063,000</u>
22	Waste Reduction, Recycling, and Litter Control	
23	Account—State Appropriation. . . . .	(( <del>\$162,000</del> ))
24		<u>\$173,000</u>
25	Model Toxics Control Operating Account—State	
26	Appropriation. . . . .	(( <del>\$118,000</del> ))
27		<u>\$119,000</u>
28	Financial Services Regulation Account—State	
29	Appropriation. . . . .	\$5,000,000
30	TOTAL APPROPRIATION. . . . .	(( <del>\$611,907,000</del> ))
31		<u>\$591,477,000</u>

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

34 (1) \$1,056,000 of the general fund—state appropriation for fiscal  
35 year 2022 and \$409,000 of the general fund—state appropriation for  
36 fiscal year 2023 are provided solely for the department to implement  
37 2021 revenue legislation.

1 (2) (a) \$1,303,000 of the general fund—state appropriation for  
2 fiscal year 2022 and \$1,000,000 of the general fund—state  
3 appropriation for fiscal year 2023 are provided solely for the  
4 department to facilitate a tax structure work group, initially  
5 created within chapter 1, Laws of 2017 3rd sp. sess. (SSB 5883) and  
6 hereby reauthorized.

7 (b) (i) Members serving on the tax structure work group as of the  
8 effective date of this section may continue serving on the work  
9 group. Any member not wishing to continue serving on the tax  
10 structure work group must provide written notice to the work group  
11 and the vacancy must be filled as provided in (c) of this subsection.

12 (ii) The work group must include the following voting members:

13 (A) The president of the senate must appoint two members from  
14 each of the two largest caucuses of the senate;

15 (B) The speaker of the house of representatives must appoint two  
16 members from each of the two largest caucuses of the house of  
17 representatives; and

18 (C) The governor must appoint one member who represents the  
19 office of the governor.

20 (iii) The work group must include the following nonvoting  
21 members:

22 (A) One representative of the department of revenue;

23 (B) One representative of the association of Washington cities;  
24 and

25 (C) One representative of the Washington state association of  
26 counties.

27 (c) Elected officials not reelected to their respective offices  
28 may be relieved of their responsibilities on the tax structure work  
29 group. Vacancies on the tax structure work group must be filled  
30 within 60 days of notice of the vacancy. The work group must choose a  
31 chair or cochairs from among its legislative membership. The chair  
32 is, or cochairs are, responsible for convening the meetings of the  
33 work group no less than quarterly each year. Recommendations of the  
34 work group may be approved by a simple majority vote. All work group  
35 members may have a representative attend meetings of the tax  
36 structure work group in lieu of the member, but voting by proxy is  
37 not permitted. Staff support for the work group must be provided by  
38 the department. The department may engage one or more outside  
39 consultants to assist in providing support for the work group.  
40 Members of the work group must serve without compensation but may be

1 reimbursed for travel expenses under RCW 44.04.120, 43.03.050, and  
2 43.03.060.

3 (d) The duties of the work group are to:

4 (i) By December 1, 2019, convene no less than one meeting to  
5 elect a chair, or cochairs, and conduct other business of the work  
6 group;

7 (ii) By December 31, 2020, the department and technical advisory  
8 group must prepare a summary report of their preliminary findings and  
9 alternatives described in (f) of this subsection;

10 (iii) By May 31, 2021, the work group must:

11 (A) Hold no less than one meeting in Olympia or virtually to  
12 review the preliminary findings described in (f) of this subsection.  
13 At least one meeting must engage stakeholder groups, as described in  
14 (e)(i) of this subsection;

15 (B) Begin to plan strategies to engage taxpayers and key  
16 stakeholder groups to encourage participation in the public meetings  
17 described in (f) of this subsection;

18 (C) Present the summary report described in (d)(ii) of this  
19 subsection in compliance with RCW 43.01.036 to the appropriate  
20 committees of the legislature;

21 (D) Be available to deliver a presentation to the appropriate  
22 committees of the legislature including the elements described in  
23 (e)(ii) of this subsection; and

24 (E) Finalize the logistics of the engagement strategies described  
25 in (d)(iv) of this subsection;

26 (iv) After the conclusion of the 2021 legislative session, the  
27 work group must:

28 (A) Hold no less than five public meetings organized by  
29 geographic region (in person or online) with special consideration  
30 for regional geographies throughout the state, rural areas, and  
31 border communities;

32 (B) Participate in no less than 10 existing meetings of various  
33 associations, community-based organizations, nonprofits, and similar  
34 groups in order to engage low-income and middle-income taxpayers,  
35 communities of color, senior citizens, and people with disabilities;

36 (C) Participate in no less than 10 existing meetings of various  
37 business and agricultural associations, chambers of commerce, ports,  
38 associate development organizations, and similar groups in order to  
39 engage small, start-up, and low-margin businesses, and other  
40 businesses;



1 (D) Hold no less than three listening sessions in a language  
2 other than English to engage taxpayers who speak languages including,  
3 but not limited to, Spanish, Vietnamese, Russian, and Somali;

4 (E) Present the findings described in (f) of this subsection and  
5 alternatives to the state's current tax structure at the public  
6 meetings utilizing a range of methods that account for different  
7 learning styles including, but not limited to, written documents,  
8 videos, animations, and graphics;

9 (F) Provide an opportunity at the public and other meetings for  
10 taxpayers to engage in a conversation about the state tax structure  
11 including, but not limited to, providing feedback on possible  
12 recommendations for changes to the state tax structure and asking  
13 questions about the report and findings and alternatives to the  
14 state's current tax structure presented by the work group;

15 (G) Utilize methods to collect taxpayer feedback before, during,  
16 or after the public meetings that may include, but is not limited to:  
17 Small group discussions, in-person written surveys, in-person visual  
18 surveys, online surveys, written testimony, and public testimony;

19 (H) Encourage legislators to inform their constituents about the  
20 public meetings that occur within and near their legislative  
21 districts (whether in person or online);

22 (I) Inform local elected officials about the public meetings that  
23 occur within and near their communities (whether in person or  
24 online);

25 (J) Summarize the feedback that taxpayers and other stakeholders  
26 communicated during the public meetings and other public engagement  
27 methods, and submit a final summary report, in accordance with RCW  
28 43.01.036, to the appropriate committees of the legislature. This  
29 report may be submitted as an appendix or update to the summary  
30 report described in (d)(ii) of this subsection; and

31 (K) To the degree it is practicable, conduct analysis of the  
32 current tax structure and proposed alternatives to estimate the  
33 impact on taxpayers, including tax paid as a share of household  
34 income for various racial and ethnic groups as reported in the most  
35 current census data available, American community survey, or other  
36 similar data sources;

37 (v) During the 2022 legislative session, the work group must:

38 (A) Present the findings and reports described in (d)(ii) of this  
39 subsection to the appropriate committees of the legislature; and

1 (B) Be available to deliver a presentation to or participate in a  
2 work session for the appropriate committees of the legislature, or  
3 both;

4 (vi) Between the conclusion of the 2022 legislative session and  
5 December 31, 2022, the work group is directed to finalize policy  
6 recommendations and develop legislation to implement modifications to  
7 the tax structure, informed by the findings described in (d)(ii) of  
8 this subsection and the feedback received from taxpayers as reflected  
9 in the report described in (d)(iv) of this subsection. Legislative  
10 proposals recommended by the work group may not collectively result  
11 in a loss of revenue to the state as compared to the November 2022  
12 biennial revenue forecast published by the economic and revenue  
13 forecast council. In making the recommendations, the work group must  
14 be guided by the following principles for a well designed tax system:  
15 Equity, adequacy, stability, and transparency;

16 (vii) During the 2023 legislative session, it is the intent of  
17 the legislature to consider the proposal described in (d)(vi) of this  
18 subsection;

19 (viii) If the proposal is not adopted during the 2023 legislative  
20 session, the work group is directed to host no less than three public  
21 meetings to collect feedback on the legislation proposed in the 2023  
22 session, and may also collect feedback on other proposals under  
23 consideration by the work group, subject to the availability of funds  
24 in the 2023-2025 biennial budget. The work group is directed to  
25 modify the proposal to address the feedback collected during the  
26 public meetings;

27 (ix) During the 2024 legislative session, it is the intent of the  
28 legislature to consider the modified proposal described in (d)(iv) of  
29 this subsection; and

30 (x) By December 31, 2024, subject to the availability of funds in  
31 the 2023-2025 biennial budget, the work group is directed to submit a  
32 final report that is a compilation of all other reports previously  
33 submitted since July 1, 2019, and may include additional content to  
34 summarize final activities of the tax structure work group and  
35 related legislation, in compliance with RCW 43.01.036, to the  
36 appropriate committees of the legislature.

37 (e)(i) The stakeholder groups referenced by (d)(iii)(A) of this  
38 subsection must include, at a minimum, organizations and individuals  
39 representing the following:

1 (A) Small, start-up, or low-margin business owners and employees  
2 or associations expressly dedicated to representing these businesses,  
3 or both; and

4 (B) Individual taxpayers with income at or below 100 percent of  
5 area median income in their county of residence or organizations  
6 expressly dedicated to representing low-income and middle-income  
7 taxpayers, or both;

8 (ii) The presentation referenced in (d)(iii)(D) of this  
9 subsection must include the following elements:

10 (A) The findings and alternatives included in the summary report  
11 described in (d)(ii) of this subsection; and

12 (B) The preliminary plan to engage taxpayers directly in a robust  
13 conversation about the state's tax structure, including presenting  
14 the findings described in (f) of this subsection and alternatives to  
15 the state's current tax structure, and collecting feedback to inform  
16 development of recommendations.

17 (f) The duties of the department, with assistance of one or more  
18 technical advisory groups, are to:

19 (i) With respect to the final report of findings and alternatives  
20 submitted by the Washington state tax structure study committee to  
21 the legislature under section 138, chapter 7, Laws of 2001 2nd sp.  
22 sess.:

23 (A) Update the data and research that informed the  
24 recommendations and other analysis contained in the final report;

25 (B) Estimate how much revenue all the revenue replacement  
26 alternatives recommended in the final report would have generated for  
27 the 2017-2019 fiscal biennium if the state had implemented the  
28 alternatives on January 1, 2003;

29 (C) Estimate the tax rates necessary to implement all recommended  
30 revenue replacement alternatives in order to achieve the revenues  
31 generated during the 2017-2019 fiscal biennium as reported by the  
32 economic and revenue forecast council;

33 (D) Estimate the impact on taxpayers, including tax paid as a  
34 share of household income for various income levels, and tax paid as  
35 a share of total business revenue for various business activities,  
36 for (f)(i)(B) and (C) of this subsection; and

37 (E) Estimate how much revenue would have been generated in the  
38 2017-2019 fiscal biennium if the incremental revenue alternatives  
39 recommended in the final report would have been implemented on

1 January 1, 2003, excluding any recommendations implemented before May  
2 21, 2019;

3 (ii) With respect to the recommendations in the final report of  
4 the 2018 tax structure work group:

5 (A) Conduct economic modeling or comparable analysis of replacing  
6 the business and occupation tax with an alternative, such as  
7 corporate income tax or margins tax, and estimate the impact on  
8 taxpayers, such as tax paid as a share of total business revenue for  
9 various business activities, assuming the same revenues generated by  
10 business and occupation taxes during the 2017-2019 fiscal biennium as  
11 reported by the economic and revenue forecast council; and

12 (B) Estimate how much revenue would have been generated for the  
13 2017-2019 fiscal biennium if the one percent revenue growth limit on  
14 regular property taxes was replaced with a limit based on population  
15 growth and inflation if the state had implemented this policy on  
16 January 1, 2003;

17 (iii) Analyze our economic competitiveness with border states:

18 (A) Estimate the revenues that would have been generated during  
19 the 2017-2019 fiscal biennium, had Washington adopted the tax  
20 structure of those states, assuming the economic tax base for the  
21 2017-2019 fiscal biennium as reported by the economic and revenue  
22 forecast council; and

23 (B) Estimate the impact on taxpayers, including tax paid as a  
24 share of household income for various income levels, and tax paid as  
25 a share of total business revenue for various business activities for  
26 (f)(iii)(A) of this subsection;

27 (iv) Analyze our economic competitiveness in the context of a  
28 national and global economy, provide comparisons of the effective  
29 state and local tax rate of the tax structure during the 2017-2019  
30 fiscal biennium and various alternatives under consideration, as they  
31 compare to other states and the federal government, as well as  
32 consider implications of recent changes to federal tax law;

33 (v) Conduct, to the degree it is practicable, tax incidence  
34 analysis of the various alternatives under consideration to account  
35 for the impacts of tax shifting, such as business taxes passed along  
36 to consumers and property taxes passed along to renters;

37 (vi) Present findings and alternatives, to the degree it is  
38 practicable, by geographic area, in addition to statewide; and

39 (vii) Conduct other analysis as directed by the work group.

1 (3) \$292,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$162,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for the implementation of  
4 chapter 4, Laws of 2021 (SHB 1095) (emergency assistance/tax).

5 (4) \$212,000 of the general fund—state appropriation for fiscal  
6 year 2022 and \$33,000 of the general fund—state appropriation for  
7 fiscal year 2023 are provided solely for implementation of Engrossed  
8 Second Substitute House Bill No. 1477 (national 988 system). (~~If the~~  
9 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
10 ~~subsection shall lapse.~~)

11 (5) \$213,000 of the general fund—state appropriation for fiscal  
12 year 2022 and \$55,000 of the general fund—state appropriation for  
13 fiscal year 2023 are provided solely for the implementation of Second  
14 Substitute Senate Bill No. 5000 (hydrogen/electric vehicles). (~~If~~  
15 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
16 ~~this subsection shall lapse.~~)

17 (6) \$2,489,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$4,189,000 of the general fund—state appropriation for  
19 fiscal year 2023 are provided solely for the implementation of  
20 Engrossed Substitute Senate Bill No. 5096 (capital gains tax). (~~If~~  
21 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
22 ~~this subsection shall lapse.~~)

23 (7) \$100,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$11,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for the implementation of  
26 Engrossed Senate Bill No. 5220 (salmon recovery grants/tax). (~~If the~~  
27 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
28 ~~subsection shall lapse.~~)

29 (8) \$7,000 of the general fund—state appropriation for fiscal  
30 year 2022 is provided solely for the implementation of Engrossed  
31 Substitute Senate Bill No. 5251 (tax and revenue laws). (~~If the bill~~  
32 ~~is not enacted by June 30, 2021, the amount provided in this~~  
33 ~~subsection shall lapse.~~)

34 (9) \$115,000 of the general fund—state appropriation for fiscal  
35 year 2022 and \$44,000 of the general fund—state appropriation for  
36 fiscal year 2023 are provided solely for the implementation of Second  
37 Substitute Senate Bill No. 5396 (farmworker housing/tax). (~~If the~~  
38 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
39 ~~subsection shall lapse.~~)

1 (10) \$97,000 of the general fund—state appropriation for fiscal  
2 year 2022 is provided solely for implementation of Engrossed Second  
3 Substitute House Bill No. 1480 (liquor licensee privileges). (~~If the~~  
4 ~~bill is not enacted by June 30, 2021, the amount provided in this~~  
5 ~~subsection shall lapse.~~)

6 (11) \$4,000 of the general fund—state appropriation for fiscal  
7 year 2022 is provided solely for the implementation of Engrossed  
8 Senate Bill No. 5454 (prop. tax/natural disasters). (~~If the bill is~~  
9 ~~not enacted by June 30, 2021, the amount provided in this subsection~~  
10 ~~shall lapse.~~)

11 (12) \$5,467,000 of the general fund—state appropriation for  
12 fiscal year 2022 and \$255,513,000 of the general fund—state  
13 appropriation for fiscal year 2023 are provided solely for  
14 implementation of Engrossed Substitute House Bill No. 1297 (working  
15 families tax exempt.). (~~If the bill is not enacted by June 30, 2021,~~  
16 ~~the amounts provided in this subsection shall lapse.~~) Of the total  
17 amounts provided in this subsection:

18 (a) \$5,467,000 of the general fund—state appropriation for fiscal  
19 year 2022 and \$13,513,000 of the general fund—state appropriation for  
20 fiscal year 2023 are provided solely for administration of the  
21 working families tax exemption program; and

22 (b) \$242,000,000 of the general fund—state appropriation for  
23 fiscal year 2023 is provided solely for remittances under the working  
24 families tax exemption program.

25 (13) \$617,000 of the general fund—state appropriation for fiscal  
26 year 2023 is provided solely for the agency to relocate staff in the  
27 Bothell office to a more affordable location that has a lower lease  
28 cost than the current facility.

29 (14) \$13,000 of the general fund—state appropriation for fiscal  
30 year 2022 is provided solely for implementation of Senate Bill No.  
31 5598 (derelict vessel removal). If the bill is not enacted by June  
32 30, 2022, the amount provided in this subsection shall lapse.

33 (15) \$197,000 of the general fund—state appropriation for fiscal  
34 year 2023 is provided solely for implementation of Senate Bill No.  
35 5924 (penalties and interest provisions). If the bill is not enacted  
36 by June 30, 2022, the amount provided in this subsection shall lapse.

37 (16) \$16,000 of the general fund—state appropriation for fiscal  
38 year 2023 is provided solely for implementation of House Bill No.  
39 1765 (business and occupation tax exemption). If the bill is not

1 enacted by June 30, 2022, the amount provided in this subsection  
2 shall lapse.

3 (17) \$129,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$37,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for implementation of Substitute  
6 Senate Bill No. 5744 (clean energy tax deferral). If the bill is not  
7 enacted by June 30, 2022, the amounts provided in this subsection  
8 shall lapse.

9 (18) \$109,000 of the general fund—state appropriation for fiscal  
10 year 2022 and \$22,000 of the general fund—state appropriation for  
11 fiscal year 2023 are provided solely for implementation of Senate  
12 Bill No. 5705 (tax deferral for certain highway projects). If the  
13 bill is not enacted by June 30, 2022, the amounts provided in this  
14 subsection shall lapse.

15 (19) \$512,000 of the general fund—state appropriation for fiscal  
16 year 2023 is provided solely for implementation of Engrossed  
17 Substitute Senate Bill No. 5531 (uniform unclaimed property). If the  
18 bill is not enacted by June 30, 2022, the amount provided in this  
19 subsection shall lapse.

20 (20) \$40,000 of the general fund—state appropriation for fiscal  
21 year 2022 and \$80,000 of the general fund—state appropriation for  
22 fiscal year 2023 are provided solely for implementation of Substitute  
23 Senate Bill No. 5783 (underground economy). If the bill is not  
24 enacted by June 30, 2022, the amounts provided in this subsection  
25 shall lapse.

26 (21) \$30,000 of the general fund—state appropriation for fiscal  
27 year 2023 is provided solely for implementation of Senate Bill No.  
28 5823 (local infrastructure project area). If the bill is not enacted  
29 by June 30, 2022, the amount provided in this subsection shall lapse.

30 (22) \$16,000 of the general fund—state appropriation for fiscal  
31 year 2022 and \$33,000 of the general fund—state appropriation for  
32 fiscal year 2023 are provided solely for implementation of Senate  
33 Bill No. 5459 (credit card processing B&O). If the bill is not  
34 enacted by June 30, 2022, the amounts provided in this subsection  
35 shall lapse.

36 (23) \$123,000 of the general fund—state appropriation for fiscal  
37 year 2022 and \$52,000 of the general fund—state appropriation for  
38 fiscal year 2023 are provided solely for implementation of Substitute  
39 Senate Bill No. 5714 (solar canopy tax deferral). If the bill is not

1 enacted by June 30, 2022, the amounts provided in this subsection  
2 shall lapse.

3 (24) \$97,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$28,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for implementation of Substitute  
6 Senate Bill No. 5755 (vacant land redevelopment). If the bill is not  
7 enacted by June 30, 2022, the amounts provided in this subsection  
8 shall lapse.

9 (25) \$14,000 of the general fund—state appropriation for fiscal  
10 year 2023 is provided solely for implementation of Substitute Senate  
11 Bill No. 5760 (motion picture competitiveness). If the bill is not  
12 enacted by June 30, 2022, the amount provided in this subsection  
13 shall lapse.

14 (26) \$36,000 of the general fund—state appropriation for fiscal  
15 year 2023 is provided solely for implementation of Engrossed Senate  
16 Bill No. 5800 (tax and revenue laws). If the bill is not enacted by  
17 June 30, 2022, the amount provided in this subsection shall lapse.

18 (27) \$167,000 of the general fund—state appropriation for fiscal  
19 year 2023 is provided solely for implementation of Senate Bill No.  
20 5901 (counties economic development). If the bill is not enacted by  
21 June 30, 2022, the amount provided in this subsection shall lapse.

22 (28) \$117,000 of the general fund—state appropriation for fiscal  
23 year 2023 is provided solely for implementation of Engrossed  
24 Substitute Senate Bill No. 5974 (transportation resources). If the  
25 bill is not enacted by June 30, 2022, the amount provided in this  
26 subsection shall lapse.

27 (29) \$250,000 of the general fund—state appropriation for fiscal  
28 year 2023 is provided solely for implementation of Senate Bill No.  
29 5980 (small business tax relief). If the bill is not enacted by June  
30 30, 2022, the amount provided in this subsection shall lapse.

31 **Sec. 136.** 2021 c 334 s 138 (uncodified) is amended to read as  
32 follows:

33 **FOR THE BOARD OF TAX APPEALS**

34	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$2,631,000</del> ))
35		<u>\$2,620,000</u>
36	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$2,652,000</del> ))
37		<u>\$2,714,000</u>
38	TOTAL APPROPRIATION. . . . .	(( <del>\$5,283,000</del> ))



1 \$5,334,000

2 **Sec. 137.** 2021 c 334 s 139 (uncodified) is amended to read as  
3 follows:

4 **FOR THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES**

5	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$1,975,000</del> ))
6		<u>\$1,993,000</u>
7	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$1,564,000</del> ))
8		<u>\$1,741,000</u>
9	Minority and Women's Business Enterprises Account—	
10	State Appropriation . . . . .	(( <del>\$4,607,000</del> ))
11		<u>\$4,844,000</u>
12	TOTAL APPROPRIATION . . . . .	(( <del>\$8,146,000</del> ))
13		<u>\$8,578,000</u>

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

16 (1) The office of minority and women's business enterprises shall  
17 consult with the Washington state office of equity on the Washington  
18 state toolkit for equity in public spending.

19 (2) \$135,000 of the general fund—state appropriation for fiscal  
20 year 2022 is provided solely for the implementation of Senate Bill  
21 No. 5032 (alternative public works contracting procedures). (~~If the~~  
22 ~~bill is not enacted by June 30, 2021, the amount provided in this~~  
23 ~~subsection shall lapse.~~)

24 (3) \$851,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$675,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for the implementation of  
27 Substitute House Bill No. 1259 (women and minority contracting). (~~If~~  
28 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
29 ~~this subsection shall lapse.~~)

30 **Sec. 138.** 2021 c 334 s 140 (uncodified) is amended to read as  
31 follows:

32 **FOR THE INSURANCE COMMISSIONER**

33	General Fund—Federal Appropriation . . . . .	(( <del>\$4,633,000</del> ))
34		<u>\$4,672,000</u>
35	Insurance Commissioner's Regulatory Account—State	
36	Appropriation . . . . .	(( <del>\$66,336,000</del> ))
37		<u>\$69,890,000</u>

1	Insurance Commissioner's Fraud Account—State	
2	Appropriation. . . . .	(( <del>\$3,603,000</del> ))
3		<u>\$3,654,000</u>
4	TOTAL APPROPRIATION. . . . .	(( <del>\$74,572,000</del> ))
5		<u>\$78,216,000</u>

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

8       (1) \$234,000 of the insurance commissioner's regulatory account—  
9 state appropriation is provided solely to implement Second Substitute  
10 Senate Bill No. 5315 (captive insurance). (~~If the bill is not~~  
11 ~~enacted by June 30, 2021, the amount provided in this subsection~~  
12 ~~shall lapse.))~~)

13       (2) \$64,000 of the insurance commissioner's regulatory account—  
14 state appropriation is provided solely to implement Second Substitute  
15 Senate Bill No. 5313 (health ins. discrimination). (~~If the bill is~~  
16 ~~not enacted by June 30, 2021, the amount provided in this subsection~~  
17 ~~shall lapse.))~~)

18       (3) \$24,000 of the insurance commissioner's regulatory account—  
19 state appropriation is provided solely to implement Engrossed Second  
20 Substitute Senate Bill No. 5399 (universal health care commission).  
21 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~  
22 ~~this subsection shall lapse.))~~)

23       (4) \$3,000 of the insurance commissioner's regulatory account—  
24 state appropriation is provided solely to implement Engrossed Second  
25 Substitute Senate Bill No. 5377 (standardized health plans). (~~If the~~  
26 ~~bill is not enacted by June 30, 2021, the amount provided in this~~  
27 ~~subsection shall lapse.))~~)

28       (5) \$649,000 of the insurance commissioner's regulatory account—  
29 state appropriation is provided solely to implement Engrossed  
30 Substitute House Bill No. 1196 (audio-only telemedicine). (~~If the~~  
31 ~~bill is not enacted by June 30, 2021, the amount provided in this~~  
32 ~~subsection shall lapse.))~~)

33       (6) \$83,000 of the insurance commissioner's regulatory account—  
34 state appropriation is provided solely to implement Substitute Senate  
35 Bill No. 5003 (living donor act). (~~If the bill is not enacted by~~  
36 ~~June 30, 2021, the amount provided in this subsection shall lapse.))~~)

37       (7) (a) \$75,000 of the insurance commissioner's regulatory account  
38 —state appropriation is provided solely for a service utilization,  
39 cost, and implementation analysis of requiring coverage for the

1 hearing instruments benefit described in House Bill No. 1047 (hearing  
2 instruments/children) for children who are 18 years of age or younger  
3 and for children and adults.

4 (b) The commissioner must contract with one or more consultants  
5 to:

6 (i) Obtain projected utilization and cost data from Washington  
7 state health carriers for health plans, as defined in RCW 48.43.005,  
8 to provide an estimate of aggregate statewide utilization and cost  
9 impacts of the coverage described in House Bill No. 1047 (hearing  
10 instruments/children) separately for children who are 18 years of age  
11 or younger and for children and adults, expressed as total annual  
12 cost and as a per member per month cost;

13 (ii) Assess the impact of federal and state health care  
14 nondiscrimination laws on the scope of the benefit described in House  
15 Bill No. 1047 (hearing instruments/children); and

16 (iii) Provide recommendations for distributing state payments to  
17 defray the cost of the benefit coverage described in House Bill No.  
18 1047 (hearing instruments/children) for health carriers.

19 (c) The commissioner must report the findings of the analysis to  
20 the appropriate committees of the legislature by December 15, 2021.

21 (8)(a) \$200,000 of the insurance commissioner's regulatory  
22 account—state appropriation is provided solely for the commissioner,  
23 in consultation with the health care authority, to complete an  
24 analysis of the cost to implement a fertility treatment benefit as  
25 described in the department of health's December 2021 mandated  
26 benefit sunrise review.

27 (b) The commissioner must contract with one or more consultants  
28 to obtain utilization and cost data from Washington state health  
29 carriers, as defined in RCW 48.43.005, necessary to provide an  
30 estimate of the fiscal impact of providing a fertility treatment  
31 benefit for the commercial health plan market.

32 (c) The analysis must include, but is not limited to, a  
33 utilization and cost analysis of each of the following services:

34 (i) Infertility diagnosis;

35 (ii) Fertility medications;

36 (iii) Intrauterine insemination;

37 (iv) In vitro fertilization; and

38 (v) Egg freezing.

1 (d) The report should include projected costs expressed both as  
2 total annual costs and per member per month costs for plan years 2024  
3 through 2027.

4 (e) The commissioner must report the findings of the analysis to  
5 the governor and appropriate committees of the legislature by June  
6 30, 2023.

7 (9) \$10,000 of the insurance commissioner's regulatory account—  
8 state appropriation is provided solely to implement Substitute Senate  
9 Bill No. 5546 (insulin affordability). If the bill is not enacted by  
10 June 30, 2022, the amount provided in this subsection shall lapse.

11 (10) \$10,000 of the insurance commissioner's regulatory account—  
12 state appropriation is provided solely to implement Senate Bill No.  
13 5508 (insurance guaranty fund). If the bill is not enacted by June  
14 30, 2022, the amount provided in this subsection shall lapse.

15 (11) \$7,000 of the insurance commissioner's regulatory account—  
16 state appropriation is provided solely to implement Substitute Senate  
17 Bill No. 5589 (primary care spending). If the bill is not enacted by  
18 June 30, 2022, the amount provided in this subsection shall lapse.

19 (12) \$43,000 of the insurance commissioner's regulatory account—  
20 state appropriation is provided solely to implement Substitute Senate  
21 Bill No. 5610 (Rx drug cost sharing). If the bill is not enacted by  
22 June 30, 2022, the amount provided in this subsection shall lapse.

23 (13)(a) \$200,000 of the insurance commissioner's regulatory  
24 account—state appropriation is provided solely for a contract for an  
25 actuarial study to assess options for enhancing consumer protections,  
26 expanding access to coverage, and accompanying regulations regarding  
27 medicare supplemental insurance as defined in RCW 48.66.020. The  
28 study shall evaluate, but is not limited to, the following:

29 (i) For at least the most recent three years for which data is  
30 available, the total number of Washington state residents enrolled in  
31 medicare, broken down by those who are enrolled in:

32 (A) Traditional medicare fee-for-service only;

33 (B) Medicare supplemental insurance plans;

34 (C) Medicare advantage plans; and

35 (D) Medicaid and will turn age 65 during the public health  
36 emergency with respect to the coronavirus disease 2019 (COVID-19);

37 (ii) A demographic breakdown of the age, gender, racial, ethnic,  
38 and geographic characteristics of the individuals listed in (a)(i) of  
39 this subsection. For those younger than age 65, the breakdown should

1 separate those eligible as a result of disability and end-stage renal  
2 disease status. The commissioner may include additional demographic  
3 factors;

4 (iii) The estimated impact on premiums, enrollment, and increased  
5 access for individuals listed in (a) (i) (A) and (B) of this subsection  
6 if the state were to have an annual open enrollment period during  
7 which medicare supplemental insurance was guaranteed issue, including  
8 separate estimates for expanding coverage to include those eligible  
9 for medicare and younger than age 65;

10 (iv) The estimated impact on premiums, enrollment, and increased  
11 access for individuals in (a) (i) (A) and (B) of this subsection if  
12 medicare supplemental insurance was guaranteed issue throughout the  
13 year, including separate estimates for expanding coverage to include  
14 those eligible for medicare and younger than age 65;

15 (v) The net cost impact to consumers and any other affected  
16 parties of the options outlined in (a) (iii) and (iv) of this  
17 subsection;

18 (vi) An analysis of other factors that impact access and premiums  
19 for medicare-eligible individuals; and

20 (vii) A review of medicare supplemental insurance policy  
21 protections in other states and their impact on premiums and  
22 enrollment in these policies.

23 (b) By November 15, 2022, the insurance commissioner shall submit  
24 a report to the appropriate committees of the legislature with the  
25 findings of the study.

26 (c) The contract recipient for the actuarial study must have:

27 (i) A comprehensive view of the medicare supplement industry and  
28 industry expertise developed from:

29 (A) Consulting for a diverse group of medicare supplement  
30 stakeholders; and

31 (B) Working directly for insurers issuing medicare supplemental  
32 plans; and

33 (ii) Access to data and expertise necessary to support the study  
34 and alternative projections.

35 (14) \$48,000 of the insurance commissioner's regulatory account—  
36 state appropriation is provided solely to implement Engrossed  
37 Substitute Senate Bill No. 5794 (behavioral health Rx drugs). If the  
38 bill is not enacted by June 30, 2022, the amount provided in this  
39 subsection shall lapse.

1       (15) \$31,000 of the insurance commissioner's regulatory account—  
2 state appropriation is provided solely to implement Second Substitute  
3 Senate Bill No. 5532 (Rx drug affordability board). If the bill is  
4 not enacted by June 30, 2022, the amount provided in this subsection  
5 shall lapse.

6       (16) \$14,000 of the insurance commissioner's regulatory account—  
7 state appropriation is provided solely to implement Engrossed Second  
8 Substitute Senate Bill No. 5702 (donor human milk coverage). If the  
9 bill is not enacted by June 30, 2022, the amount provided in this  
10 subsection shall lapse.

11       (17) \$250,000 of the insurance commissioner's regulatory account—  
12 state appropriation is provided solely for the commissioner to  
13 contract for an assessment of federal and state laws and regulations  
14 to provide recommendations on creating a legal framework with which  
15 continuing care retirement community products under chapter 18.390  
16 RCW may achieve heightened consumer protections through shared  
17 regulatory oversight by the office of the insurance commissioner. The  
18 commissioner must submit a report on the assessment and  
19 recommendations to the health care committees of the legislature by  
20 December 1, 2022.

21       (18)(a) \$50,000 of the insurance commissioner's regulatory  
22 account—state appropriation is provided solely for the commissioner  
23 to coordinate with the utilities and transportation commission to  
24 jointly convene a utility liability insurance work group and report  
25 its findings to the governor and the appropriate committees of the  
26 legislature by June 1, 2023.

27       (b) The work group must include two members representing  
28 investor-owned utilities, two members representing consumer owned  
29 utilities, at least one from central or eastern Washington, and two  
30 representatives of the insurance industry.

31       (c) The work group shall:

32       (i) Review the availability and cost of liability insurance for  
33 electric utilities;

34       (ii) Identify obstacles to electric utility access to liability  
35 insurance, including market conditions as well as legal and  
36 regulatory requirements;

37       (iii) Evaluate financial risk to electric utilities, ratepayers,  
38 property owners, and other that exists as a result of the increased

1 cost of insurance or in the event electric utilities are underinsured  
2 as a result of a lack of access to coverage; and

3 (iv) Make policy recommendations to improve access to liability  
4 insurance coverage for electric utilities.

5 (d) In conducting the tasks of the work group, utilities may not  
6 be required to provide commercially sensitive information, including  
7 insurance terms and costs.

8 (e) The commissioner may contract services to assist in the work  
9 group's efforts.

10 **Sec. 139.** 2021 c 334 s 141 (uncodified) is amended to read as  
11 follows:

12 **FOR THE STATE INVESTMENT BOARD**

13 State Investment Board Expense Account—State

14 Appropriation. . . . .	(( \$65,134,000 ))
	<u>\$69,625,000</u>
16 TOTAL APPROPRIATION. . . . .	(( \$65,134,000 ))
	<u>\$69,625,000</u>

17

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

20 (1) \$4,464,000 of the state investment board expense account—  
21 state appropriation is provided solely for investment data software,  
22 and is subject to the conditions, limitations, and review  
23 requirements of section 701 of this act.

24 (2) During the 2021-2023 fiscal biennium, the Washington state  
25 investment board shall provide the law enforcement officers' and  
26 firefighters' plan 2 retirement board use of the investment board  
27 main conference room. The law enforcement officers' and firefighters'  
28 plan 2 retirement board must be allowed to use the board room for at  
29 least five hours on one day per month during regular business hours.  
30 Any additional direct costs incurred by the investment board due  
31 solely to the use of the conference room by the retirement board may  
32 be reimbursed by the law enforcement officers' and firefighters' plan  
33 2 retirement board, consistent with any investment board policies on  
34 reimbursement for this facility applied to other major clients and  
35 investment partners.

36 **Sec. 140.** 2021 c 334 s 142 (uncodified) is amended to read as  
37 follows:

1 **FOR THE LIQUOR AND CANNABIS BOARD**

2	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$388,000</del> ))
3		<u>\$406,000</u>
4	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$417,000</del> ))
5		<u>\$1,781,000</u>
6	General Fund—Federal Appropriation. . . . .	(( <del>\$3,013,000</del> ))
7		<u>\$3,089,000</u>
8	General Fund—Private/Local Appropriation. . . . .	\$75,000
9	Dedicated Marijuana Account—State Appropriation	
10	(FY 2022). . . . .	(( <del>\$11,575,000</del> ))
11		<u>\$11,814,000</u>
12	Dedicated Marijuana Account—State Appropriation	
13	(FY 2023). . . . .	(( <del>\$11,608,000</del> ))
14		<u>\$12,414,000</u>
15	Liquor Revolving Account—State Appropriation. . . . .	(( <del>\$82,347,000</del> ))
16		<u>\$98,732,000</u>
17	TOTAL APPROPRIATION. . . . .	(( <del>\$109,423,000</del> ))
18		<u>\$128,311,000</u>

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

21 (1) The liquor and cannabis board may require electronic payment  
22 of the marijuana excise tax levied by RCW 69.50.535. The liquor and  
23 cannabis board may allow a waiver to the electronic payment  
24 requirement for good cause as provided by rule.

25 (2) Of the liquor revolving account—state appropriation,  
26 (~~(\$4,939,000 for fiscal year 2022 and \$2,065,000 for fiscal year 2023~~  
27 ~~are~~) \$20,754,000 is provided solely for the modernization of  
28 regulatory systems and (~~are~~) is subject to the conditions,  
29 limitations, and review requirements of section 701 of this act.

30 (3) \$1,441,000 of the liquor revolving account—state  
31 appropriation is provided solely for the implementation of chapter  
32 48, Laws of 2021 (E2SHB 1480) (liquor licensee privileges).

33 (4) \$58,000 of the liquor revolving account—state appropriation  
34 is provided solely for the implementation of chapter 6, Laws of 2021  
35 (ESSB 5272) (liquor & cannabis board fees).

36 (5) \$38,000 of the dedicated marijuana account—state  
37 appropriation for fiscal year 2022 is provided solely to implement  
38 Engrossed Substitute House Bill No. 1443 (cannabis industry/equity).



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

3 (6) \$11,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for implementation of Engrossed  
5 Substitute Senate Bill No. 5004 (medical marijuana tax exemption). If  
6 the bill is not enacted by June 30, 2022, the amount provided in this  
7 section shall lapse.

8 (7) \$278,000 of the general fund—state appropriation for fiscal  
9 year 2023 is provided solely for implementation of Senate Bill No.  
10 5547 (cannabinoid regulation). If the bill is not enacted by June 30,  
11 2022, the amount provided in this section shall lapse.

12 (8) \$27,000 of the liquor revolving account—state appropriation  
13 is provided solely for implementation of Senate Bill No. 5940  
14 (cannabinoid regulation). If the bill is not enacted by June 30,  
15 2022, the amount provided in this section shall lapse.

16 (9) \$316,000 of the general fund—state appropriation for fiscal  
17 year 2023 is provided solely for implementation of Substitute Senate  
18 Bill No. 5699 (standards for cannabis analysis). If the bill is not  
19 enacted by June 30, 2022, the amount provided in this section shall  
20 lapse.

21 (10) \$250,000 of the general fund—state appropriation for fiscal  
22 year 2023 is provided solely for the board to convene the prevention  
23 of robberies in cannabis businesses task force to identify strategies  
24 to reduce robberies of cannabis businesses.

25 (a) The task force must include:

26 (i) The director of the Washington association of police chiefs  
27 and sheriffs;

28 (ii) The director of enforcement and education of the Washington  
29 liquor and cannabis board;

30 (iii) One member representing the fraternal order of police;

31 (iv) One member representing the Washington state patrol;

32 (v) One member representing the attorney general;

33 (vi) Two members representing prosecutors;

34 (vii) Two members representing cities;

35 (viii) Two members representing counties;

36 (ix) Two members representing trade associations that represent  
37 licensed cannabis businesses; and

38 (x) One member representing entities that provide security  
39 services to cannabis businesses.

1 (b) The task force shall conduct a comprehensive review of the  
2 impact of robberies of cannabis businesses in Washington state and  
3 make recommendations related to, at a minimum, laws in other  
4 jurisdictions within the United States of America; methods of  
5 interagency coordination to reduce cannabis business robberies;  
6 strategies to assist local police departments and governments; and  
7 strategies that can be deployed to assist affected businesses.

8 (c) The director of the Washington association of police chiefs  
9 and sheriffs shall cochair the task force with one other member  
10 elected at the first meeting. The Washington association of police  
11 chiefs and sheriffs shall provide staff support for the task force  
12 and may contract to fulfill these requirements. The task force shall  
13 consult with the appropriate experts in the field as deemed  
14 necessary.

15 (d) Members of the task force shall be reimbursed for travel  
16 expenses in accordance with chapter 43.03 RCW.

17 (e) The task force shall report its initial findings and  
18 recommendations to the governor and the appropriate committees of the  
19 legislature by December 1, 2022, and a final report must be submitted  
20 by June 30, 2023.

21 (11) \$150,000 of the general fund—state appropriation for fiscal  
22 year 2023 is provided solely for the board to study the statewide  
23 limit of retail cannabis outlets and the practice of assigning retail  
24 licenses by city, to determine if the practice is sufficient to meet  
25 the consumption rate and population of the state as well as the  
26 legislature's social equity goals.

27 **Sec. 141.** 2021 c 334 s 143 (uncodified) is amended to read as  
28 follows:

29 **FOR THE UTILITIES AND TRANSPORTATION COMMISSION**

30	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$251,000</del> ))
31		<u>\$515,000</u>
32	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$199,000</del> ))
33		<u>\$835,000</u>
34	General Fund—Private/Local Appropriation. . . . .	(( <del>\$16,591,000</del> ))
35		<u>\$16,887,000</u>
36	Public Service Revolving Account—State Appropriation. (( <del>\$42,430,000</del> ))	
37		<u>\$43,983,000</u>
38	Public Service Revolving Account—Federal	

1	Appropriation. . . . .	(( <del>\$100,000</del> ))
2		<u>\$108,000</u>
3	Pipeline Safety Account—State Appropriation. . . . .	(( <del>\$3,435,000</del> ))
4		<u>\$3,578,000</u>
5	Pipeline Safety Account—Federal Appropriation. . . . .	(( <del>\$3,140,000</del> ))
6		<u>\$3,247,000</u>
7	TOTAL APPROPRIATION. . . . .	(( <del>\$66,146,000</del> ))
8		<u>\$69,153,000</u>

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

11 (1) Up to \$800,000 of the public service revolving account—state  
12 appropriation in this section is for the utilities and transportation  
13 commission to supplement funds committed by a telecommunications  
14 company to expand rural broadband service on behalf of an eligible  
15 governmental entity. The amount in this subsection represents  
16 payments collected by the utilities and transportation commission  
17 pursuant to the Qwest performance assurance plan.

18 (2) \$137,000 of the public service revolving account—state  
19 appropriation is provided solely for the implementation of Engrossed  
20 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~  
21 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~  
22 ~~subsection shall lapse.~~)

23 (3) \$179,000 of the public service revolving account—state  
24 appropriation is provided solely for the implementation of Engrossed  
25 Substitute Senate Bill No. 5295 (gas & electric rates). (~~If the bill~~  
26 ~~is not enacted by June 30, 2021, the amount provided in this~~  
27 ~~subsection shall lapse.~~)

28 (4) (a) \$251,000 of the general fund—state appropriation for  
29 fiscal year 2022 and \$199,000 of the general fund—state appropriation  
30 for fiscal year 2023 are provided solely for the commission to  
31 examine feasible and practical pathways for investor-owned electric  
32 and natural gas utilities to contribute their share to greenhouse gas  
33 emissions reductions as described in RCW 70A.45.020, and the impacts  
34 of energy decarbonization on residential and commercial customers and  
35 the electrical and natural gas utilities that serve them.

36 (b) The examination required in (a) of this subsection must  
37 identify and consider:

38 (i) How natural gas utilities can decarbonize;

1 (ii) The impacts of increased electrification on the ability of  
2 electric utilities to deliver services to current natural gas  
3 customers reliably and affordably;

4 (iii) The ability of electric utilities to procure and deliver  
5 electric power to reliably meet that load;

6 (iv) The impact on regional electric system resource adequacy,  
7 and the transmission and distribution infrastructure requirements for  
8 such a transition;

9 (v) The costs and benefits to residential and commercial  
10 customers, including environmental, health, and economic benefits;

11 (vi) Equity considerations and impacts to low-income customers  
12 and highly impacted communities; and

13 (vii) Potential regulatory policy changes to facilitate  
14 decarbonization of the services that gas companies provide while  
15 ensuring customer rates are fair, just, reasonable, and sufficient.

16 (c) The commission may require data and analysis from investor-  
17 owned natural gas and electric utilities, and consumer owned  
18 utilities may submit data to the commission to inform the  
19 investigation. The results of the examination must be reported to the  
20 appropriate legislative committees by June 1, 2023.

21 (5) \$76,000 of the public service revolving account—state  
22 appropriation is provided solely to implement Engrossed Third  
23 Substitute House Bill No. 1091 (transportation fuel/carbon). (~~If the~~  
24 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
25 ~~subsection shall lapse.~~)

26 (6) \$36,000 of the public service revolving account—state  
27 appropriation is provided solely for the implementation of Substitute  
28 House Bill No. 1114 (urban heat island mitigation). (~~If the bill is~~  
29 ~~not enacted by June 30, 2021, the amount provided in this subsection~~  
30 ~~shall lapse.~~)

31 (7) \$358,000 of the general fund—state appropriation for fiscal  
32 year 2023 is provided solely for implementation of Substitute Senate  
33 Bill No. 5678 (energy project orders). If the bill is not enacted by  
34 June 30, 2022, the amount provided in this subsection shall lapse.

35 (8) \$23,000 of the general fund—state appropriation for fiscal  
36 year 2023 and \$56,000 of the pipeline safety account—state  
37 appropriation are provided solely for implementation of Substitute  
38 Senate Bill No. 5910 (hydrogen). If the bill is not enacted by June  
39 30, 2022, the amounts provided in this subsection shall lapse.

1       (9) \$8,000 of the public service revolving account—state  
2 appropriation is provided solely for implementation of Engrossed  
3 Second Substitute Senate Bill No. 5803 (wildfire/electric utilities).  
4 If the bill is not enacted by June 30, 2022, the amount provided in  
5 this subsection shall lapse.

6       (10) \$50,000 of the general fund—state appropriation for fiscal  
7 year 2023 is provided solely for commission to coordinate with the  
8 office of the insurance commissioner to convene a utility liability  
9 insurance work group and report its finding to the governor and the  
10 appropriate committees of the legislature by June 1, 2023.

11       **Sec. 142.** 2021 c 334 s 144 (uncodified) is amended to read as  
12 follows:

13 **FOR THE MILITARY DEPARTMENT**

14	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$10,500,000</del> ))
15		<u>\$10,015,000</u>
16	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$9,502,000</del> ))
17		<u>\$11,532,000</u>
18	General Fund—Federal Appropriation. . . . .	(( <del>\$120,157,000</del> ))
19		<u>\$122,051,000</u>
20	Enhanced 911 Account—State Appropriation. . . . .	(( <del>\$53,834,000</del> ))
21		<u>\$54,044,000</u>
22	Disaster Response Account—State Appropriation. . . . .	(( <del>\$42,370,000</del> ))
23		<u>\$75,579,000</u>
24	Disaster Response Account—Federal Appropriation. . . . .	(( <del>\$920,106,000</del> ))
25		<u>\$1,068,850,000</u>
26	Military Department Rent and Lease Account—State	
27	Appropriation. . . . .	(( <del>\$994,000</del> ))
28		<u>\$1,001,000</u>
29	Military Department Active State Service Account—	
30	State Appropriation. . . . .	\$400,000
31	Oil Spill Prevention Account—State Appropriation. . . . .	\$1,040,000
32	Worker and Community Right to Know Fund—State	
33	Appropriation. . . . .	(( <del>\$1,832,000</del> ))
34		<u>\$1,923,000</u>
35	TOTAL APPROPRIATION. . . . .	(( <del>\$1,160,735,000</del> ))
36		<u>\$1,346,435,000</u>

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

1 (1) The military department shall submit a report to the office  
2 of financial management and the legislative fiscal committees by  
3 February 1st and October 31st of each year detailing information on  
4 the disaster response account, including: (a) The amount and type of  
5 deposits into the account; (b) the current available fund balance as  
6 of the reporting date; and (c) the projected fund balance at the end  
7 of the 2021-2023 biennium based on current revenue and expenditure  
8 patterns.

9 (2) \$40,000,000 of the general fund—federal appropriation is  
10 provided solely for homeland security, subject to the following  
11 conditions: Any communications equipment purchased by local  
12 jurisdictions or state agencies shall be consistent with standards  
13 set by the Washington state interoperability executive committee.

14 (3) \$11,000,000 of the enhanced 911 account—state appropriation  
15 is provided solely for financial assistance to counties.

16 (4) \$784,000 of the disaster response account—state appropriation  
17 is provided solely for fire suppression training, equipment, and  
18 supporting costs to national guard soldiers and airmen.

19 (5) \$200,000 of the military department rental and lease account—  
20 state appropriation is provided solely for maintenance staff.

21 (6) (~~(\$1,000,000)~~) \$300,000 of the general fund—state  
22 appropriation for fiscal year 2022 (~~(is)~~) and \$700,000 of the  
23 disaster response account—state appropriation are provided solely for  
24 grants to assist eligible individuals and families with the purchase  
25 of household appliances, home repair, and home replacement including  
26 construction, building materials, site preparation, and permitting  
27 fees. The maximum grant to an eligible individual or household is  
28 \$2,500. Grants will be awarded on a first-come, first-serve basis  
29 subject to availability of amounts provided in this subsection. For  
30 purposes of this subsection, "household appliance" means a machine  
31 that assists with household functions such as cooking, cleaning and  
32 food preservation. To be eligible, an individual or family must:

33 (a) Be a resident of Douglas, Okanogan, Pierce, or Whitman  
34 county;

35 (b) Have suffered damage to their home or was displaced from a  
36 rental unit used as their primary residence due to a wildfire  
37 occurring in fiscal year 2021;

38 (c) Not have or have inadequate private insurance to cover the  
39 cost of household appliance replacement;

1 (d) Not qualify for individual assistance through the federal  
2 emergency management agency; and

3 (e) Meet one of the following criteria:

4 (i) Is disabled;

5 (ii) Has a household income equal to or less than 80 percent of  
6 county median household income;

7 (iii) The home qualified for the property tax exemption program  
8 in RCW 84.36.379 through 84.36.389; or

9 (iv) The home qualified for the property tax deferral program in  
10 chapter 84.38 RCW.

11 (7) \$2,136,000 of the general fund—federal appropriation (ARPA)  
12 is provided solely for the department to administer the emergency  
13 management performance grants according to federal laws and  
14 guidelines.

15 (8) \$3,808,000 of the disaster response account—state  
16 appropriation and \$46,039,000 of the disaster response account—  
17 federal appropriation are provided solely for agency costs for  
18 acquiring personal protective equipment as listed in LEAP omnibus  
19 document 2021-FEMA PPE, dated April 24, 2021. The department must  
20 coordinate with the agencies who have costs listed in LEAP omnibus  
21 document 2021-FEMA PPE, dated April 24, 2021, to ensure application  
22 to the federal emergency management agency for reimbursement.

23 (9)(a) \$251,000 of the general fund—state appropriation for  
24 fiscal year 2022 and (~~(\$250,000)~~) \$775,000 of the general fund—state  
25 appropriation for fiscal year 2023 are provided solely for the  
26 military department to facilitate a task force to conduct a  
27 comprehensive after-action review of the statewide pandemic response  
28 and recovery.

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

30 (i) One member from each of the two largest caucuses of the  
31 senate, appointed by the president of the senate;

32 (ii) One member from each of the two largest caucuses of the  
33 house of representatives, appointed by the speaker of the house of  
34 representatives;

35 (iii) The secretary of the department of health, or the  
36 secretary's designee;

37 (iv) The adjutant general of the military department, or the  
38 adjutant general's designee;

- 1 (v) The commissioner of the employment security department, or  
2 the commissioner's designee;
- 3 (vi) The director of the department of financial institutions, or  
4 the director's designee;
- 5 (vii) The insurance commissioner, or the commissioner's designee;
- 6 (viii) The secretary of the department of social and health  
7 services, or the secretary's designee;
- 8 (ix) The superintendent of public instruction, or the  
9 superintendent's designee;
- 10 (x) The director of the department of labor and industries, or  
11 the director's designee;
- 12 (xi) The director of the department of commerce, or the  
13 director's designee;
- 14 (xii) The director of the department of enterprise services, or  
15 the director's designee;
- 16 (xiii) The secretary of the department of transportation, or the  
17 secretary's designee;
- 18 (xiv) The director of the department of licensing, or the  
19 director's designee;
- 20 (xv) The director of the office of financial management, or the  
21 director's designee;
- 22 (xvi) The director of the health care authority, or the  
23 director's designee;
- 24 (xvii) The executive director of the pharmacy quality assurance  
25 commission, or the executive director's designee;
- 26 (xviii) One member representing the Washington association of  
27 sheriffs and police chiefs;
- 28 (xix) One member representing the association of Washington  
29 businesses; and
- 30 (xx) Additional members to be appointed by the governor, as  
31 follows:
- 32 (A) One member representing the office of the governor;
- 33 (B) One member representing the association of Washington cities;
- 34 (C) One member representing the Washington state association of  
35 counties;
- 36 (D) One member representing emergency and transitional housing  
37 providers;
- 38 (E) One member representing a statewide association representing  
39 physicians;



1 (F) One member representing a statewide association representing  
2 nurses;

3 (G) One member representing a statewide association representing  
4 hospitals;

5 (H) One member representing community health centers;

6 (I) Two members representing local public health officials;

7 (J) Two members representing local emergency management agencies,  
8 one member located west of the crest of the Cascade mountains and one  
9 member located east of the crest of the Cascade mountains;

10 (K) At least one member representing federally recognized tribes;

11 (L) Up to 10 members representing demographic groups that have  
12 been disproportionately impacted by the COVID-19 pandemic, that  
13 include, but are not limited to, individuals of different race,  
14 class, gender, ethnicity, and immigration status;

15 (M) One member representing leisure and hospitality industries;

16 (N) One member representing education services; and

17 (O) One member representing manufacturing and trade industries.

18 (c) The adjutant general, or the adjutant general's designee, and  
19 the secretary of the department of health, or the secretary's  
20 designee, shall cochair the task force and convene its initial  
21 meeting.

22 (d) (i) The task force shall conduct the comprehensive after-  
23 action review of the COVID-19 pandemic response in accordance with  
24 established national standards for emergency or disaster after-action  
25 reviews. In order to improve the response to and recovery from future  
26 pandemics, the task force shall develop lessons learned and make  
27 recommendations that include, but are not limited to, the following:

28 (A) Aspects of the COVID-19 response that may inform future  
29 pandemic and all-hazards responses;

30 (B) Emergency responses that would benefit the business community  
31 and workers during a pandemic;

32 (C) Standards regarding flexible rent and repayment plans for  
33 residential and commercial tenants during a pandemic;

34 (D) Whether establishing regional emergency management agencies  
35 would benefit Washington state emergency response to future  
36 pandemics;

37 (E) Gaps and needs for volunteers to support medical  
38 professionals in performing their pandemic emergency response  
39 functions within Washington state;

1 (F) Gaps and needs for tools to measure the scale of an impact  
2 caused by a pandemic and tailoring the pandemic response to affected  
3 regions based on the scale of the impact in those regions;

4 (G) Gaps and needs in health care system capacity and case  
5 tracking, monitoring, control, isolation and quarantine, and  
6 deploying medical supplies and personnel; and

7 (H) Implementing guidelines for school closures during a  
8 pandemic.

9 (ii) The topics identified in (i) of this subsection (7)(d) are  
10 intended to be illustrative but not exhaustive. The task force should  
11 consider issues relating to equity, disparities, and discrimination  
12 in each topic it studies and for which it makes recommendations.

13 (e) The military department must provide staff support for the  
14 task force. The military department may employ staff and contracted  
15 support to fulfill the requirements of this subsection.

16 (f) The task force shall consult with owners of small businesses,  
17 epidemiologists, and representatives of immigrant communities.

18 (g) Legislative members of the task force are reimbursed for  
19 travel expenses in accordance with RCW 44.04.120. Nonlegislative  
20 members shall be reimbursed for travel expenses in accordance with  
21 chapter 43.03 RCW.

22 (h) The task force shall report its initial findings and  
23 recommendations to the governor and the appropriate committees of the  
24 legislature by June 30, 2022. The task force shall report its final  
25 findings and recommendations to the governor and the appropriate  
26 committees of the legislature by June 30, 2023.

27 (10)(a) Within amounts appropriated in this act, the department  
28 must coordinate with the department of commerce in the administration  
29 of the grant program created in section 129(88) of this act.

30 (b) If the federal emergency management agency provides  
31 reimbursement for any portion of the costs incurred by a city or  
32 county that were paid for using state grant funding provided under  
33 section 129(88) of this act, the military department shall remit the  
34 reimbursed funds to the state general fund.

35 (c) The department must provide technical assistance for the  
36 public assistance program application process to applicants to the  
37 grant program created in section 129(88) of this act.

38 (11) \$438,000 of the disaster response account—state  
39 appropriation is provided solely for a dedicated access and  
40 functional needs program manager, access and functional need

1 services, and a dedicated tribal liaison to assist with disaster  
2 preparedness and response.

3 (12) \$275,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for the department to provide a grant to  
5 the Ruckelshaus center to compare traditional decision making systems  
6 with other decision making structures and provide recommendations for  
7 future emergency responses.

8 (13) \$300,000 of the general fund—state appropriation for fiscal  
9 year 2023 is provided solely for the department to contract for the  
10 development of a plan for a state-level disaster individual  
11 assistance program. The program should be modeled after successful  
12 programs in other states and be linked to complimentary programs at  
13 agencies such as the departments of commerce and social and health  
14 services, and the office of the governor. The fully developed program  
15 will detail the establishment, operations, and maintenance of a  
16 state-level disaster individual assistance program. A report  
17 detailing findings and recommendations for creating the program shall  
18 be delivered to the appropriate legislative committees by June 30,  
19 2023.

20 (14) \$15,000 of the enhanced 911 account—state appropriation is  
21 provided solely for implementation of Substitute Senate Bill No. 5555  
22 (safety telecommunicators). If the bill is not enacted by June 30,  
23 2022, the amount provided in this subsection shall lapse.

24 (15) \$7,500,000 of the disaster response account—state  
25 appropriation is provided solely for the department to make grants to  
26 assist in the flood recovery efforts in Whatcom county.

27 (16) \$4,853,000 of the disaster response account—state  
28 appropriation is provided solely for the department to use as  
29 matching funds for the federal emergency management agency building  
30 resilient infrastructure and communities (BRIC) grant program.

31 **Sec. 143.** 2021 c 334 s 145 (uncodified) is amended to read as  
32 follows:

33 **FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION**

34 General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$2,401,000</del> ))
	<u>\$2,403,000</u>
36 General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$2,371,000</del> ))
37	<u>\$2,452,000</u>
38 Personnel Service Account—State Appropriation. . . . .	(( <del>\$4,382,000</del> ))

1		<u>\$4,457,000</u>
2	Higher Education Personnel Services Account—State	
3	Appropriation. . . . .	(( <del>\$1,407,000</del> ))
4		<u>\$1,430,000</u>
5	TOTAL APPROPRIATION. . . . .	(( <del>\$10,561,000</del> ))
6		<u>\$10,742,000</u>

7       The appropriations in this section are subject to the following  
8 conditions and limitations: \$52,000 of the general fund—state  
9 appropriation for fiscal year 2022 and \$5,000 of the general fund—  
10 state appropriation for fiscal year 2023 are provided solely for the  
11 implementation of Substitute Senate Bill No. 5055 (law enforcement  
12 grievances). (~~If the bill is not enacted by June 30, 2021, the~~  
13 ~~amounts provided in this subsection shall lapse.~~)

14       **Sec. 144.** 2021 c 334 s 146 (uncodified) is amended to read as  
15 follows:

16 **FOR THE BOARD OF ACCOUNTANCY**

17	Certified Public Accountants' Account—State	
18	Appropriation. . . . .	(( <del>\$4,438,000</del> ))
19		<u>\$4,483,000</u>
20	TOTAL APPROPRIATION. . . . .	(( <del>\$4,438,000</del> ))
21		<u>\$4,483,000</u>

22       **Sec. 145.** 2021 c 334 s 147 (uncodified) is amended to read as  
23 follows:

24 **FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS**

25	Volunteer Firefighters' and Reserve Officers'	
26	Administrative Account—State Appropriation. . . . .	(( <del>\$4,960,000</del> ))
27		<u>\$4,977,000</u>
28	TOTAL APPROPRIATION. . . . .	(( <del>\$4,960,000</del> ))
29		<u>\$4,977,000</u>

30       The appropriation in this section is subject to the following  
31 conditions and limitations: \$3,930,000 of the volunteer firefighters'  
32 and reserve officers' administrative account—state appropriation is  
33 provided solely for a benefits management system, and is subject to  
34 the conditions, limitations, and review requirements of section 701  
35 of this act.

1 **Sec. 146.** 2021 c 334 s 148 (uncodified) is amended to read as  
2 follows:

3 **FOR THE FORENSIC INVESTIGATION COUNCIL**

4 Death Investigations Account—State Appropriation. . . . . \$753,000  
5 TOTAL APPROPRIATION. . . . . \$753,000

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

8 (1) (a) \$250,000 of the death investigations account—state  
9 appropriation is provided solely for providing financial assistance  
10 to local jurisdictions in multiple death investigations. The forensic  
11 investigation council shall develop criteria for awarding these funds  
12 for multiple death investigations involving an unanticipated,  
13 extraordinary, and catastrophic event or those involving multiple  
14 jurisdictions.

15 (b) Of the amounts provided in this subsection, \$30,000 of the  
16 death investigations account—state appropriation is provided solely  
17 for the Adams county crime lab to investigate a double homicide that  
18 occurred in fiscal year 2021.

19 (2) \$210,000 of the death investigations account—state  
20 appropriation is provided solely for providing financial assistance  
21 to local jurisdictions in identifying human remains.

22 (3) Within the amount appropriated in this section, the forensic  
23 investigation council may enter into an interagency agreement with  
24 the department of enterprise services for the department to provide  
25 services related to public records requests, to include responding  
26 to, or assisting the council in responding to, public disclosure  
27 requests received by the council.

28 **Sec. 147.** 2021 c 334 s 149 (uncodified) is amended to read as  
29 follows:

30 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

31 General Fund—State Appropriation (FY 2022). . . . . (~~(\$5,976,000)~~)  
32 \$7,019,000  
33 General Fund—State Appropriation (FY 2023). . . . . (~~(\$5,833,000)~~)  
34 \$7,006,000  
35 General Fund—Private/Local Appropriation. . . . . \$102,000  
36 Building Code Council Account—State Appropriation. . . . . (~~(\$1,825,000)~~)  
37 \$2,275,000  
38 Coronavirus State Fiscal Recovery Fund—Federal

1	<u>Appropriation. . . . .</u>	<u>\$2,952,000</u>
2	TOTAL APPROPRIATION. . . . .	(( <del>\$13,736,000</del> ))
3		<u>\$19,354,000</u>

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

6 (1) ((~~\$5,208,000~~)) \$6,154,000 of the general fund—state  
7 appropriation for fiscal year 2022 and ((~~\$5,269,000~~)) \$6,178,000 of  
8 the general fund—state appropriation for fiscal year 2023 are  
9 provided solely for the payment of facilities and services charges to  
10 include campus rent, ((~~utilities~~)) parking, ((~~and~~)) security,  
11 contracts, public and historic facilities charges, and capital  
12 projects surcharges allocable to the senate, house of  
13 representatives, statute law committee, legislative support services,  
14 and joint legislative systems committee. The department shall  
15 allocate charges attributable to these agencies among the affected  
16 revolving funds. The department shall maintain an interagency  
17 agreement with these agencies to establish performance standards,  
18 prioritization of preservation and capital improvement projects, and  
19 quality assurance provisions for the delivery of services under this  
20 subsection. The legislative agencies named in this subsection shall  
21 continue to enjoy all of the same rights of occupancy and space use  
22 on the capitol campus as historically established.

23 (2) Before any agency may purchase a passenger motor vehicle as  
24 defined in RCW 43.19.560, the agency must have written approval from  
25 the director of the department of enterprise services. Agencies that  
26 are exempted from the requirement are the Washington state patrol,  
27 Washington state department of transportation, and the department of  
28 natural resources.

29 (3) From the fee charged to master contract vendors, the  
30 department shall transfer to the office of minority and women's  
31 business enterprises in equal monthly installments \$1,500,000 in  
32 fiscal year 2022 and \$1,300,000 in fiscal year 2023.

33 (4) Within existing resources, beginning October 31, 2021, the  
34 department, in collaboration with consolidated technology services,  
35 must provide a report to the governor and fiscal committees of the  
36 legislative by October 31 of each calendar year that reflects  
37 information technology contract information based on a contract  
38 snapshot from June 30 of that same calendar year, and must also  
39 include any contract that was active since July 1 of the previous

1 calendar year. The department will coordinate to receive contract  
2 information for all contracts to include those where the department  
3 has delegated authority so that the report includes statewide  
4 contract information. The report must contain a list of all  
5 information technology contracts to include the agency name, contract  
6 number, vendor name, contract term start and end dates, contract  
7 dollar amount in total, and contract dollar amounts by state fiscal  
8 year. The report must also include, by contract, the contract  
9 spending projections by state fiscal year for each ensuing state  
10 fiscal year through the contract term, and note the type of service  
11 delivered. The list of contracts must be provided electronically in  
12 Excel and be sortable by all field requirements. The report must also  
13 include trend analytics on information technology contracts, and  
14 recommendations for reducing costs where possible.

15 (5) \$162,000 of the general fund—state appropriation in fiscal  
16 year 2022 and \$162,000 of the general fund—state appropriation for  
17 fiscal year 2023 are provided solely for the department to waive rent  
18 fees and charges through June 30, 2023, for vendors who are blind  
19 business enterprise program licensees by the department of services  
20 for the blind and who lease space and operate food service  
21 businesses, inclusive of delis, cafeterias, and espresso stands, in  
22 state government buildings.

23 (6) Within existing resources, the state building code council,  
24 in collaboration with the LGBTQ commission, must develop a plan to  
25 incorporate into future Washington state building codes options for  
26 the design and construction of inclusive bathroom facilities that are  
27 consistent with a person's own gender expression or gender identity.  
28 Coordination must begin by September 1, 2021, and a preliminary  
29 report of the plan is due by September 1, 2022.

30 (7)(a) The department must work with the office of financial  
31 management to identify leases that will be up for renewal effective  
32 July 1, 2022, through June 30, 2024.

33 (b) The department must collaborate with the office of financial  
34 management on reduction in leased office space by agency for fiscal  
35 years 2024 and 2025.

36 (8)(a) The department must work collaboratively with at least  
37 each state agency that has fleet vehicles to discuss the agency need  
38 for the number of fleet vehicles each agency has as of July 1, 2021.  
39 The department must identify and report, at least:

1 (i) The count of fleet vehicles by agency by type, and the cost  
2 by fund source by fiscal year for fiscal year 2019, 2020, 2021, 2022,  
3 and 2023 for agency fleet vehicles;

4 (ii) The mileage data by agency by fleet vehicle for fiscal year  
5 2019, 2020, and 2021, and the estimates for fiscal year 2022 and  
6 2023; and

7 (iii) The business justification for the amount of fleet vehicles  
8 in fiscal year 2022 and 2023, by agency, given the change in business  
9 practice from in-person to remote work and video conferencing that  
10 began in 2020.

11 (b) The department must submit the report to fiscal and  
12 appropriate policy committees of the legislature by December 1, 2021.

13 (9) (a) The department must examine the motor pool fleet to  
14 determine the need for the number of vehicles. The department must  
15 identify, at least:

16 (i) The count of motor pool vehicles by type;

17 (ii) The cost recovery needed by fiscal year for fiscal year  
18 2021, 2022, and 2023. This must include the anticipated recovery by  
19 fund source by fiscal year for fiscal year 2021, 2022, and 2023;

20 (iii) The mileage data by motor pool vehicle for fiscal year  
21 2019, 2020, and 2021, and the estimates for 2022 and 2023; and

22 (iv) The business justification for the amount of motor vehicles  
23 in fiscal year 2022 and 2023, given the change in business practice  
24 from in-person to remote work and video conferencing.

25 (b) The department must report to fiscal and appropriate policy  
26 committees of the legislature by December 1, 2021.

27 (10) \$69,000 of the building code council account—state  
28 appropriation is provided solely for implementation of Engrossed  
29 Substitute House Bill No. 1184 (risk-based water quality standards).  
30 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~  
31 ~~this subsection shall lapse.~~)

32 (11) Within existing resources, the department must continue to  
33 prioritize the new diversity, equity, and inclusion training. This  
34 includes the department using the developed diversity, equity, and  
35 inclusion training curriculum that consists of at least five modules,  
36 and the department must start the trainings in fiscal year 2022 as  
37 outlined in their plan for training deployment.

38 (12) \$167,000 of the general fund—state appropriation for fiscal  
39 year 2023 is provided solely for the department to prepare a state  
40 fleets zero emission vehicle implementation strategy, in



1 collaboration with the state efficiency and environmental performance  
2 program, as outlined in executive order 21-04. The department must  
3 develop a state fleet vehicle charging plan and submit a draft plan  
4 to fiscal committees of the legislature by June 30, 2023.

5 (13) General fund—state appropriations for expenditure in the  
6 state vehicle parking account and the enterprise services account  
7 provided in part VII of this act are one-time only.

8 (14) \$2,952,000 of the coronavirus state fiscal recovery fund—  
9 state appropriation is provided solely for zero emission electric  
10 vehicle supply equipment infrastructure at state-owned facilities to  
11 accommodate charging station installation. The electric vehicle  
12 charging equipment must allow for the collection of usage data and  
13 must be coordinated with the state efficiency and environmental  
14 performance program. The department must prioritize locations based  
15 on state efficiency and environmental performance location  
16 priorities, and at least where zero emission fleet vehicles are  
17 scheduled to be purchased in fiscal year 2023. The department must  
18 report when and where the equipment was installed, usage data at each  
19 charging station, and the state agencies and state facilities that  
20 benefit from the installation of the charging station to the fiscal  
21 committees of the legislature by June 30, 2023, for those installed  
22 in fiscal year 2023, and each fiscal year thereafter if further  
23 funding is provided. The department shall collaborate with the  
24 interagency electric vehicle coordinating council established in  
25 Engrossed Substitute Senate Bill No. 5974 (transportation resources)  
26 to implement this subsection and must work to meet benchmarks  
27 established in Engrossed Substitute Senate Bill No. 5974  
28 (transportation resources).

29 **Sec. 148.** 2021 c 334 s 150 (uncodified) is amended to read as  
30 follows:

31 **FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**

32	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$2,736,000</del> ))
33		<u>\$2,717,000</u>
34	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$2,779,000</del> ))
35		<u>\$3,255,000</u>
36	General Fund—Federal Appropriation. . . . .	(( <del>\$2,948,000</del> ))
37		<u>\$3,178,000</u>
38	General Fund—Private/Local Appropriation. . . . .	\$14,000

1 TOTAL APPROPRIATION. . . . . (~~(\$8,477,000)~~)  
2 \$9,164,000

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

5 (1) \$103,000 of the general fund—state appropriation for fiscal  
6 year 2022 and \$103,000 of the general fund—state appropriation for  
7 fiscal year 2023 are provided solely for archaeological  
8 determinations and excavations of inadvertently discovered skeletal  
9 human remains, and removal and reinterment of such remains when  
10 necessary.

11 (2) \$500,000 of the general fund—state appropriation for fiscal  
12 year 2022 and \$550,000 of the general fund—state appropriation for  
13 fiscal year 2023 are provided solely for the Washington main street  
14 program, including \$150,000 of the general fund—state appropriation  
15 for fiscal year 2022 and \$200,000 of the general fund—state  
16 appropriation for fiscal year 2023 provided solely for a pilot  
17 project grant program for affiliate main street programs. From the  
18 amount provided in this subsection, the department may provide grants  
19 of up to \$40,000 to the affiliate main street programs for staffing  
20 costs, capacity building, and other costs associated with  
21 establishing a local nonprofit organization focused solely on  
22 downtown revitalization. The department must prioritize affiliate  
23 main street programs in locations with a population under 20,000.

24 (3) \$100,000 of the general fund—state appropriation for fiscal  
25 year 2023 is provided solely for a nonprofit to produce and share  
26 materials that explore the history of waterfront park and Seattle's  
27 central waterfront.

28 **Sec. 149.** 2021 c 334 s 151 (uncodified) is amended to read as  
29 follows:

30 **FOR THE CONSOLIDATED TECHNOLOGY SERVICES AGENCY**

31 General Fund—State Appropriation (FY 2022). . . . . \$581,000  
32 General Fund—State Appropriation (FY 2023). . . . . (~~(\$531,000)~~)  
33 \$631,000  
34 Consolidated Technology Services Revolving Account—  
35 State Appropriation. . . . . (~~(\$53,030,000)~~)  
36 \$70,795,000  
37 TOTAL APPROPRIATION. . . . . (~~(\$54,142,000)~~)  
38 \$72,007,000

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

3 (1) (~~(\$11,623,000)~~) \$11,598,000 of the consolidated technology  
4 services revolving account—state appropriation is provided solely for  
5 the office of the chief information officer. Of this amount:

6 (a) \$2,000,000 of the consolidated technology services revolving  
7 account—state appropriation is provided solely for experienced  
8 information technology project managers to provide critical support  
9 to agency IT projects that are under oversight from the office of the  
10 chief information officer. The staff or vendors will:

11 (i) Provide master level project management guidance to agency IT  
12 stakeholders;

13 (ii) Consider statewide best practices from the public and  
14 private sectors, independent review and analysis, vendor management,  
15 budget and timing quality assurance and other support of current or  
16 past IT projects in at least Washington state and share these with  
17 agency IT stakeholders and legislative fiscal staff at least  
18 (~~quarterly~~) twice annually and post these to the statewide IT  
19 dashboard; and

20 (iii) Provide independent recommendations to legislative fiscal  
21 committees by December of each calendar year on oversight of IT  
22 projects to include opportunities for accountability and performance  
23 metrics.

24 (b) \$2,960,000 of the consolidated technology services revolving  
25 account—state appropriation is provided solely for the office of  
26 privacy and data protection.

27 (2) (~~(\$12,393,000)~~) \$12,168,000 of the consolidated technology  
28 services revolving account—state appropriation is provided solely for  
29 the office of cyber security.

30 (3) The consolidated technology services agency shall work with  
31 customer agencies using the Washington state electronic records vault  
32 (WASERV) to identify opportunities to:

33 (a) Reduce storage volumes and costs associated with vault  
34 records stored beyond the agencies' record retention schedules; and

35 (b) Assess a customized service charge as defined in chapter 304,  
36 Laws of 2017 for costs of using WASERV to prepare data compilations  
37 in response to public records requests.

38 (4) (a) In conjunction with the office of the chief information  
39 officer's prioritization of proposed information technology

1 expenditures, agency budget requests for proposed information  
2 technology expenditures must include the following:

3 (i) The agency's priority ranking of each information technology  
4 request;

5 (ii) The estimated cost by fiscal year and by fund for the  
6 current biennium;

7 (iii) The estimated cost by fiscal year and by fund for the  
8 ensuing biennium;

9 (iv) The estimated total cost for the current and ensuing  
10 biennium;

11 (v) The total cost by fiscal year, by fund, and in total, of the  
12 information technology project since it began;

13 (vi) The estimated cost by fiscal year and by fund over all  
14 biennia through implementation and close out and into maintenance and  
15 operations;

16 (vii) The estimated cost by fiscal year and by fund for service  
17 level agreements once the project is implemented;

18 (viii) The estimated cost by fiscal year and by fund for agency  
19 staffing for maintenance and operations once the project is  
20 implemented; and

21 (ix) The expected fiscal year when the agency expects to complete  
22 the request.

23 (b) The office of the chief information officer and the office of  
24 financial management may request agencies to include additional  
25 information on proposed information technology expenditure requests.

26 (5) The consolidated technology services agency must not increase  
27 fees charged for existing services without prior approval by the  
28 office of financial management. The agency may develop fees to  
29 recover the actual cost of new infrastructure to support increased  
30 use of cloud technologies.

31 (6) Within existing resources, the agency must provide oversight  
32 of state procurement and contracting for information technology goods  
33 and services by the department of enterprise services.

34 (7) Within existing resources, the agency must host, administer,  
35 and support the state employee directory in an online format to  
36 provide public employee contact information.

37 (8) The health care authority, the health benefit exchange, the  
38 department of social and health services, the department of health,  
39 and the department of children, youth, and families shall work  
40 together within existing resources to establish the health and human

1 services enterprise coalition (the coalition). The coalition, led by  
2 the health care authority, must be a multi-organization collaborative  
3 that provides strategic direction and federal funding guidance for  
4 projects that have cross-organizational or enterprise impact,  
5 including information technology projects that affect organizations  
6 within the coalition. The office of the chief information officer  
7 shall maintain a statewide perspective when collaborating with the  
8 coalition to ensure that the development of projects identified in  
9 this report and all those projects undertaken by the coalition are  
10 planned for in a manner that ensures the efficient use of state  
11 resources, supports the adoption of a cohesive technology and data  
12 architecture, and maximizes federal financial participation.  
13 Beginning July 31, 2022, and by July 31st each year, the office of  
14 the chief information officer shall collect from the coalition  
15 information to produce summaries and budget detail sufficient to  
16 allow review, analysis, and documentation of all current and proposed  
17 expenditures for coalition information technology projects that are  
18 in progress or anticipated to start within this biennium. The office  
19 must also complete a services consultation with the coalition on any  
20 and all active coalition projects each August, effective August 1,  
21 2022, regardless of whether any coalition agency will ask for new  
22 funding through the budget process, and include projects the  
23 coalition is working on with base funding or other funding  
24 arrangements. As a result of this consultation, the office of the  
25 chief information officer must add a prioritized recommendation of  
26 the projects reviewed and submit that to fiscal committees of the  
27 legislature each October 31st, effective October 31, 2022. The work  
28 of the coalition and any project identified as a coalition project is  
29 subject to the conditions, limitations, and review provided in  
30 section 701 of this act.

31 (9) (~~(\$4,303,000)~~) \$4,380,000 of the consolidated technology  
32 services revolving account—state appropriation is provided solely for  
33 the creation and ongoing delivery of information technology services  
34 tailored to the needs of small agencies. The scope of services must  
35 include, at a minimum, full-service desktop support, service  
36 assistance, security, and consultation.

37 (10) (~~(\$23,150,000)~~) \$23,204,000 of the consolidated technology  
38 services revolving account—state appropriation is provided solely for  
39 the procurement and distribution of Microsoft 365 licenses which must  
40 include advanced security features and cloud-based private branch

1 exchange capabilities for state agencies. The office must report  
2 annually to fiscal committees of the legislature beginning December  
3 31, 2021, and each December 31 thereafter, on the count and type of  
4 licenses distributed by consolidated technology services to each  
5 state agency. The report must also separately report on the count and  
6 type of Microsoft 365 licenses that state agencies have in addition  
7 to those that are distributed by consolidated technology services so  
8 that the total count, type of license, and cost is known for  
9 statewide Microsoft 365 licenses.

10 (11)(a) The statewide information technology dashboard elements  
11 must include, at a minimum, the:

12 (i) Start date of the project;

13 (ii) End date of the project, when the project will close out and  
14 implementation will commence;

15 (iii) Term of the project in state fiscal years across all  
16 biennia to reflect the start of the project through the end of the  
17 project;

18 (iv) Total project cost from start date through the end date of  
19 the project in total dollars, and a subtotal of near general fund  
20 outlook;

21 (v) Near general fund outlook budget and actual spending in total  
22 dollars and by fiscal month for central service agencies that bill  
23 out project costs;

24 (vi) Start date of maintenance and operations;

25 (vii) Estimated annual state fiscal year cost of maintenance and  
26 operations after implementation and close out;

27 (viii) Actual spending by state fiscal year and in total for  
28 state fiscal years that have closed;

29 (ix) Date a feasibility study was completed; and

30 (x) A list of funding received by fiscal year by enacted session  
31 law, and how much was received citing chapter law as a list of  
32 funding provided by fiscal year.

33 (b) The office of the chief information officer may recommend  
34 additional elements to include but must have agreement with  
35 legislative fiscal committees and the office of financial management  
36 prior to including additional elements.

37 (c) The agency must ensure timely posting of project data on the  
38 statewide information technology dashboard for at least each project  
39 funded in the budget and under oversight to include, at a minimum,  
40 posting on the dashboard:

1 (i) The budget funded level by project for each project under  
2 oversight within 30 calendar days of the budget being signed into  
3 law;

4 (ii) The project historical expenditures through fiscal year  
5 2021, by December 31, 2021, for all projects that started prior to  
6 July 1, 2021;

7 (iii) The project historical expenditures through fiscal year  
8 2022, by December 31, 2022, for all projects that started prior to  
9 July 1, 2022; and

10 (iv) Whether each project has completed a feasibility study.

11 (12) Within existing resources, consolidated technology services  
12 must collaborate with the department of enterprise services on the  
13 annual contract report that provides information technology contract  
14 information. Consolidated technology services will:

15 (a) Provide (~~App tie~~) data to the department of enterprise  
16 services annually beginning September 1, 2021, and each September 1  
17 of each year; and

18 (b) Provide analysis on contract information for all agencies  
19 comparing spending across state fiscal years by, at least, the  
20 contract spending towers.

21 ~~(13) ((\$129,000 of the consolidated technology services revolving~~  
22 ~~account state appropriation is provided solely for implementation of~~  
23 ~~Second Substitute Senate Bill No. 5062 (data). If the bill is not~~  
24 ~~enacted by June 30, 2021, the amount provided in this subsection~~  
25 ~~shall lapse.~~

26 ~~(14))~~ \$12,000 of the general fund—state appropriation for fiscal  
27 year 2022 is provided solely for the office of the chief information  
28 officer who must convene a work group to examine how automated  
29 decision making systems can best be reviewed before adoption and  
30 while in operation and be periodically audited to ensure that such  
31 systems are fair, transparent, accountable and do not improperly  
32 advantage or disadvantage Washington residents.

33 (a) The work group must be composed of:

34 (i) A representative of the department of children, youth, and  
35 families;

36 (ii) A representative of the department of corrections;

37 (iii) A representative of the department of social and health  
38 services;

39 (iv) A representative of the department of enterprise services;

1 (v) At least two representatives from universities or research  
2 institutions who are experts in the design and effect of an  
3 algorithmic system; and

4 (vi) At least five representatives from advocacy organizations  
5 that represent communities that are disproportionately vulnerable to  
6 being harmed by algorithmic bias, including but not limited to,  
7 African American, Hispanic American, Native American, and Asian  
8 American communities, religious minorities, people with disabilities,  
9 and other vulnerable communities.

10 (b) The purpose of the work group is to develop recommendations  
11 for changes in state law and policy regarding the development,  
12 procurement, and use of automated decision systems by public  
13 agencies. The work group must examine:

14 (i) When state agency use of automated decision making systems  
15 should be prohibited;

16 (ii) When state agency use of artificial intelligence-enabled  
17 profiling systems should be prohibited;

18 (iii) Changes in the procurement of automated decision systems,  
19 including when the procurement must receive prior approval by the  
20 office of chief information officer;

21 (iv) How to review, identify, and audit systems to ensure that  
22 the system prior to procurement and after placed into service does  
23 not discriminate against an individual, or treat an individual less  
24 favorably than another, in whole or in part, on the basis of one or  
25 more factors enumerated in RCW 49.60.010;

26 (v) How to provide public notice when an automated decision  
27 system is in use and how to appeal such decisions;

28 (vi) How automated decision system data should be stored and  
29 whether such data should be shared outside the system; and

30 (vii) Other issues determined by the office of chief information  
31 officer or the department of enterprise services that are necessary  
32 to govern state agency procurement and use of automated decision  
33 systems.

34 (c) To demonstrate the impacts of its recommendations, the work  
35 group must select one of following automated decision making systems  
36 and describe how their implementation would affect the procurement of  
37 a new system and the use the existing system:

38 (i) The department of children, youth, and families system used  
39 to determine risk in the family child welfare system;



1 (ii) The department of corrections system used to determine risk  
2 for purposes of evaluating early release and/or sentencing; or

3 (iii) The department of social and health services system used  
4 for hospital admissions.

5 (d) The work group shall meet at least four times, or more  
6 frequently to accomplish its work. The office of the chief  
7 information officer must lead the work group. Each of the state  
8 agencies identified in (a) of this subsection must provide staff  
9 support to the work group and its activities.

10 (e) The work group must submit a report to the fiscal committees  
11 of the legislature and the governor no later than December 1, 2021.

12 (f) For purposes of this subsection, "automated decision system"  
13 or "system" means any algorithm, including one incorporating machine  
14 learning or other artificial intelligence techniques, that uses data-  
15 based analysis or calculations to make or support government  
16 decisions, judgments, or conclusions that cause a Washington resident  
17 to be treated differently than another Washington resident in the  
18 nature or amount of governmental interaction with that individual  
19 including, without limitation, benefits, protections, required  
20 payments, penalties, regulations, timing, application, or process  
21 requirements.

22 ~~((15))~~ (14) \$81,000 of the consolidated technology services  
23 revolving account—state appropriation is provided solely for  
24 implementation of Engrossed Second Substitute House Bill No. 1274  
25 (cloud computing solutions). ~~((If the bill is not enacted by June 30,~~  
26 ~~2021, the amount provided in this subsection shall lapse.~~

27 ~~(16))~~ (15)(a) \$381,000 of the general fund—state appropriation  
28 for fiscal year 2022 and \$343,000 of the general fund—state  
29 appropriation for fiscal year 2023 are provided solely for the office  
30 of the chief information officer to provide a common platform for  
31 hosting existing state data on natural hazards risks into a  
32 comprehensive, multihazard, statewide, geospatial data portal to  
33 assist with state hazard risk and resilience mapping and analysis. In  
34 performing this work, the office of the chief information officer  
35 will:

36 (i) Coordinate with the state emergency management division,  
37 office of the insurance commissioner, University of Washington  
38 climate impacts group and Washington sea grant, Washington State  
39 University water research center, and the state departments of

1 ecology, health, natural resources, and transportation on the project  
2 scope, user needs, and deliverables;

3 (ii) Organize data in standardized and compatible formats  
4 including temporal data, where able; and

5 (iii) Address credentialing for secure access to protect  
6 sensitive data needed for risk analyses.

7 (b) By December 1, 2022, in consultation with the governor's  
8 office and the other agencies listed above, the office of the chief  
9 information officer will provide a progress report to the relevant  
10 legislative committees on the development of the platform and data  
11 sharing agreements.

12 (c) By June 1, 2023, in consultation with the governor's office  
13 and the other agencies listed above, the office of the chief  
14 information officer will provide a final report with recommendations  
15 for further enhancing natural hazards resiliency by using data to  
16 inform the development of a statewide resilience strategy.

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

19 ~~((17))~~ (16) \$1,493,000 of the consolidated technology services  
20 revolving account—state appropriation is provided solely for  
21 implementation of Engrossed Substitute Senate Bill No. 5432  
22 (cybersecurity/state gov.). ~~((If the bill is not enacted by June 30,  
23 2021, the amount provided in this subsection shall lapse.))~~

24 (17) \$4,333,000 of the consolidated technology services revolving  
25 account—state appropriation is provided solely for implementation of  
26 the enterprise cloud computing program as outlined in the December  
27 2020 Washington state cloud readiness report. Funding provided  
28 includes, but is not limited to, cloud service broker resources,  
29 cloud center of excellence, cloud management tools, a network  
30 assessment, cybersecurity governance, and a cloud security roadmap.

31 (18) \$2,375,000 of the consolidated technology services revolving  
32 account—state appropriation is provided solely for the implementation  
33 of the recommendations of the cloud transition task force report to  
34 include:

35 (a) Establishing a cloud readiness program to help agencies plan  
36 and prepare for transitioning to cloud computing;

37 (b) Establishing the cloud retraining program to provide a  
38 coordinated approach to skills development and retraining; and

1 (c) Staffing to define career pathways and core competencies for  
2 the state's information technology workforce.

3 (19) \$580,000 of the consolidated technology services revolving  
4 account—state appropriation is provided solely for implementation of  
5 Senate Bill No. 5534 (verifiable credentials). If the bill is not  
6 enacted by June 30, 2022, the amount provided in this subsection  
7 shall lapse.

8 (20) \$100,000 of the general fund—state appropriation for fiscal  
9 year 2023 is provided solely for the office of the chief information  
10 officer, who must:

11 (a) Prepare with the cooperation of state agencies and make  
12 publicly available on its website, by January 1, 2023, an initial  
13 inventory of all automated decision systems that are currently being  
14 used by state agencies; and

15 (b) Adopt guidance, by June 30, 2022, for state agencies  
16 regarding minimum standards that should be used for automated  
17 decision systems the agency plans to develop or procure during the  
18 2023 fiscal year.

19 **Sec. 150.** 2021 c 334 s 152 (uncodified) is amended to read as  
20 follows:

21 **FOR THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS AND LAND**  
22 **SURVEYORS**

23 Professional Engineers' Account—State Appropriation. . . . .	(\$4,190,000)
24	<u>\$4,225,000</u>
25 TOTAL APPROPRIATION. . . . .	(\$4,190,000)
26	<u>\$4,225,000</u>

27 NEW SECTION. **Sec. 151.** A new section is added to 2021 c 334  
28 (uncodified) to read as follows:

29 **FOR THE WASHINGTON STATE LEADERSHIP BOARD**

30 Washington State Leadership Board Account—State	
31 Appropriation (FY 2023). . . . .	\$637,000
32 TOTAL APPROPRIATION. . . . .	\$637,000

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

35 (1) \$327,000 of the Washington state leadership board account—  
36 state appropriation is provided solely for implementation of Senate  
37 Bill No. 5750 (WA state leadership board). If the bill is not enacted

1 by June 30, 2022, the amounts provided in this subsection shall  
2 lapse.

3 (2) \$450,000 of the Washington state leadership board account—  
4 state appropriation for fiscal year 2023 is provided solely for  
5 implementing programming in RCW 43.15.030, and specifically the  
6 Washington world fellows program, sports mentoring program/boundless  
7 Washington, compassion scholars, and the Washington state leadership  
8 awards. If Senate Bill No. 5750 (WA state leadership board) is not  
9 enacted by June 30, 2022, the amount provided in this subsection  
10 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, support the adoption of  
8 a cohesive technology and data architecture, and maximize((s))  
9 federal financial participation. The work of the coalition is subject  
10 to the conditions, limitations, and review provided in section 701 of  
11 this act.

12 (8)(a) The appropriations to the department of social and health  
13 services in this act must be expended for the programs and in the  
14 amounts specified in this act. However, after May 1, 2022, unless  
15 prohibited by this act, the department may transfer general fund—  
16 state appropriations for fiscal year 2022 among programs and  
17 subprograms after approval by the director of the office of financial  
18 management. However, the department may not transfer state  
19 appropriations that are provided solely for a specified purpose  
20 except as expressly provided in (b) of this subsection.

21 (b) To the extent that transfers under (a) of this subsection are  
22 insufficient to fund actual expenditures in excess of fiscal year  
23 2022 in response to the COVID-19 pandemic or caseload forecasts and  
24 utilization assumptions in the long-term care, developmental  
25 disabilities, and public assistance programs, the department may  
26 transfer state appropriations that are provided solely for a  
27 specified purpose. The department may not transfer funds, and the  
28 director of the office of financial management may not approve the  
29 transfer, unless the transfer is consistent with the objective of  
30 conserving, to the maximum extent possible, the expenditure of state  
31 funds. The director of the office of financial management shall  
32 notify the appropriate fiscal committees of the legislature in  
33 writing seven days prior to approving any allotment modifications or  
34 transfers under this subsection. The written notification shall  
35 include a narrative explanation and justification of the changes,  
36 along with expenditures and allotments by budget unit and  
37 appropriation, both before and after any allotment modifications or  
38 transfers.

1 (9) The department may not transfer appropriations for the  
2 developmental disabilities program to any other program or  
3 subprograms of the department of social and health services.

4 **Sec. 202.** 2021 c 334 s 202 (uncodified) is amended to read as  
5 follows:

6 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH**  
7 **PROGRAM**

8 (1) INSTITUTIONAL SERVICES

9	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$435,890,000</del> ))
10		<u>\$394,084,000</u>
11	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$436,264,000</del> ))
12		<u>\$480,513,000</u>
13	General Fund—Federal Appropriation. . . . .	(( <del>\$142,531,000</del> ))
14		<u>\$150,357,000</u>
15	General Fund—Private/Local Appropriation. . . . .	(( <del>\$21,540,000</del> ))
16		<u>\$15,528,000</u>
17	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
18	<u>Appropriation. . . . .</u>	<u>\$8,853,000</u>
19	TOTAL APPROPRIATION. . . . .	(( <del>\$1,036,225,000</del> ))
20		<u>\$1,049,335,000</u>

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

23 (a) The state psychiatric hospitals may use funds appropriated in  
24 this subsection to purchase goods, services, and supplies through  
25 hospital group purchasing organizations when it is cost-effective to  
26 do so.

27 (b) \$311,000 of the general fund—state appropriation for fiscal  
28 year 2022 and \$310,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely for a community partnership  
30 between western state hospital and the city of Lakewood to support  
31 community policing efforts in the Lakewood community surrounding  
32 western state hospital. The amounts provided in this subsection

33 (1)(b) are for the salaries, benefits, supplies, and equipment for  
34 one full-time investigator, one full-time police officer, and one  
35 full-time community service officer at the city of Lakewood. The  
36 department must collect data from the city of Lakewood on the use of  
37 the funds and the number of calls responded to by the community  
38 policing program and submit a report with this information to the



1 office of financial management and the appropriate fiscal committees  
2 of the legislature each December of the fiscal biennium.

3 (c) \$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 payment to the city of  
6 Lakewood for police services provided by the city at western state  
7 hospital and adjacent areas.

8 (d) \$19,000 of the general fund—state appropriation for fiscal  
9 year 2022 and \$19,000 of the general fund—state appropriation for  
10 fiscal year 2023 are provided solely for payment to the city of  
11 Medical Lake for police services provided by the city at eastern  
12 state hospital and adjacent areas.

13 (e) \$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 the department to maintain  
16 an on-site safety compliance officer, stationed at Western State  
17 Hospital, to provide oversight and accountability of the hospital's  
18 response to safety concerns regarding the hospital's work  
19 environment.

20 (f) \$100,000 of the general fund—state appropriation for fiscal  
21 year 2022 and \$100,000 of the general fund—state appropriation for  
22 fiscal year 2023 are provided solely for the department to track  
23 compliance with RCW 71.05.365 requirements for transition of state  
24 hospital patients into community settings within fourteen days of the  
25 determination that they no longer require active psychiatric  
26 treatment at an inpatient level of care. The department must use  
27 these funds to track the following elements related to this  
28 requirement: (i) The date on which an individual is determined to no  
29 longer require active psychiatric treatment at an inpatient level of  
30 care; (ii) the date on which the behavioral health entities and other  
31 organizations responsible for resource management services for the  
32 person is notified of this determination; and (iii) the date on which  
33 either the individual is transitioned to the community or has been  
34 re-evaluated and determined to again require active psychiatric  
35 treatment at an inpatient level of care. The department must provide  
36 this information in regular intervals to behavioral health entities  
37 and other organizations responsible for resource management services.  
38 The department must summarize the information and provide a report to  
39 the office of financial management and the appropriate committees of

1 the legislature on progress toward meeting the fourteen day standard  
2 by December 1, 2021, and December 1, 2022.

3 (g) \$250,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$250,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for the department, in  
6 collaboration with the health care authority, to develop and  
7 implement a predictive modeling tool which identifies clients who are  
8 at high risk of future involvement with the criminal justice system  
9 and for developing a model to estimate demand for civil and forensic  
10 state hospital bed needs pursuant to the following requirements.

11 (i) By the first day of each December during the biennium, the  
12 department, in coordination with the health care authority, must  
13 submit a report to the office of financial management and the  
14 appropriate committees of the legislature which summarizes how the  
15 predictive modeling tool has been implemented and includes the  
16 following: (A) The numbers of individuals identified by the tool as  
17 having a high risk of future criminal justice involvement; (B) the  
18 method and frequency for which the department is providing lists of  
19 high-risk clients to contracted managed care organizations and  
20 behavioral health administrative services organizations; (C) a  
21 summary of how the managed care organizations and behavioral health  
22 administrative services organizations are utilizing the data to  
23 improve the coordination of care for the identified individuals; and  
24 (D) a summary of the administrative data to identify whether  
25 implementation of the tool is resulting in increased access and  
26 service levels and lower recidivism rates for high-risk clients at  
27 the state and regional level.

28 (ii) The department must provide staff support for the forensic  
29 and long-term civil commitment bed forecast which must be conducted  
30 under the direction of the office of financial management. The  
31 forecast methodology, updates, and methodology changes must be  
32 conducted in coordination with staff from the department, the health  
33 care authority, the office of financial management, and the  
34 appropriate fiscal committees of the state legislature. The model  
35 shall incorporate factors for capacity in state hospitals as well as  
36 contracted facilities, which provide similar levels of care, referral  
37 patterns, wait lists, lengths of stay, and other factors identified  
38 as appropriate for estimating the number of beds needed to meet the  
39 demand for civil and forensic state hospital services. Factors should  
40 include identification of need for the services and analysis of the

1 effect of community investments in behavioral health services and  
2 other types of beds that may reduce the need for long-term civil  
3 commitment needs. The forecast must be updated each February, June,  
4 and November during the biennium and the department must submit a  
5 report to the legislature and the appropriate committees of the  
6 legislature summarizing the updated forecast based on the caseload  
7 forecast council's schedule for entitlement program forecasts.

8 (h) \$5,049,000 of the general fund—state appropriation for fiscal  
9 year 2022 and \$5,075,000 of the general fund—state appropriation for  
10 fiscal year 2023 are provided solely for the phase-in of the  
11 settlement agreement under *Trueblood, et al. v. Department of Social  
12 and Health Services, et al.*, United States District Court for the  
13 Western District of Washington, Cause No. 14-cv-01178-MJP. The  
14 department, in collaboration with the health care authority and the  
15 criminal justice training commission, must implement the provisions  
16 of the settlement agreement pursuant to the timeline and  
17 implementation plan provided for under the settlement agreement. This  
18 includes implementing provisions related to competency evaluations,  
19 competency restoration, forensic navigators, crisis diversion and  
20 supports, education and training, and workforce development.

21 (i) \$7,147,000 of the general fund—state appropriation for fiscal  
22 year 2022 and \$7,147,000 of the general fund—state appropriation for  
23 fiscal year 2023 are provided solely to maintain implementation of  
24 efforts to improve the timeliness of competency evaluation services  
25 for individuals who are in local jails pursuant to chapter 5, Laws of  
26 2015 (timeliness of competency treatment and evaluation services).  
27 This funding must be used solely to maintain increases in the number  
28 of competency evaluators that began in fiscal year 2016 pursuant to  
29 the settlement agreement under *Trueblood, et al. v. Department of  
30 Social and Health Services, et al.*, United States District Court for  
31 the Western District of Washington, Cause No. 14-cv-01178-MJP.

32 (j) \$71,690,000 of the general fund—state appropriation for  
33 fiscal year 2022, \$77,825,000 of the general fund—state appropriation  
34 for fiscal year 2023, and \$2,541,000 of the general fund—federal  
35 appropriation are provided solely for implementation of efforts to  
36 improve the timeliness of competency restoration services pursuant to  
37 chapter 5, Laws of 2015 (timeliness of competency treatment and  
38 evaluation services) and the settlement agreement under *Trueblood, et  
39 al. v. Department of Social and Health Services, et al.*, United

1 States District Court for the Western District of Washington, Cause  
2 No. 14-cv-01178-MJP. These amounts must be used to maintain increases  
3 that were implemented between fiscal year 2016 and fiscal year 2021,  
4 and further increase the number of forensic beds at western state  
5 hospital during the 2021-2023 fiscal biennium. Pursuant to chapter 7,  
6 Laws of 2015 1st sp. sess. (timeliness of competency treatment and  
7 evaluation services), the department may contract some of these  
8 amounts for services at alternative locations if the secretary  
9 determines that there is a need.

10 (k) \$76,029,000 of the general fund—state appropriation for  
11 fiscal year 2022 and (~~(\$59,784,000)~~) \$65,875,000 of the general fund—  
12 state appropriation for fiscal year 2023 are provided solely for the  
13 department to continue to implement an acuity based staffing tool at  
14 western state hospital and eastern state hospital in collaboration  
15 with the hospital staffing committees. The staffing tool must be used  
16 to identify, on a daily basis, the clinical acuity on each patient  
17 ward and determine the minimum level of direct care staff by  
18 profession to be deployed to meet the needs of the patients on each  
19 ward. The department must evaluate interrater reliability of the tool  
20 within each hospital and between the two hospitals. The department  
21 must also continue to update, in collaboration with the office of  
22 financial management's labor relations office, the staffing  
23 committees, and state labor unions, an overall state hospital  
24 staffing plan that looks at all positions and functions of the  
25 facilities.

26 (i) Within the amounts provided in this section, the department  
27 must establish, monitor, track, and report monthly staffing and  
28 expenditures at the state hospitals, including overtime and use of  
29 locums, to the functional categories identified in the recommended  
30 staffing plan. The allotments and tracking of staffing and  
31 expenditures must include all areas of the state hospitals, must be  
32 done at the ward level, and must include contracted facilities  
33 providing forensic restoration services as well as the office of  
34 forensic mental health services.

35 (ii) By December 1, 2021, and December 1, 2022, the department  
36 must submit reports to the office of financial management and the  
37 appropriate committees of the legislature that provide a comparison  
38 of monthly spending, staffing levels, overtime, and use of locums for  
39 the prior year compared to allotments and to the recommended state  
40 hospital staffing model. The format for these reports must be

1 developed in consultation with staff from the office of financial  
2 management and the appropriate committees of the legislature. The  
3 reports must include a summary of the results of the evaluation of  
4 the interrater reliability in use of the staffing acuity tool and an  
5 update from the hospital staffing committees.

6 (iii) Monthly staffing levels and related expenditures at the  
7 state hospitals must not exceed official allotments without prior  
8 written approval from the director of the office of financial  
9 management. In the event the director of the office of financial  
10 management approves an increase in monthly staffing levels and  
11 expenditures beyond what is budgeted, notice must be provided to the  
12 appropriate committees of the legislature within 30 days of such  
13 approval. The notice must identify the reason for the authorization  
14 to exceed budgeted staffing levels and the time frame for the  
15 authorization. Extensions of authorizations under this subsection  
16 must also be submitted to the director of the office of financial  
17 management for written approval in advance of the expiration of an  
18 authorization. The office of financial management must notify the  
19 appropriate committees of the legislature of any extensions of  
20 authorizations granted under this subsection within 30 days of  
21 granting such authorizations and identify the reason and time frame  
22 for the extension.

23 (1) (~~(\$10,581,000)~~) \$4,681,000 of the general fund—state  
24 appropriation for fiscal year 2022 and \$10,581,000 of the general  
25 fund—state appropriation for fiscal year 2023 are provided solely for  
26 the department to implement strategies to improve patient and staff  
27 safety at eastern and western state hospitals. These amounts must be  
28 used for continuing to implement a new intensive care model program  
29 at western state hospital and maintaining prior investments in  
30 training and other safety-related staff support at both hospitals. A  
31 report must be submitted by December 1, 2021, and December 1, 2022,  
32 which includes a description of the (~~(intensive care model being~~  
33 ~~implemented)~~) violence reduction or safety strategy, a profile of the  
34 types of patients being served (~~(at the program)~~), the staffing model  
35 being used (~~(for the program)~~), and outcomes associated with (~~(the~~  
36 ~~program)~~) each strategy. The outcomes section should include tracking  
37 data on facility-wide metrics related to patient and staff safety as  
38 well as individual outcomes related to the patients served (~~(on the~~  
39 ~~unit)~~).

1 (m) \$2,593,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$2,593,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for the department to increase  
4 services to patients found not guilty by reason of insanity under the  
5 *Ross v. (~~Lashway~~) Lashway* settlement agreement.

6 (n) Within the amounts provided in this subsection, the  
7 department must develop and submit an annual state hospital  
8 performance report for eastern and western state hospitals. Each  
9 measure included in the performance report must include baseline  
10 performance data, agency performance targets, and performance for the  
11 most recent fiscal year. The performance report must include a one  
12 page dashboard as well as charts for each fiscal and quality of care  
13 measure broken out by hospital and including but not limited to (i)  
14 monthly FTE expenditures compared to allotments; (ii) monthly dollar  
15 expenditures compared to allotments; (iii) monthly FTE expenditures  
16 per thousand patient bed days; (iv) monthly dollar expenditures per  
17 thousand patient bed days; (v) percentage of FTE expenditures for  
18 overtime; (vi) average length of stay by category of patient; (vii)  
19 average monthly civil wait list; (viii) average monthly forensic wait  
20 list; (ix) rate of staff assaults per thousand patient bed days; (x)  
21 rate of patient assaults per thousand patient bed days; (xi) average  
22 number of days to release after a patient has been determined to be  
23 clinically ready for discharge; and (xii) average monthly vacancy  
24 rates for key clinical positions. The department must submit the  
25 state hospital performance report to the office of financial  
26 management and the appropriate committees of the legislature by the  
27 first day of each December of the biennium.

28 (o) (~~(\$3,846,000)~~) \$3,773,000 of the general fund—state  
29 appropriation for fiscal year 2022, (~~(\$3,846,000)~~) \$4,099,000 of the  
30 general fund—state appropriation for fiscal year 2023, and  
31 (~~(\$7,692,000)~~) \$4,772,000 of the general fund—federal appropriation  
32 are provided solely to open a new unit at the child study treatment  
33 center which shall serve up to 18 children.

34 (p) (~~(\$2,941,000)~~) \$159,000 of the general fund—state  
35 appropriation for fiscal year 2023 (~~(and \$2,941,000 of the general~~  
36 ~~fund federal appropriation are)~~) is provided solely for the  
37 department to operate a 16 bed facility located in Clark county to  
38 provide long-term inpatient care beds as defined in RCW 71.24.025.  
39 The department must use this facility to provide treatment services

1 for individuals who have been committed to a state hospital pursuant  
2 to the dismissal of criminal charges and a civil evaluation ordered  
3 under RCW 10.77.086 or 10.77.088. The department must develop and  
4 implement a protocol to assess the risk of patients being considered  
5 for placement in this facility and determine whether the level of  
6 security and treatment services is appropriate to meet the patient's  
7 needs. The department must submit a report to the office of financial  
8 management and the appropriate committees of the legislature by  
9 December 1, 2022, providing a description of the protocol and a  
10 status update on progress toward opening the new facility.

11 (q) \$1,382,000 of the general fund—state appropriation for fiscal  
12 year 2022, \$5,092,000 of the general fund—state appropriation for  
13 fiscal year 2023, and \$5,092,000 of the general fund—federal  
14 appropriation is provided solely for the department to operate a 16  
15 bed facility on the Maple Lane campus to provide long-term inpatient  
16 care beds as defined in RCW 71.24.025. The facility must have the  
17 capacity to provide treatment services to individuals committed under  
18 chapter 71.05 RCW including individuals who have been committed to a  
19 state hospital pursuant to the dismissal of criminal charges and a  
20 civil evaluation ordered under RCW 10.77.086 or 10.77.088. The  
21 department must develop and implement a protocol to assess the risk  
22 of patients being considered for placement in this facility and  
23 determine whether the level of security and treatment services is  
24 appropriate to meet the patient's needs. The department must submit a  
25 report to the office of financial management and the appropriate  
26 committees of the legislature by December 1, 2021, providing a  
27 description of the protocol and a status update on progress toward  
28 opening the new facility.

29 (r) \$4,316,000 of the general fund—state appropriation for fiscal  
30 year 2023 is provided solely for the department to operate the  
31 Columbia cottage at Maple Lane as a 30 bed facility to serve  
32 individuals who have been acquitted of a crime by reason of insanity  
33 and subsequently ordered to receive treatment services under RCW  
34 10.77.120. The department must develop and implement a protocol to  
35 assess the risk of patients being considered for placement in this  
36 facility and determine whether the level of security and treatment  
37 services is appropriate to meet the patient's needs. The department  
38 must submit a report to the office of financial management and the  
39 appropriate committees of the legislature by December 1, 2022,

1 providing a description of the protocol and a status update on  
2 progress toward the opening of Columbia cottage.

3 (s) Within the amounts provided in this section, the department  
4 is provided funding to operate civil long-term inpatient beds at the  
5 state hospitals as follows:

6 (i) Funding is sufficient for the department to operate 192 civil  
7 beds at eastern state hospital in both fiscal year 2022 and fiscal  
8 year 2023.

9 (ii) Funding for civil beds at western state hospital is reduced  
10 during this period to allow for a phased reduction of six wards from  
11 467 to 287 civil beds.

12 (iii) The closure of western state hospital civil wards shall be  
13 implemented according to the following schedule: (A) First ward  
14 closure by July 1, 2021; (B) second ward closure by November 1, 2021;  
15 (C) third ward closure by March 1, 2022; (D) fourth ward closure by  
16 July 1, 2022; (E) fifth ward closure by November 1, 2022; and (F)  
17 sixth ward closure by April 1, 2023.

18 (iv) The department shall fully operate funded civil capacity at  
19 eastern state hospital, including reopening and operating civil beds  
20 that are not needed for eastern Washington residents to provide  
21 services for western Washington residents.

22 (v) The department shall coordinate with the health care  
23 authority toward development of the plan for increasing community  
24 capacity for long-term inpatient services required under section  
25 215(67) of this act.

26 (vi) It is the intent of the legislature to close additional  
27 civil wards at western state hospital during the 2023-2025 fiscal  
28 biennium.

29 (vii) It is the intent of the legislature to stop using western  
30 state hospital buildings 17, 19, 20, and 21, which were built before  
31 the 1950s, for patient care by fiscal year 2027.

32 (t) \$360,000 of the general fund—state appropriation for fiscal  
33 year 2023 is provided solely for the department to implement  
34 Engrossed Second Substitute House Bill No. 1086 (behavioral health  
35 consumers). The amount in this subsection is provided solely for the  
36 department's costs associated with providing access to and following  
37 up on referrals from behavioral health consumer advocates in state  
38 operated mental health facilities. The department must track the  
39 number of monthly cases in which access to behavioral health consumer  
40 advocates was provided for patients in state operated mental health



1 facilities and the number of these which resulted in subsequent  
2 follow-up investigation by the department. The department must submit  
3 a preliminary report to the office of financial management and the  
4 appropriate committees of the legislature on the number of monthly  
5 cases and follow-up investigations by December 1, 2022, and a final  
6 report by June 30, 2023. (~~If the bill is not enacted by June 30,~~  
7 ~~2021, the amount provided in this subsection shall lapse.~~)

8 (u) \$1,190,000 of the general fund—state appropriation for fiscal  
9 year 2023 is provided solely for implementation of Second Substitute  
10 Senate Bill No. 5664 (forensic competency programs). If the bill is  
11 not enacted by June 30, 2022, the amounts provided in this subsection  
12 shall lapse.

13 (v) \$62,000 of the general fund—state appropriation for fiscal  
14 year 2022, \$2,648,000 of the general fund—state appropriation for  
15 fiscal year 2023, and \$373,000 of the general fund—federal  
16 appropriation are provided solely for implementation of Second  
17 Substitute Senate Bill No. 5807 (state hospitals). If the bill is not  
18 enacted by June 30, 2022, the amounts provided in this subsection  
19 shall lapse.

20 (2) PROGRAM SUPPORT

21	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$5,936,000</del> ))
22		<u>\$5,885,000</u>
23	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$5,929,000</del> ))
24		<u>\$6,107,000</u>
25	General Fund—Federal Appropriation. . . . .	(( <del>\$366,000</del> ))
26		<u>\$412,000</u>
27	TOTAL APPROPRIATION. . . . .	(( <del>\$12,231,000</del> ))
28		<u>\$12,404,000</u>

29 **Sec. 203.** 2021 c 334 s 203 (uncodified) is amended to read as  
30 follows:

31 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL**  
32 **DISABILITIES PROGRAM**

33 (1) COMMUNITY SERVICES

34	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$747,646,000</del> ))
35		<u>\$704,097,000</u>
36	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$948,278,000</del> ))
37		<u>\$1,036,861,000</u>
38	General Fund—Federal Appropriation. . . . .	(( <del>\$2,086,801,000</del> ))

1		<u>\$2,224,728,000</u>
2	General Fund—Private/Local Appropriation. . . . .	\$4,058,000
3	Developmental Disabilities Community Services	
4	Account—State Appropriation. . . . .	\$52,000,000
5	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
6	<u>Appropriation. . . . .</u>	<u>\$984,000</u>
7	TOTAL APPROPRIATION. . . . .	(( <del>\$3,838,783,000</del> ))
8		<u>\$4,022,728,000</u>

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

11 (a) Individuals receiving services as supplemental security  
12 income (SSI) state supplemental payments may not become eligible for  
13 medical assistance under RCW 74.09.510 due solely to the receipt of  
14 SSI state supplemental payments.

15 (b) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and  
16 43.135.055, the department is authorized to increase nursing  
17 facility, assisted living facility, and adult family home fees as  
18 necessary to fully support the actual costs of conducting the  
19 licensure, inspection, and regulatory programs. The license fees may  
20 not exceed the department's annual licensing and oversight activity  
21 costs and shall include the department's cost of paying providers for  
22 the amount of the license fee attributed to medicaid clients.

23 (i) The current annual renewal license fee for adult family homes  
24 is \$225 per bed beginning in fiscal year 2022 and \$225 per bed  
25 beginning in fiscal year 2023. A processing fee of \$2,750 must be  
26 charged to each adult family home when the home is initially  
27 licensed. This fee is nonrefundable. A processing fee of \$700 must be  
28 charged when adult family home providers file a change of ownership  
29 application.

30 (ii) The current annual renewal license fee for assisted living  
31 facilities is \$116 per bed beginning in fiscal year 2022 and \$116 per  
32 bed beginning in fiscal year 2023.

33 (iii) The current annual renewal license fee for nursing  
34 facilities is \$359 per bed beginning in fiscal year 2022 and \$359 per  
35 bed beginning in fiscal year 2023.

36 (c) (i) \$2,648,000 of the general fund—state appropriation for  
37 fiscal year 2022, \$8,946,000 of the general fund—state appropriation  
38 for fiscal year 2023, and \$16,665,000 of the general fund—federal  
39 appropriation are provided solely for the implementation of the

1 agreement reached between the governor and the service employees  
2 international union healthcare 775nw under the provisions of chapters  
3 74.39A and 41.56 RCW for the 2021-2023 fiscal biennium, as provided  
4 in section 946 of this act.

5 (ii) \$8,764,000 of the general fund—state appropriation for  
6 fiscal year 2023 and \$11,156,000 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 fiscal year 2023, as provided in section 935  
11 of this act.

12 (d) (i) \$291,000 of the general fund—state appropriation for  
13 fiscal year 2022, \$992,000 of the general fund—state appropriation  
14 for fiscal year 2023, and \$1,844,000 of the general fund—federal  
15 appropriation are provided solely for the homecare agency parity  
16 impacts of the agreement between the governor and the service  
17 employees international union healthcare 775nw.

18 (ii) \$953,000 of the general fund—state appropriation for fiscal  
19 year 2023 and \$1,214,000 of the general fund—federal appropriation  
20 are provided solely for the homecare agency parity impacts of the  
21 agreement between the governor and the service employees  
22 international union healthcare 775nw.

23 (e) (i) \$540,000 of the general fund—state appropriation for  
24 fiscal year 2022, \$860,000 of the general fund—state appropriation  
25 for fiscal year 2023, and \$1,881,000 of the general fund—federal  
26 appropriation are provided solely for the implementation of an  
27 agreement reached between the governor and the adult family home  
28 council under the provisions of chapter 41.56 RCW for the 2021-2023  
29 fiscal biennium, as provided in section 948 of this act.

30 (ii) \$1,389,000 of the general fund—state appropriation for  
31 fiscal year 2023 and \$1,278,000 of the general fund—federal  
32 appropriation are provided solely for the implementation of an  
33 agreement reached between the governor and the adult family home  
34 council under the provisions of chapter 41.56 RCW for fiscal year  
35 2023, as provided in section 937 of this act.

36 (f) The department may authorize a one-time waiver of all or any  
37 portion of the licensing and processing fees required under RCW  
38 70.128.060 in any case in which the department determines that an  
39 adult family home is being relicensed because of exceptional

1 circumstances, such as death or incapacity of a provider, and that to  
2 require the full payment of the licensing and processing fees would  
3 present a hardship to the applicant. In these situations the  
4 department is also granted the authority to waive the required  
5 residential administrator training for a period of 120 days if  
6 necessary to ensure continuity of care during the relicensing  
7 process.

8 (g) Community residential cost reports that are submitted by or  
9 on behalf of contracted agency providers are required to include  
10 information about agency staffing including health insurance, wages,  
11 number of positions, and turnover.

12 (h) Sufficient appropriations are provided to continue community  
13 alternative placement beds that prioritize the transition of clients  
14 who are ready for discharge from the state psychiatric hospitals, but  
15 who have additional long-term care or developmental disability needs.

16 (i) Community alternative placement beds include enhanced service  
17 facility beds, adult family home beds, skilled nursing facility beds,  
18 shared supportive housing beds, state operated living alternative  
19 beds, and assisted living facility beds.

20 (ii) Each client must receive an individualized assessment prior  
21 to leaving one of the state psychiatric hospitals. The individualized  
22 assessment must identify and authorize personal care, nursing care,  
23 behavioral health stabilization, physical therapy, or other necessary  
24 services to meet the unique needs of each client. It is the  
25 expectation that, in most cases, staffing ratios in all community  
26 alternative placement options described in (h)(i) of this subsection  
27 will need to increase to meet the needs of clients leaving the state  
28 psychiatric hospitals. If specialized training is necessary to meet  
29 the needs of a client before he or she enters a community placement,  
30 then the person centered service plan must also identify and  
31 authorize this training.

32 (iii) When reviewing placement options, the department must  
33 consider the safety of other residents, as well as the safety of  
34 staff, in a facility. An initial evaluation of each placement,  
35 including any documented safety concerns, must occur within thirty  
36 days of a client leaving one of the state psychiatric hospitals and  
37 entering one of the community placement options described in (h)(i)  
38 of this subsection. At a minimum, the department must perform two  
39 additional evaluations of each placement during the first year that a  
40 client has lived in the facility.

1 (iv) In developing bed capacity, the department shall consider  
2 the complex needs of individuals waiting for discharge from the state  
3 psychiatric hospitals.

4 (i) Sufficient appropriations are provided for discharge case  
5 managers stationed at the state psychiatric hospitals. Discharge case  
6 managers will transition clients ready for hospital discharge into  
7 less restrictive alternative community placements. The transition of  
8 clients ready for discharge will free up bed capacity at the state  
9 psychiatric hospitals.

10 (j) \$4,000 of the general fund—state appropriation for fiscal  
11 year 2022, (~~(\$17,000)~~) \$37,000 of the general fund—state  
12 appropriation for fiscal year 2023, and (~~(\$23,000)~~) \$42,000 of the  
13 general fund—federal appropriation are provided solely for a cost of  
14 living adjustment to the personal needs allowance pursuant to RCW  
15 74.09.340.

16 (k) The department will work with the health care authority and  
17 Washington state's managed care organizations to establish  
18 recommendations for clients who live in the community to access the  
19 developmental disabilities administration's facility-based  
20 professionals to receive care covered under the state plan. If  
21 feasible, these recommendations should detail how to enable facility-  
22 based professionals to deliver services at mobile or brick-and-mortar  
23 clinical settings in the community. The department must submit its  
24 recommendations to the appropriate legislative committees no later  
25 than December 1, (~~(2021)~~) 2022.

26 (l) The department of social and health services must claim the  
27 enhanced federal medical assistance participation rate for home and  
28 community-based services offered under section 9817 of the American  
29 rescue plan act of 2021 (ARPA). Appropriations made that constitute  
30 supplementation of home and community-based services as defined in  
31 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

32 (m) \$300,000 of the general fund—state appropriation for fiscal  
33 year 2023 and \$226,000 of the general fund—federal appropriation are  
34 provided solely to implement Engrossed Second Substitute House Bill  
35 No. 1086 (behavioral health consumers). (~~(If the bill is not enacted  
36 by June 30, 2021, the amounts provided in this subsection shall  
37 lapse.)~~)

38 (n) \$408,000 of the general fund—state appropriation for fiscal  
39 year 2022, \$416,000 of the general fund—state appropriation for

1 fiscal year 2023, and \$474,000 of the general fund—federal  
2 appropriation are provided solely to implement Second Substitute  
3 House Bill No. 1061 (child welfare/developmental disability). (~~If~~  
4 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
5 ~~this subsection shall lapse.~~)

6 (o) \$3,474,000 of the general fund—state appropriation for fiscal  
7 year 2022, \$11,423,000 of the general fund—state appropriation for  
8 fiscal year 2023, and \$15,262,000 of the general fund—federal  
9 appropriation are provided solely to increase rates for community  
10 residential service providers offering supported living, group home,  
11 group training home, and licensed staff residential services to  
12 individuals with developmental disabilities. The amounts provided in  
13 this subsection (o) include funding to increase the provider rate by  
14 2.0 percent effective January 1, 2022, and by an additional 2.0  
15 percent effective January 1, 2023. Both 2.0 percent rate increases  
16 must be used to support providers' ability to maintain direct care  
17 staff wages above the statewide minimum wage.

18 (p) The annual certification renewal fee for community  
19 residential service businesses is \$859 per client in fiscal year 2022  
20 and \$859 per client in fiscal year 2023. The annual certification  
21 renewal fee may not exceed the department's annual licensing and  
22 oversight activity costs.

23 (q) The appropriations in this section include sufficient funding  
24 to implement chapter 220, Laws of 2020 (adult family homes/8 beds). A  
25 nonrefundable fee of \$485 shall be charged for each application to  
26 increase bed capacity at an adult family home to seven or eight beds.

27 (r) \$39,000 of the general fund—state appropriation for fiscal  
28 year 2022, \$49,000 of the general fund—state appropriation for fiscal  
29 year 2023, and \$131,000 of the general fund—federal appropriation are  
30 provided solely to increase the administrative rate for home care  
31 agencies by five cents per hour effective July 1, 2021.

32 (s) \$1,705,000 of the general fund—state appropriation for fiscal  
33 year 2022, \$1,688,000 of the general fund—state appropriation for  
34 fiscal year 2023, and \$1,465,000 of the general fund—federal  
35 appropriation are provided solely for the development and  
36 implementation of 13 enhanced respite beds across the state for  
37 children. These services are intended to provide families and  
38 caregivers with a break in caregiving, the opportunity for behavioral  
39 stabilization of the child, and the ability to partner with the state

1 in the development of an individualized service plan that allows the  
2 child to remain in his or her family home. The department must  
3 provide the legislature with a respite utilization report in January  
4 of each year that provides information about the number of children  
5 who have used enhanced respite in the preceding year, as well as the  
6 location and number of days per month that each respite bed was  
7 occupied.

8 (t) \$2,025,000 of the general fund—state appropriation for fiscal  
9 year 2022 and \$2,006,000 of the general fund—state appropriation for  
10 fiscal year 2023 are provided solely for the development and  
11 implementation of 13 community respite beds across the state for  
12 adults. These services are intended to provide families and  
13 caregivers with a break in caregiving and the opportunity for  
14 stabilization of the individual in a community-based setting as an  
15 alternative to using a residential habilitation center to provide  
16 planned or emergent respite. The department must provide the  
17 legislature with a respite utilization report by January of each year  
18 that provides information about the number of individuals who have  
19 used community respite in the preceding year, as well as the location  
20 and number of days per month that each respite bed was occupied.

21 (u) (~~(\$18,733,000)~~) \$43,535,000 of the general fund—state  
22 appropriation for fiscal year 2022, \$12,458,000 of the general fund—  
23 state appropriation for fiscal year 2023, and (~~(\$46,342,000)~~)  
24 \$110,501,000 of the general fund—federal appropriation are provided  
25 solely to continue providing rate add-ons for contracted service  
26 providers to address the increased costs associated with serving  
27 clients during the COVID-19 pandemic (~~(through the end of calendar~~  
28 ~~year 2021)~~).

29 (v) \$78,000 of the general fund—state appropriation for fiscal  
30 year 2022, \$75,000 of the general fund—state appropriation for fiscal  
31 year 2023, and \$113,000 of the general fund—federal appropriation are  
32 provided solely for implementation of Engrossed Substitute Senate  
33 Bill No. 5284 (subminimum wage/disabilities). (~~(If the bill is not~~  
34 ~~enacted by June 30, 2021, the amounts provided in this subsection~~  
35 ~~shall lapse.)~~)

36 (w) Funding in this section is sufficient to implement chapter  
37 352, laws of 2020 (developmental disabilities budgeting), including a  
38 review of the no-paid services caseload and to update the information  
39 to accurately reflect a current headcount of eligible persons and the

1 number of persons contacted who are currently interested in receiving  
2 a paid service. It is the intent of the legislature that the  
3 department will, as required in chapter 252, laws of 2020  
4 (developmental disabilities budgeting), submit a report of this  
5 information to the governor and the appropriate committees of the  
6 legislature by December 1, 2021. It is also the intent of the  
7 legislature that the necessary paid services identified with  
8 completion of this report will be adequately funded by the conclusion  
9 of fiscal year 2024.

10 (x) \$1,387,000 of the general fund—state appropriation for fiscal  
11 year 2022, \$2,641,000 of the general fund—state appropriation for  
12 fiscal year 2023, and \$4,250,000 of the general fund—federal  
13 appropriation are provided solely to increase the capacity of the  
14 children's intensive in-home behavioral supports waiver by 100 slots.

15 (y) \$19,648,000 of the general fund—state appropriation for  
16 fiscal year 2023 and \$25,006,000 of the general fund—federal  
17 appropriation are provided solely for the purposes of settling all  
18 claims in the two related cases *Liang et al v. Washington DSHS et al,*  
19 Thurston county superior court case no. 20-2-02506-34 and *SEIU 775 v.*  
20 *Washington DSHS et al,* Thurston county superior court case no.  
21 18-2-05584-34, Washington supreme court case no. 99658-8. The  
22 expenditure of these amounts is contingent upon the release of all  
23 claims in both cited cases, and total settlement costs shall not  
24 exceed the amounts provided in this subsection and section 204(45) of  
25 this act. If the settlement agreement is not fully executed and  
26 approved by the Thurston county superior court by June 30, 2023, the  
27 amounts provided in this subsection shall lapse.

28 (z) \$205,000 of the general fund—state appropriation for fiscal  
29 year 2022, \$232,000 of the general fund—state appropriation for  
30 fiscal year 2023, and \$590,000 of the general fund—federal  
31 appropriation are provided solely for the department of social and  
32 health services to examine the capabilities of the community  
33 residential settings and services; to improve cross-system  
34 coordination; and to begin the process of redesigning state-operated  
35 intermediate care facilities to function as short-term crisis  
36 stabilization and intervention. Of the amounts provided in this  
37 subsection (1) (~~(y)~~) (z):

38 (i) \$159,000 of the general fund—state appropriation for fiscal  
39 year 2022, \$186,000 of the general fund—state appropriation for



1 fiscal year 2023, and \$310,000 of the general fund—federal  
2 appropriation are provided solely for the department of social and  
3 health services to:

4 (A) Beginning with the governor's budget proposal submitted in  
5 December 2022, submit a budget request for expenditures associated  
6 with anticipated demand for services under the individual and family  
7 services waiver, the basic plus waiver, and the number of individuals  
8 who are expected to reside in state-operated living alternatives for  
9 consideration by the governor and the legislature for inclusion in  
10 maintenance level budgets;

11 (B) Examine the need for community respite beds to serve eligible  
12 individuals and stabilization, assessment, and intervention beds to  
13 provide crisis stabilization services for individuals with complex  
14 behavioral needs. A preliminary report must be submitted no later  
15 than October 1, 2022, with a final report submitted no later than  
16 October 1, 2023, to the governor and the appropriate committees of  
17 the legislature that estimates the number of beds needed in fiscal  
18 years 2023 through 2025, recommends geographic locations of these  
19 beds, provides options for contracting with community providers for  
20 these beds, provides options for utilizing existing intermediate care  
21 facilities to meet these needs, and recommends whether or not an  
22 increase to respite hours is needed;

23 (C) Contract with a private vendor for a study of medicaid rates  
24 for contracted community residential service providers. The study  
25 must be submitted to the governor and the appropriate committees of  
26 the legislature no later than December 1, 2023, and must include:

27 (I) A recommendation of rates needed for facilities to cover  
28 their costs and adequately recruit, train, and retain direct care  
29 professionals;

30 (II) Recommendations for an enhanced rate structure, including  
31 when and for whom this rate structure would be appropriate; and

32 (III) An assessment of options for an alternative, opt-in rate  
33 structure for contracted supported living providers who voluntarily  
34 serve individuals with complex behaviors, complete additional  
35 training, and submit to additional monitoring;

36 (D) Submit by October 1, 2022, a five-year plan to phase-in the  
37 appropriate level of funding and staffing to achieve case management  
38 ratios of one case manager to no more than 35 clients. The five-year  
39 plan must include:

1 (I) An analysis of current procedures to hire and train new staff  
2 within the developmental disabilities administration of the  
3 department of social and health services;

4 (II) Identification of any necessary changes to these procedures  
5 to ensure a more efficient and timely process for hiring and training  
6 staff; and

7 (III) Identification of the number of new hires needed on an  
8 annual basis to achieve the phased implementation included in the  
9 five-year plan;

10 (E) Collaborate with appropriate stakeholders to develop uniform  
11 quality assurance metrics that are applied across community  
12 residential settings, intermediate care facilities, and state-  
13 operated nursing facilities and submit a report of these activities  
14 to the governor and the legislature no later than June 30, 2023;

15 (F) Collaborate with the developmental disabilities council to  
16 improve cross-system coordination and submit a report of the  
17 activities and any recommendations for policy or fiscal changes to  
18 the governor and the legislature no later than October 1, 2022, for  
19 consideration in the 2023 legislative session that describes  
20 collaborating with the developmental disabilities council to:

21 (I) Coordinate collaboration efforts among relevant stakeholders  
22 to develop and disseminate best practices related to serving  
23 individuals with cooccurring intellectual and developmental  
24 disabilities and mental health conditions;

25 (II) Work with Washington state's apprenticeship and training  
26 council, colleges, and universities to establish medical, dental,  
27 nursing, and direct care apprenticeship programs that would address  
28 gaps in provider training and overall competence;

29 (III) Devise options for consideration by the governor and the  
30 legislature to prioritize funding for housing for individuals with  
31 intellectual and developmental disabilities when a lack of affordable  
32 housing is the barrier preventing an individual from moving to a  
33 least restrictive community setting; and

34 (IV) Coordinate collaboration efforts among relevant stakeholders  
35 to examine existing law with regard to guardianship and protective  
36 proceedings and make any necessary recommendations for changes to  
37 existing law to ensure that guardianship or other protective  
38 proceedings are designed to provide individuals with intellectual and  
39 developmental disabilities with the decision making support they  
40 require to live as independently as possible in the least restrictive

1 environment, including consideration of mechanisms that enable  
2 regular payment for services rendered by these legal representatives  
3 when appropriate; and

4 (G) Develop procedures that ensure that placement in an  
5 intermediate care facility is temporary and submit a report of these  
6 efforts, including any necessary recommendations for policy or fiscal  
7 changes, to the governor and the legislature for consideration in the  
8 2022 legislative session no later than November 1, 2021, that  
9 describes the development of procedures that ensure that:

10 (I) Clear, written, and verbal information is provided to the  
11 individual and their family member that explains that placement in  
12 the intermediate care facility is temporary and what constitutes  
13 continuous aggressive active treatment and its eligibility  
14 implications;

15 (II) Discharge planning begins immediately upon placement of an  
16 individual within the intermediate care facility and that the  
17 individual and their family member is provided clear descriptions of  
18 all placement options and their requirements;

19 (III) When crisis stabilization services are available in the  
20 community, the individual is presented with the option to receive  
21 services in the community prior to placement in an intermediate care  
22 facility; and

23 (IV) When the individual has not achieved crisis stabilization  
24 after 60 days of initial placement in the intermediate care facility,  
25 the department of social and health services must convene the  
26 individual's team of care providers including, but not limited to,  
27 the individual's case manager, the individual's community-based  
28 providers, and, if applicable, the individual's managed care  
29 organization to review and make any necessary changes to the  
30 individual's crisis stabilization care plan.

31 (ii) \$46,000 of the general fund—state appropriation in fiscal  
32 year 2022, \$46,000 of the general fund—state appropriation in fiscal  
33 year 2023, and \$280,000 of the general fund—federal appropriation are  
34 provided solely to establish peer mentors to connect each client in  
35 an intermediate care facility with a mentor to assist in their  
36 transition planning. No later than November 1, 2021, the department  
37 of social and health services must submit a report describing these  
38 efforts and make any necessary recommendations for policy or fiscal

1 changes to the governor and the legislature for consideration in the  
2 2022 legislative session.

3 ~~((z))~~ (aa) Appropriations provided in this section are  
4 sufficient to implement Substitute Senate Bill No. 5258 (consumer  
5 directed employers).

6 ~~((aa))~~ (bb) \$63,000 of the general fund—state appropriation for  
7 fiscal year 2022, \$13,000 of the general fund—state appropriation for  
8 fiscal year 2023, and \$77,000 of the general fund—federal  
9 appropriation are provided solely to implement Substitute House Bill  
10 No. 1411 (health care workforce). ~~((If the bill is not enacted by  
11 June 30, 2021, the amounts provided in this subsection shall lapse.))~~

12 (cc) \$123,000 of the general fund—state appropriation for fiscal  
13 year 2023 and \$156,000 of the general fund—federal appropriation are  
14 provided solely for wages and benefits of home care agency workers  
15 who provide direct care.

16 (dd) \$80,000 of the general fund—state appropriation for fiscal  
17 year 2023 and \$61,000 of the general fund—federal appropriation are  
18 provided solely for the department to hire one full-time employee to  
19 provide advice, evaluations, and recommendations on technological  
20 tools to clients, providers, and case managers.

21 (ee)(i) \$2,172,000 of the general fund—state appropriation for  
22 fiscal year 2023 and \$1,666,000 of the general fund—federal  
23 appropriation are provided solely to establish transition  
24 coordination teams to coordinate transitions of care for clients who  
25 move from one care setting to another. No later than December 1,  
26 2022, the department of social and health services shall submit a  
27 preliminary report to the appropriate committees of the legislature  
28 that details how the funds were utilized and the associated outcomes  
29 including but not limited to:

30 (A) A detailed reporting of the number of clients served, the  
31 settings in which clients received care, and the progress made toward  
32 increasing stability of client placements;

33 (B) A comparison of these outcomes against the outcomes achieved  
34 in prior fiscal years;

35 (C) A description of lessons learned since the transition  
36 coordination teams were first implemented, including an  
37 identification of what processes were improved to reduce the  
38 timelines for completion; and

1 (D) Recommendations for changes necessary to the transition  
2 coordination teams to improve increasing stability of client  
3 placements.

4 (ii) It is the intent of the legislature that the department of  
5 social and health services submit annual reports of this information  
6 beginning in fiscal year 2024.

7 (ff)(i) \$204,000 of the general fund—state appropriation for  
8 fiscal year 2022, \$1,511,000 of the general fund—state appropriation  
9 for fiscal year 2023, and \$988,000 of the general fund—federal  
10 appropriation are provided solely for service rate increases paid to  
11 contracted providers of community engagement, supported parenting,  
12 and respite services. Prior to the provider receiving the rate  
13 increase, the department of social and health services shall revise  
14 any existing contract and implement in any new contract a requirement  
15 that providers agree to use the funds solely for allowable costs  
16 associated with service delivery. The contract language must also  
17 provide that if funding is used for unallowable costs, the provider  
18 will immediately refund that portion of the funding that is  
19 unallowed.

20 (ii) No later than December 1, 2022, the department of social and  
21 health services shall submit a preliminary report to the appropriate  
22 committees of the legislature that details how the funds were  
23 utilized and the associated outcomes, including a detailed accounting  
24 of utilization of services and any changes in the utilization as a  
25 result of this funding. The department shall submit a final report of  
26 this information no later than June 30, 2023.

27 (gg) \$1,413,000 of the general fund—state appropriation for  
28 fiscal year 2023 and \$1,084,000 of the general fund—federal  
29 appropriation are provided solely to hire additional staff to reduce  
30 the timeline for completion of financial eligibility determinations.  
31 No later than December 31, 2022, the department of social and health  
32 services shall submit a preliminary report to the appropriate  
33 committees of the legislature that details how the funds were  
34 utilized and the associated outcomes, including, but not limited to,  
35 a description of how the timeline for completion of these  
36 determinations has changed. A final report of this information must  
37 be submitted no later than June 30, 2023.

38 (hh) \$228,000 of the general fund—state appropriation for fiscal  
39 year 2023 and \$284,000 of the general fund—federal appropriation are

1 provided solely to increase funding of the assisted living medicaid  
2 methodology established in RCW 74.39A.032 to 68 percent of full  
3 methodology funding, effective July 1, 2022.

4 (ii) \$1,046,000 of the general fund—state appropriation for  
5 fiscal year 2023 and \$722,000 of the general fund—federal  
6 appropriation are provided solely for implementation of Engrossed  
7 Substitute Senate Bill No. 5268 (dev. disability services). If the  
8 bill is not enacted by June 30, 2022, the amounts provided in this  
9 subsection shall lapse.

10 (jj) \$91,000 of the general fund—state appropriation for fiscal  
11 year 2023 and \$71,000 of the general fund—federal appropriation are  
12 provided solely for implementation of Substitute Senate Bill No. 5620  
13 (medicaid expenditures). If the bill is not enacted by June 30, 2022,  
14 the amounts provided in this subsection shall lapse.

15 (kk) \$2,581,000 of the general fund—state appropriation for  
16 fiscal year 2023 and \$2,060,000 of the general fund—federal  
17 appropriation are provided solely for implementation of Substitute  
18 Senate Bill No. 5819 (DDA no-paid caseload). If the bill is not  
19 enacted by June 30, 2022, the amounts provided in this subsection  
20 shall lapse.

21 (ll) \$4,188,000 of the general fund—state appropriation for  
22 fiscal year 2023 and \$4,106,000 of the general fund—federal  
23 appropriation are provided solely to increase contracted rates for  
24 supported employment and community inclusion providers. The temporary  
25 contracted rate in effect through June 30, 2022, shall become the new  
26 contracted rate beginning July 1, 2022. The department shall conduct  
27 a comprehensive study of the current rate structure paid to supported  
28 employment and community inclusion providers. No later than October  
29 1, 2022, the department must submit to the governor and the  
30 appropriate committees of the legislature a report of this study that  
31 includes, but is not limited to, the following:

32 (i) An overview of the current system and how it operates,  
33 including an overview of the current rate structure;

34 (ii) A description of the organizational components and costs  
35 associated with the delivery of supported employment and community  
36 inclusion services that achieve client outcomes;

37 (iii) A recommendation of the rates needed for providers to cover  
38 their costs and maintain the infrastructure required to achieve and  
39 support client outcomes; and

1 (iv) A recommendation for a methodology to utilize in the future  
2 for regularly analyzing costs associated with service delivery and  
3 the rate adjustments, and associated frequency of these adjustments,  
4 needed to ensure that services achieve client outcomes.

5 (mm) \$40,196,000 of the general fund—state appropriation for  
6 fiscal year 2023 and \$40,196,000 of the general fund—federal  
7 appropriation are provided solely to increase base rates for  
8 community residential providers. The temporary rate add-ons in effect  
9 through June 30, 2022, shall be added to the base rate in effect  
10 through June 30, 2022, to become the new base rate effective July 1,  
11 2022.

12 (2) INSTITUTIONAL SERVICES

13	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$115,635,000</del> ))
14		<u>\$110,570,000</u>
15	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$125,463,000</del> ))
16		<u>\$135,838,000</u>
17	General Fund—Federal Appropriation. . . . .	(( <del>\$241,480,000</del> ))
18		<u>\$253,126,000</u>
19	General Fund—Private/Local Appropriation. . . . .	\$27,043,000
20	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
21	<u>Appropriation. . . . .</u>	<u>\$1,454,000</u>
22	TOTAL APPROPRIATION. . . . .	(( <del>\$509,621,000</del> ))
23		<u>\$528,031,000</u>

24 The appropriations in this subsection are subject to the  
25 following conditions and limitations:

26 (a) Individuals receiving services as supplemental security  
27 income (SSI) state supplemental payments may not become eligible for  
28 medical assistance under RCW 74.09.510 due solely to the receipt of  
29 SSI state supplemental payments.

30 (b) \$495,000 of the general fund—state appropriation for fiscal  
31 year 2022 and \$495,000 of the general fund—state appropriation for  
32 fiscal year 2023 are for the department to fulfill its contracts with  
33 the school districts under chapter 28A.190 RCW to provide  
34 transportation, building space, and other support services as are  
35 reasonably necessary to support the educational programs of students  
36 living in residential habilitation centers.

37 (c) The residential habilitation centers may use funds  
38 appropriated in this subsection to purchase goods, services, and

1 supplies through hospital group purchasing organizations when it is  
2 cost-effective to do so.

3 (d) \$3,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$10,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for a cost of living increase  
6 adjustment to the personal needs allowance pursuant to RCW 74.09.340.

7 (e) The department is directed to develop a plan to reduce the  
8 footprint of the Rainier residential habilitation center campus and  
9 other property facilities taking into consideration recommendations  
10 of the Ruckleshaus residential habilitation center work group report  
11 and the department's Rainier school master plan.

12 (i) The plan must include the following:

13 (A) Input from interested stakeholders to ensure a thoughtful,  
14 safe, and well-supported residential transition to the community;

15 (B) An outline for maintaining a state-operated safety net for  
16 individuals who transition to the community and who may later be in  
17 crisis or who need a greater level of care;

18 (C) Barriers to successful community transitions and how to  
19 mitigate those;

20 (D) A report of stakeholder feedback received and how it was  
21 incorporated or not into the plan; and

22 (E) A proposed timeline to implement the plan and a target date  
23 for reducing the footprint of Rainier if the plan is followed.

24 (ii) The stakeholders must include, at minimum: Individuals who  
25 reside or have resided at Rainier within the last two decades,  
26 families and guardians of individuals who reside or have resided at  
27 Rainier, the city of Buckley, and current or former staff at Rainier  
28 and their respective labor organizations.

29 (iii) The department must confer with and have approval from the  
30 governor's office prior to submission of the plan. A final plan shall  
31 be submitted to the governor and the appropriate committees of the  
32 legislature no later than June 30, 2023.

33 (3) PROGRAM SUPPORT

34	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$2,639,000</del> ))
35		<u>\$2,717,000</u>
36	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$2,688,000</del> ))
37		<u>\$2,958,000</u>
38	General Fund—Federal Appropriation. . . . .	(( <del>\$3,192,000</del> ))
39		<u>\$3,239,000</u>



1	TOTAL APPROPRIATION. . . . .	(( <del>\$8,519,000</del> ))
2		<u>\$8,914,000</u>
3	(4) SPECIAL PROJECTS	
4	General Fund—State Appropriation (FY 2022). . . . .	\$61,000
5	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$61,000</del> ))
6		<u>\$66,000</u>
7	General Fund—Federal Appropriation. . . . .	(( <del>\$1,090,000</del> ))
8		<u>\$1,092,000</u>
9	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
10	<u>Appropriation. . . . .</u>	<u>\$66,000</u>
11	TOTAL APPROPRIATION. . . . .	(( <del>\$1,212,000</del> ))
12		<u>\$1,285,000</u>

13       **Sec. 204.** 2021 c 334 s 204 (uncodified) is amended to read as  
14 follows:

15 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—AGING AND ADULT**  
16 **SERVICES PROGRAM**

17	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$1,422,098,000</del> ))
18		<u>\$1,347,193,000</u>
19	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$1,783,367,000</del> ))
20		<u>\$1,977,868,000</u>
21	General Fund—Federal Appropriation. . . . .	(( <del>\$4,517,927,000</del> ))
22		<u>\$4,829,079,000</u>
23	General Fund—Private/Local Appropriation. . . . .	\$37,804,000
24	Traumatic Brain Injury Account—State Appropriation. . . . .	(( <del>\$4,544,000</del> ))
25		<u>\$5,586,000</u>
26	Skilled Nursing Facility Safety Net Trust Account—	
27	State Appropriation. . . . .	\$133,360,000
28	Long-Term Services and Supports Trust Account—State	
29	Appropriation. . . . .	(( <del>\$10,873,000</del> ))
30		<u>\$13,233,000</u>
31	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
32	<u>Appropriation. . . . .</u>	<u>\$3,606,000</u>
33	TOTAL APPROPRIATION. . . . .	(( <del>\$7,909,973,000</del> ))
34		<u>\$8,347,729,000</u>

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

1 (1) (a) For purposes of implementing chapter 74.46 RCW, the  
2 weighted average nursing facility payment rate may not exceed \$259.84  
3 for fiscal year 2022 and may not exceed \$279.84 for fiscal year 2023.

4 (b) The department shall provide a medicaid rate add-on to  
5 reimburse the medicaid share of the skilled nursing facility safety  
6 net assessment as a medicaid allowable cost. The nursing facility  
7 safety net rate add-on may not be included in the calculation of the  
8 annual statewide weighted average nursing facility payment rate.

9 (2) In accordance with RCW 18.51.050, 18.20.050, 70.128.060, and  
10 43.135.055, the department is authorized to increase nursing  
11 facility, assisted living facility, and adult family home fees as  
12 necessary to fully support the actual costs of conducting the  
13 licensure, inspection, and regulatory programs. The license fees may  
14 not exceed the department's annual licensing and oversight activity  
15 costs and shall include the department's cost of paying providers for  
16 the amount of the license fee attributed to medicaid clients.

17 (a) The current annual renewal license fee for adult family homes  
18 is \$225 per bed beginning in fiscal year 2022 and \$225 per bed  
19 beginning in fiscal year 2023. A processing fee of \$2,750 must be  
20 charged to each adult family home when the home is initially  
21 licensed. This fee is nonrefundable. A processing fee of \$700 shall  
22 be charged when adult family home providers file a change of  
23 ownership application.

24 (b) The current annual renewal license fee for assisted living  
25 facilities is \$116 per bed beginning in fiscal year 2022 and \$116 per  
26 bed beginning in fiscal year 2023.

27 (c) The current annual renewal license fee for nursing facilities  
28 is \$359 per bed beginning in fiscal year 2022 and \$359 per bed  
29 beginning in fiscal year 2023.

30 (3) The department is authorized to place long-term care clients  
31 residing in nursing homes and paid for with state-only funds into  
32 less restrictive community care settings while continuing to meet the  
33 client's care needs.

34 (4) (i) \$6,113,000 of the general fund—state appropriation for  
35 fiscal year 2022, \$19,799,000 of the general fund—state appropriation  
36 for fiscal year 2023, and \$37,161,000 of the general fund—federal  
37 appropriation are provided solely for the implementation of the  
38 agreement reached between the governor and the service employees  
39 international union healthcare 775nw under the provisions of chapters

1 74.39A and 41.56 RCW for the 2021-2023 fiscal biennium, as provided  
2 in section 946 of this act.

3 (ii) \$18,787,000 of the general fund—state appropriation for  
4 fiscal year 2023 and \$23,910,000 of the general fund—federal  
5 appropriation are provided solely for the implementation of the  
6 agreement reached between the governor and the service employees  
7 international union healthcare 775nw under the provisions of chapters  
8 74.39A and 41.56 RCW for fiscal year 2023, as provided in section 935  
9 of this act.

10 (5) (i) \$1,941,000 of the general fund—state appropriation for  
11 fiscal year 2022, \$6,439,000 of the general fund—state appropriation  
12 for fiscal year 2023, and \$12,064,000 of the general fund—federal  
13 appropriation are provided solely for the homecare agency parity  
14 impacts of the agreement between the governor and the service  
15 employees international union healthcare 775nw.

16 (ii) \$6,028,000 of the general fund—state appropriation for  
17 fiscal year 2023 and \$7,669,000 of the general fund—federal  
18 appropriation are provided solely for the homecare agency parity  
19 impacts of the agreement between the governor and the service  
20 employees international union healthcare 775nw.

21 (6) The department may authorize a one-time waiver of all or any  
22 portion of the licensing and processing fees required under RCW  
23 70.128.060 in any case in which the department determines that an  
24 adult family home is being relicensed because of exceptional  
25 circumstances, such as death or incapacity of a provider, and that to  
26 require the full payment of the licensing and processing fees would  
27 present a hardship to the applicant. In these situations the  
28 department is also granted the authority to waive the required  
29 residential administrator training for a period of 120 days if  
30 necessary to ensure continuity of care during the relicensing  
31 process.

32 (7) In accordance with RCW 18.390.030, the biennial registration  
33 fee for continuing care retirement communities shall be \$900 for each  
34 facility.

35 (8) Within amounts appropriated in this subsection, the  
36 department shall assist the legislature to continue the work of the  
37 joint legislative executive committee on planning for aging and  
38 disability issues.

1 (a) A joint legislative executive committee on aging and  
2 disability is continued, with members as provided in this subsection.

3 (i) Four members of the senate, with the leaders of the two  
4 largest caucuses each appointing two members, and four members of the  
5 house of representatives, with the leaders of the two largest  
6 caucuses each appointing two members;

7 (ii) A member from the office of the governor, appointed by the  
8 governor;

9 (iii) The secretary of the department of social and health  
10 services or his or her designee;

11 (iv) The director of the health care authority or his or her  
12 designee;

13 (v) A member from disability rights Washington and a member from  
14 the office of long-term care ombuds;

15 (vi) The insurance commissioner or his or her designee, who shall  
16 serve as an ex officio member; and

17 (vii) Other agency directors or designees as necessary.

18 (b) The committee must make recommendations and continue to  
19 identify key strategic actions to prepare for the aging of the  
20 population in Washington and to serve people with disabilities,  
21 including state budget and policy options, and may conduct, but are  
22 not limited to, the following tasks:

23 (i) Identify strategies to better serve the health care needs of  
24 an aging population and people with disabilities to promote healthy  
25 living and palliative care planning;

26 (ii) Identify strategies and policy options to create financing  
27 mechanisms for long-term service and supports that allow individuals  
28 and families to meet their needs for service;

29 (iii) Identify policies to promote financial security in  
30 retirement, support people who wish to stay in the workplace longer,  
31 and expand the availability of workplace retirement savings plans;

32 (iv) Identify ways to promote advance planning and advance care  
33 directives and implementation strategies for the Bree collaborative  
34 palliative care and related guidelines;

35 (v) Identify ways to meet the needs of the aging demographic  
36 impacted by reduced federal support;

37 (vi) Identify ways to protect the rights of vulnerable adults  
38 through assisted decision-making and guardianship and other relevant  
39 vulnerable adult protections;

1 (vii) Identify options for promoting client safety through  
2 residential care services and consider methods of protecting older  
3 people and people with disabilities from physical abuse and financial  
4 exploitation; and

5 (viii) Identify other policy options and recommendations to help  
6 communities adapt to the aging demographic in planning for housing,  
7 land use, and transportation.

8 (c) Staff support for the committee shall be provided by the  
9 office of program research, senate committee services, the office of  
10 financial management, and the department of social and health  
11 services.

12 (d) Within existing appropriations, the cost of meetings must be  
13 paid jointly by the senate, house of representatives, and the office  
14 of financial management. Joint committee expenditures and meetings  
15 are subject to approval by the senate facilities and operations  
16 committee and the house of representatives executive rules committee,  
17 or their successor committees. Meetings of the task force must be  
18 scheduled and conducted in accordance with the rules of both the  
19 senate and the house of representatives. The joint committee members  
20 may be reimbursed for travel expenses as authorized under RCW  
21 43.03.050 and 43.03.060, and chapter 44.04 RCW as appropriate.  
22 Advisory committee members may not receive compensation or  
23 reimbursement for travel and expenses.

24 (9) Appropriations in this section are sufficient to fund  
25 discharge case managers stationed at the state psychiatric hospitals.  
26 Discharge case managers will transition clients ready for hospital  
27 discharge into less restrictive alternative community placements. The  
28 transition of clients ready for discharge will free up bed capacity  
29 at the state psychiatric hospitals.

30 (10) Appropriations in this section are sufficient to fund  
31 financial service specialists stationed at the state psychiatric  
32 hospitals. Financial service specialists will help to transition  
33 clients ready for hospital discharge into alternative community  
34 placements. The transition of clients ready for discharge will free  
35 up bed capacity at the state hospitals.

36 (11) The department shall continue to administer (~~initiative 2~~  
37 ~~of the medicaid transformation waiver that provides~~) tailored  
38 support for older adults and medicaid alternative care as described  
39 in initiative 2 of the (~~medicaid transformation~~) 1115 demonstration  
40 waiver (~~under healthier Washington~~). This initiative will be funded

1 by the health care authority (~~with~~) through the medicaid quality  
2 improvement program. The secretary in collaboration with the director  
3 of the health care authority shall report to the office of financial  
4 management all (~~of the~~) expenditures of this subsection and shall  
5 provide such fiscal data in the time, manner, and form requested. The  
6 department shall not increase general fund—state expenditures on this  
7 initiative.

8 (12) (i) \$3,378,000 of the general fund—state appropriation for  
9 fiscal year 2022, \$5,561,000 of the general fund—state appropriation  
10 for fiscal year 2023, and \$11,980,000 of the general fund—federal  
11 appropriation are provided solely for the implementation of an  
12 agreement reached between the governor and the adult family home  
13 council under the provisions of chapter 41.56 RCW for the 2021-2023  
14 fiscal biennium, as provided in section 948 of this act.

15 (ii) \$8,922,000 of the general fund—state appropriation for  
16 fiscal year 2023 and \$8,212,000 of the general fund—federal  
17 appropriation are provided solely for the implementation of an  
18 agreement reached between the governor and the adult family home  
19 council under the provisions of chapter 41.56 RCW for fiscal year  
20 2023, as provided in section 937 of this act.

21 (13) \$1,761,000 of the general fund—state appropriation for  
22 fiscal year 2022, \$1,761,000 of the general fund—state appropriation  
23 for fiscal year 2023, and \$4,162,000 of the general fund—federal  
24 appropriation are provided solely for case managers at the area  
25 agencies on aging to coordinate care for medicaid clients with mental  
26 illness who are living in their own homes. Work shall be accomplished  
27 within existing standards for case management and no requirements  
28 will be added or modified unless by mutual agreement between the  
29 department of social and health services and area agencies on aging.

30 (14) Appropriations provided in this section are sufficient for  
31 the department to contract with an organization to provide  
32 educational materials, legal services, and attorney training to  
33 support persons with dementia. The funding provided in this  
34 subsection must be used for:

35 (a) An advance care and legal planning toolkit for persons and  
36 families living with dementia, designed and made available online and  
37 in print. The toolkit should include educational topics including,  
38 but not limited to:

1 (i) The importance of early advance care, legal, and financial  
2 planning;

3 (ii) The purpose and application of various advance care, legal,  
4 and financial documents;

5 (iii) Dementia and capacity;

6 (iv) Long-term care financing considerations;

7 (v) Elder and vulnerable adult abuse and exploitation;

8 (vi) Checklists such as "legal tips for caregivers," "meeting  
9 with an attorney," and "life and death planning;"

10 (vii) Standardized forms such as general durable power of  
11 attorney forms and advance health care directives; and

12 (viii) A selected list of additional resources.

13 (b) Webinars about the dementia legal and advance care planning  
14 toolkit and related issues and topics with subject area experts. The  
15 subject area expert presenters must provide their services in-kind,  
16 on a volunteer basis.

17 (c) Continuing legal education programs for attorneys to advise  
18 and assist persons with dementia. The continuing education programs  
19 must be offered at no cost to attorneys who make a commitment to  
20 participate in the pro bono program.

21 (d) Administrative support costs to develop intake forms and  
22 protocols, perform client intake, match participating attorneys with  
23 eligible clients statewide, maintain records and data, and produce  
24 reports as needed.

25 (15) Appropriations provided in this section are sufficient to  
26 continue community alternative placement beds that prioritize the  
27 transition of clients who are ready for discharge from the state  
28 psychiatric hospitals, but who have additional long-term care or  
29 developmental disability needs.

30 (a) Community alternative placement beds include enhanced service  
31 facility beds, adult family home beds, skilled nursing facility beds,  
32 shared supportive housing beds, state operated living alternative  
33 beds, assisted living facility beds, adult residential care beds, and  
34 specialized dementia beds.

35 (b) Each client must receive an individualized assessment prior  
36 to leaving one of the state psychiatric hospitals. The individualized  
37 assessment must identify and authorize personal care, nursing care,  
38 behavioral health stabilization, physical therapy, or other necessary  
39 services to meet the unique needs of each client. It is the  
40 expectation that, in most cases, staffing ratios in all community

1 alternative placement options described in (a) of this subsection  
2 will need to increase to meet the needs of clients leaving the state  
3 psychiatric hospitals. If specialized training is necessary to meet  
4 the needs of a client before he or she enters a community placement,  
5 then the person centered service plan must also identify and  
6 authorize this training.

7 (c) When reviewing placement options, the department must  
8 consider the safety of other residents, as well as the safety of  
9 staff, in a facility. An initial evaluation of each placement,  
10 including any documented safety concerns, must occur within thirty  
11 days of a client leaving one of the state psychiatric hospitals and  
12 entering one of the community placement options described in (a) of  
13 this subsection. At a minimum, the department must perform two  
14 additional evaluations of each placement during the first year that a  
15 client has lived in the facility.

16 (d) In developing bed capacity, the department shall consider the  
17 complex needs of individuals waiting for discharge from the state  
18 psychiatric hospitals.

19 (16) No later than December 31, 2021, the department of social  
20 and health services and the health care authority shall submit a  
21 waiver request to the federal department of health and human services  
22 to authorize presumptive medicaid eligibility determinations for  
23 clients preparing for acute care hospital discharge who may need  
24 long-term services and supports. The department and the authority  
25 shall hold stakeholder discussions, including opportunities for  
26 public review and comment, during development of the waiver request.  
27 Upon submission of the waiver request, the department and the  
28 authority shall submit a report to the governor and the appropriate  
29 legislative committees that describes the request and identifies any  
30 statutory changes that may be necessary if the federal government  
31 approves the request.

32 (17) The annual certification renewal fee for community  
33 residential service businesses is \$859 per client in fiscal year 2022  
34 and \$859 per client in fiscal year 2023. The annual certification  
35 renewal fee may not exceed the department's annual licensing and  
36 oversight activity costs.

37 (18) The appropriations in this section include sufficient  
38 funding to implement chapter 220, Laws of 2020 (adult family homes/8  
39 beds). A nonrefundable fee of \$485 shall be charged for each



1 application to increase bed capacity at an adult family home to seven  
2 or eight beds.

3 (19) \$261,000 of the general fund—state appropriation for fiscal  
4 year 2022, \$320,000 of the general fund—state appropriation for  
5 fiscal year 2023, and \$861,000 of the general fund—federal  
6 appropriation are provided solely to increase the administrative rate  
7 for home care agencies by five cents per hour effective July 1, 2021.

8 (20) The department of social and health services must claim the  
9 enhanced federal medical assistance participation rate for home and  
10 community-based services offered under section 9817 of the American  
11 rescue plan act of 2021 (ARPA). Appropriations made that constitute  
12 supplementation of home and community-based services as defined in  
13 section 9817 of ARPA are listed in LEAP omnibus document HCBS-2021.

14 (21) \$1,458,000 of the general fund—state appropriation for  
15 fiscal year 2022 and \$1,646,000 of the general fund—state  
16 appropriation for fiscal year 2023 are provided solely for the  
17 department to provide personal care services for up to 20 clients who  
18 are not United States citizens and who are ineligible for medicaid  
19 upon their discharge from an acute care hospital. The department must  
20 prioritize the funding provided in this subsection for such clients  
21 in acute care hospitals who are also on the department's wait list  
22 for services.

23 (22) \$750,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$750,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for community-based dementia  
26 education and support activities in two areas of the state, including  
27 dementia resource catalyst staff and direct services for people with  
28 dementia and their caregivers.

29 (23) \$237,000 of the general fund—state appropriation for fiscal  
30 year 2022, \$226,000 of the general fund—state appropriation for  
31 fiscal year 2023, and \$572,000 of the general fund—federal  
32 appropriation are provided solely to implement Substitute House Bill  
33 No. 1218 (long-term care residents). ((If the bill is not enacted by  
34 June 30, 2021, the amounts provided in this subsection shall lapse.))

35 (24) (~~(\$345,000 of the general fund state appropriation for~~  
36 ~~fiscal year 2022, \$50,000 of the general fund state appropriation for~~  
37 ~~fiscal year 2023, and \$336,000 of the general fund federal~~  
38 ~~appropriation are provided solely to implement Second Substitute~~  
39 ~~House Bill No. 1127 (COVID-19 health data privacy). If the bill is~~

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

3 ~~(25))~~ \$4,329,000 of the general fund—state appropriation for  
4 fiscal year 2022 and \$4,329,000 of the general fund—state  
5 appropriation for fiscal year 2023 are provided solely for services  
6 and support to individuals who are deaf, hard of hearing, or deaf-  
7 blind.

8 ~~((26) \$41,117,000))~~ (25) \$85,981,000 of the general fund—state  
9 appropriation for fiscal year 2022, \$44,711,000 of the general fund—  
10 state appropriation for fiscal year 2023, and ~~((101,715,000))~~  
11 \$244,279,000 of the general fund—federal appropriation are provided  
12 solely to continue providing rate add-ons for contracted service  
13 providers to address the increased costs associated with serving  
14 clients during the COVID-19 pandemic ~~((through the end of calendar~~  
15 ~~year 2021))~~.

16 ~~((27))~~ (26) \$11,609,000 of the general fund—state appropriation  
17 for fiscal year 2023 and \$11,609,000 of the general fund—federal  
18 appropriation are provided solely to increase the fixed rate paid for  
19 skilled nursing facility medicaid direct care to one hundred and five  
20 percent of statewide case mix neutral median costs.

21 ~~((28))~~ (27) Within the amounts provided in this section, the  
22 department of social and health services must develop a statewide  
23 agency emergency preparedness plan with which to respond to future  
24 public health emergencies.

25 ~~((29))~~ (28) The traumatic brain injury council shall  
26 collaborate with other state agencies in their efforts to address  
27 traumatic brain injuries to ensure that efforts are complimentary and  
28 continue to support the state's broader efforts to address this  
29 issue.

30 ~~((30))~~ (29) \$1,858,000 of the general fund—state appropriation  
31 for fiscal year 2022 and \$1,857,000 of the general fund—state  
32 appropriation for fiscal year 2023 are provided solely for operation  
33 of the volunteer services program. Funding must be prioritized  
34 towards serving populations traditionally served by long-term care  
35 services to include senior citizens and persons with disabilities.

36 ~~((31))~~ (30) \$479,000 of the general fund—state appropriation  
37 for fiscal year 2022 and \$479,000 of the general fund—state  
38 appropriation for fiscal year 2023 are provided solely for the

1 kinship navigator program in the Colville Indian reservation, Yakama  
2 Nation, and other tribal areas.

3 ~~((32))~~ (31) Within available funds, the aging and long term  
4 support administration must maintain a unit within adult protective  
5 services that specializes in the investigation of financial abuse  
6 allegations and self-neglect allegations.

7 ~~((33))~~ (32) \$1,344,000 of the general fund—state appropriation  
8 for fiscal year 2022 and \$1,344,000 of the general fund—state  
9 appropriation for fiscal year 2023 are provided solely for the  
10 kinship care support program.

11 ~~((34) \$10,797,000)~~ (33) \$7,938,000 of the general fund—state  
12 appropriation for fiscal year 2022, ~~((11,477,000))~~ \$13,412,000 of  
13 the general fund—state appropriation for fiscal year 2023, and  
14 ~~((23,946,000))~~ \$22,456,000 of the general fund—federal appropriation  
15 are provided solely for nursing home services and emergent building  
16 costs at the transitional care center of Seattle. No later than  
17 December 1, 2022, the department must submit to the appropriate  
18 fiscal committees of the legislature a report that includes, but is  
19 not limited to:

20 (a) An itemization of the costs associated with providing direct  
21 care services to residents and managing and caring for the facility;  
22 and

23 (b) An examination of the impacts of this facility on clients and  
24 providers of the long-term care and medical care sectors of the state  
25 that includes, but is not limited to:

26 (i) An analysis of areas that have realized cost containment or  
27 savings as a result of this facility;

28 (ii) A comparison of individuals transitioned from hospitals to  
29 this facility compared to other skilled nursing facilities over the  
30 same period of time; and

31 (iii) Impacts of this facility on lengths of stay in acute care  
32 hospitals, other skilled nursing facility, and transitions to home  
33 and community-based settings.

34 ~~((35))~~ (34) \$58,000 of the general fund—state appropriation for  
35 fiscal year 2022 and \$90,000 of the general fund—federal  
36 appropriation are provided solely for implementation of Engrossed  
37 Substitute Senate Bill No. 5229 (health equity continuing education).  
38 ~~((If the bill is not enacted by June 30, 2021, the amounts provided  
39 in this subsection shall lapse.~~

1       ~~(36)~~) (35) \$50,000 of the general fund—state appropriation for  
2 fiscal year 2022 is provided solely for fall prevention training. The  
3 department of social and health services will provide one-time grant  
4 funding to an association representing long-term care facilities to  
5 develop and provide fall prevention training for long-term care  
6 facilities. The training must include information about environmental  
7 modifications to help reduce falls, tools to assess an individual's  
8 risk for falling, and evidence-based interventions for reducing falls  
9 amongst individuals with dementia or cognitive impairments. The  
10 training must be offered at no cost and made available online for the  
11 general public to access at any time. The recipient of the grant  
12 funds must work with the department of social and health services and  
13 the department of health on developing and promoting the training.

14       ~~((37))~~ (36) \$4,504,000 of the general fund—state appropriation  
15 for fiscal year 2022, \$9,072,000 of the general fund—state  
16 appropriation for fiscal year 2023, and \$452,000 of the general fund—  
17 federal appropriation are provided solely for behavioral health  
18 personal care services for individuals with exceptional care needs  
19 due to their psychiatric diagnosis as determined through the  
20 department's CARE assessment and for three full-time positions to  
21 coordinate with the health care authority and medicaid managed care  
22 organizations for the care of these individuals. Future caseload and  
23 per capita changes for behavioral health personal care services will  
24 be incorporated into the department's medicaid forecast. The  
25 department shall coordinate with the authority for purposes of  
26 developing and submitting to the centers for medicare and medicaid, a  
27 1915(i) state plan.

28       ~~((38))~~ (37) Within existing appropriations, and no later than  
29 December 31, 2021, the department of social and health services must  
30 work with stakeholders to consider modifications to current practices  
31 that address the current challenges adult family homes are facing  
32 with acquiring and maintaining liability insurance coverage. In  
33 consultation with stakeholders, the department of social and health  
34 services must:

35       (a) Transition language contained in citation and enforcement  
36 actions to plain talk language that helps insurers and consumers  
37 understand the nature of the regulatory citations; and

1 (b) Display the severity and resolution of citation and  
2 enforcement actions in plain talk language for consumers and insurers  
3 to better understand the nature of the situation.

4 ~~((39))~~ (38) \$435,000 of the general fund—state appropriation  
5 for fiscal year 2022 and \$435,000 of the general fund—state  
6 appropriation for fiscal year 2023 are provided solely to continue  
7 the current pilot project in Pierce county to provide personal care  
8 services to homeless seniors and people with disabilities from the  
9 time the person presents at a shelter to the time they become  
10 eligible for medicaid and to establish two new pilot project sites in  
11 King county, one site in Clark county, and one site in Spokane  
12 county. The department of social and health services shall submit a  
13 report by December 1, 2022, to the governor and appropriate  
14 legislative committees that addresses the following for each site:

15 (a) The number of people served in the pilot;

16 (b) The number of people served in the pilot who transitioned to  
17 medicaid personal care;

18 (c) The number of people served in the pilot who found stable  
19 housing; and

20 (d) Any additional information or data deemed relevant by the  
21 contractors or the department of social and health services.

22 ~~((40))~~ (39) \$3,063,000 of the general fund—state appropriation  
23 for fiscal year 2022 and \$4,517,000 of the general fund—federal  
24 appropriation is provided solely to offset COVID-19 related cost  
25 impacts on the in-home medicaid long-term care case management  
26 program operated by area agencies on aging.

27 ~~((41))~~ (40) Appropriations provided in this section are  
28 sufficient to implement Substitute Senate Bill No. 5258 (consumer  
29 directed employers).

30 ~~((42))~~ (41) \$69,000 of the general fund—state appropriation for  
31 fiscal year 2022, \$65,000 of the general fund—state appropriation for  
32 fiscal year 2023, and \$98,000 of the general fund—federal  
33 appropriation are provided solely to implement Engrossed Second  
34 Substitute Senate Bill No. 5163 (conditionally released sexually  
35 violent predators). ~~((If the bill is not enacted by June 30, 2021,  
36 the amounts provided in this subsection shall lapse.~~

37 ~~(43))~~ (42) \$75,000 of the general fund—state appropriation for  
38 fiscal year 2022, \$54,000 of the general fund—state appropriation for  
39 fiscal year 2023, and \$130,000 of the general fund—federal

1 appropriation are provided solely to implement Substitute House Bill  
2 No. 1411 (health care workforce). ~~((If the bill is not enacted by  
3 June 30, 2021, the amounts provided in this subsection shall lapse.~~

4 ~~(44))~~ (43) \$15,000 of the general fund—state appropriation for  
5 fiscal year 2022, ~~(((\$51,000))~~ \$111,000 of the general fund—state  
6 appropriation for fiscal year 2023, and ~~(((\$32,000))~~ \$61,000 of the  
7 general fund—federal appropriation are provided solely for a cost of  
8 living adjustment to the personal needs allowance pursuant to RCW  
9 74.09.340.

10 (44) \$8,259,000 of the general fund—state appropriation for  
11 fiscal year 2023 and \$8,259,000 of the general fund—federal  
12 appropriation are provided solely to adjust the minimum occupancy  
13 assumption used to calculate the indirect care median to 80 percent.

14 (45) \$38,265,000 of the general fund—state appropriation for  
15 fiscal year 2023 and \$48,666,000 of the general fund—federal  
16 appropriation are provided solely for the purposes of settling all  
17 claims in the two related cases *Liang et al v. Washington DSHS et al*,  
18 Thurston county superior court case no. 20-2-02506-34 and *SEIU 775 v.*  
19 *Washington DSHS et al*, Thurston county superior court case no.  
20 18-2-05584-34, Washington supreme court case no. 99658-8. The  
21 expenditure of these amounts is contingent upon the release of all  
22 claims in both cited cases, and total settlement costs shall not  
23 exceed the amounts provided in this subsection and section 203(1)(y)  
24 of this act. If the settlement agreement is not fully executed and  
25 approved by the Thurston county superior court by June 30, 2023, the  
26 amounts provided in this subsection shall lapse.

27 (46) \$799,000 of the general fund—state appropriation for fiscal  
28 year 2023 and \$1,016,000 of the general fund—federal appropriation  
29 are provided solely for wages and benefits of home care agency  
30 workers who provide direct care.

31 (47) \$133,000 of the general fund—state appropriation for fiscal  
32 year 2022, \$181,000 of the general fund—state appropriation for  
33 fiscal year 2023, and \$313,000 of the general fund—federal  
34 appropriation are provided solely to continue the overpayment  
35 resolution team through the 2021-2023 fiscal biennium. No later than  
36 June 30, 2023, the department shall submit to the appropriate  
37 committees of the legislature a report describing the work undertaken  
38 by this team and the associated outcomes.

1 (48) \$1,081,000 of the general fund—state appropriation for  
2 fiscal year 2023 and \$1,200,000 of the general fund—federal  
3 appropriation are provided solely to increase private duty nursing  
4 rates by 20 percent and to increase private duty nursing adult family  
5 home provider rates by 10 percent effective July 1, 2022.

6 (49) \$4,200,000 of the general fund—state appropriation for  
7 fiscal year 2023 is provided solely for area agency on aging care  
8 coordinators stationed in acute care hospitals to help transition  
9 clients ready for hospital discharge into home and community-based  
10 settings. Care coordinators shall keep data on numbers of patients  
11 discharged and readmission impacts and report that information to the  
12 department of social and health services.

13 (50) \$23,000 of the general fund—state appropriation for fiscal  
14 year 2022, \$12,637,000 of the general fund—state appropriation for  
15 fiscal year 2023, and \$14,136,000 of the general fund—federal  
16 appropriation are provided solely to increase funding of the assisted  
17 living medicaid methodology established in RCW 74.39A.032 to 68  
18 percent of full methodology funding, effective July 1, 2022.

19 (a) Of the amounts provided in this subsection, \$23,000 of the  
20 general fund—state appropriation for fiscal year 2022, \$39,000 of the  
21 general fund—state appropriation for fiscal year 2023, and \$62,000 of  
22 the general fund—federal appropriation are provided solely for a one-  
23 time project staff position at the department to develop and submit a  
24 report to the governor and appropriate legislative committees no  
25 later than December 30, 2022. The report must include a review and  
26 summary of discharge regulations and notification requirements for  
27 assisted living providers and include recommendations related to  
28 disclosure of providers' terms and conditions for medicaid  
29 acceptance.

30 (b) Following the submission of the report in (a) of this  
31 subsection and through the end of the 2021-2023 fiscal biennium, the  
32 department shall regularly review and report on medicaid resident  
33 utilization of and access to assisted living facilities.

34 (51) \$12,000,000 of the general fund—state appropriation for  
35 fiscal year 2023 and \$12,000,000 of the general fund—federal  
36 appropriation are provided solely to increase the rate paid for area  
37 agency on aging case management services by 23 percent.

38 (52) \$68,000 of the general fund—state appropriation for fiscal  
39 year 2023 and \$67,000 of the general fund—federal appropriation are

1 provided solely for implementation of Senate Bill No. 5866 (medicaid  
2 LTSS/tribes). If the bill is not enacted by June 30, 2022, the  
3 amounts provided in this subsection shall lapse.

4 (53) \$83,000 of the general fund—state appropriation for fiscal  
5 year 2023 and \$83,000 of the general fund—federal appropriation are  
6 provided solely for implementation of Substitute Senate Bill No. 5620  
7 (medicaid expenditures). If the bill is not enacted by June 30, 2022,  
8 the amounts provided in this subsection shall lapse.

9 (54) \$5,000,000 of the general fund—state appropriation for  
10 fiscal year 2023 is provided solely for the department to establish a  
11 grant program to expand the use of air conditioning in adult family  
12 homes that are serving individuals whose services are funded through  
13 medicaid or state funded long-term care programs. A qualifying adult  
14 family home may receive up to \$5,000 in grant funding. Grants must be  
15 used for one-time costs associated with equipping and installing  
16 portable air conditioning units in resident's bedrooms and common  
17 areas, or updating the adult family home's heating, ventilation, and  
18 air conditioning system to include air conditioning. The department  
19 shall verify that the grant was used appropriately at the inspection  
20 immediately following the adult family home's receipt of the grant.

21 (55) \$350,000 of the general fund—state appropriation for fiscal  
22 year 2023 is provided solely for a study of the feasibility of  
23 placing individuals under the jurisdiction of the department of  
24 corrections in nursing home facilities licensed or to be licensed by  
25 the department to better meet the client's care needs. By October 1,  
26 2022, in collaboration with the department of corrections and the  
27 health care authority, the department must submit a preliminary  
28 report to the governor and the relevant fiscal and policy committees  
29 of the legislature. At a minimum, the preliminary report must review  
30 the medical, behavioral health, and long-term care needs of the  
31 individuals and assess whether the state could obtain and be eligible  
32 for federal funding for providing health care and long-term care  
33 services for individuals under the jurisdiction of the department of  
34 corrections placed in nursing home facilities. By June 30, 2023, the  
35 department, in collaboration with the department of corrections, must  
36 submit a final report to the governor and the relevant fiscal and  
37 policy committees of the legislature. The final report shall:

38 (a) Assess the relevant characteristics and needs of the  
39 potential patient population;



1 (b) Assess the feasibility, daily operating costs, staffing  
2 needs, and other relevant factors of potential locations or  
3 contractors, including the Maple Lane corrections center, for  
4 placement of long-term care individuals under the jurisdiction of the  
5 department of corrections for a potential nursing home facility to be  
6 licensed by the department;

7 (c) A cost-benefit analysis of placing individuals under the  
8 jurisdiction of department of corrections clients in potential  
9 facilities identified in subsection (b) of this subsection, including  
10 the possibility or absence of federal funding for operations. The  
11 department of corrections must provide daily operating costs of  
12 prisons where these individuals may be coming from, the fiscal year  
13 2021 daily costs per incarcerated individual assigned to the sage  
14 living unit, and the costs associated with electronic home monitoring  
15 costs per individual. This analysis shall take into account both  
16 state-run and privately contracted options;

17 (d) Assess the ability of potential facilities identified in  
18 subsection (b) of this subsection to better meet clients' medical and  
19 personal needs; and

20 (e) Assess the ability to provide medicaid funded services to  
21 meet the health care needs of these individuals.

22 (56) \$273,000 of the general fund—state appropriation for fiscal  
23 year 2023 and \$347,000 of the general fund—federal appropriation are  
24 provided solely to increase the rates paid for adult day health and  
25 adult day care providers effective July 1, 2022, by the amount of the  
26 temporary rate add-on in effect through June 30, 2022.

27 **Sec. 205.** 2021 c 334 s 205 (uncodified) is amended to read as  
28 follows:

29 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ECONOMIC SERVICES**  
30 **PROGRAM**

31	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$414,105,000</del> ))
32		\$420,469,000
33	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$420,792,000</del> ))
34		\$481,024,000
35	General Fund—Federal Appropriation . . . . .	(( <del>\$1,528,996,000</del> ))
36		\$1,602,386,000
37	General Fund—Private/Local Appropriation . . . . .	\$5,274,000
38	Domestic Violence Prevention Account—State	

1	Appropriation. . . . .	\$2,404,000
2	Coronavirus State Fiscal Recovery Fund—Federal	
3	Appropriation. . . . .	(( <del>\$345,399,000</del> ))
4		<u>\$345,494,000</u>
5	TOTAL APPROPRIATION. . . . .	(( <del>\$2,716,970,000</del> ))
6		<u>\$2,857,051,000</u>

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

9 (1) (a) ((~~\$118,168,000~~)) \$104,540,000 of the general fund—state  
10 appropriation for fiscal year 2022, ((~~\$119,846,000~~)) \$111,919,000 of  
11 the general fund—state appropriation for fiscal year 2023, and  
12 ((~~\$859,678,000~~)) \$860,219,000 of the general fund—federal  
13 appropriation are provided solely for all components of the WorkFirst  
14 program. Within the amounts provided for the WorkFirst program, the  
15 department may provide assistance using state-only funds for families  
16 eligible for temporary assistance for needy families. The department  
17 must create a WorkFirst budget structure that allows for transparent  
18 tracking of budget units and subunits of expenditures where these  
19 units and subunits are mutually exclusive from other department  
20 budget units. The budget structure must include budget units for the  
21 following: Cash assistance, child care, WorkFirst activities, and  
22 administration of the program. Within these budget units, the  
23 department must develop program index codes for specific activities  
24 and develop allotments and track expenditures using these codes. The  
25 department shall report to the office of financial management and the  
26 relevant fiscal and policy committees of the legislature prior to  
27 adopting a structure change.

28 (b) ((~~\$386,329,000~~)) \$359,541,000 of the amounts in (a) of this  
29 subsection is for assistance to clients, including grants, diversion  
30 cash assistance, and additional diversion emergency assistance  
31 including but not limited to assistance authorized under RCW  
32 74.08A.210. The department may use state funds to provide support to  
33 working families that are eligible for temporary assistance for needy  
34 families but otherwise not receiving cash assistance. Of the amounts  
35 provided in this subsection (1) (b):

36 (i) ((~~\$10,914,000~~)) \$7,776,000 of the general fund—state  
37 appropriation for fiscal year 2022, ((~~\$14,104,000~~)) \$9,729,000 of the  
38 general fund—state appropriation for fiscal year 2023, and  
39 \$27,226,000 of the general fund—federal appropriation are provided

1 solely for the department to increase the temporary assistance for  
2 needy family grant standard by 15 percent, effective July 1, 2021.

3 (ii) \$10,744,000 of the general fund—federal appropriation of the  
4 amounts in (a) of this subsection are provided solely for the  
5 department to provide cash assistance to households who have exceeded  
6 the 60 month time limit in the temporary assistance for needy  
7 families program, pursuant to RCW 74.08A.010(5), through June 30,  
8 2022. Because funding for this specific purpose is provided only  
9 through fiscal year 2022, pursuant to section 4 of Second Substitute  
10 Senate Bill No. 5214, the bill takes effect 90 days after final  
11 adjournment of the legislative session in which it is enacted.

12 (iii) \$3,420,000 of the general fund—state appropriation for  
13 fiscal year 2023 and \$2,126,000 of the general fund—federal  
14 appropriation are provided solely for the cost of benefits associated  
15 with the implementation of Second Substitute Senate Bill No. 5214  
16 (economic assistance programs). (~~If the bill is not enacted by June~~  
17 ~~30, 2021, the amount provided in this subsection shall lapse.~~) The  
18 department is directed to provide the high-unemployment time-limit  
19 extension approved under the bill upon the expiration of the 60-month  
20 time limit extension pursuant to (b)(ii) of this subsection.

21 (iv) \$217,000 of the general fund—state appropriation for fiscal  
22 year 2022 and \$863,000 of the general fund—federal appropriation are  
23 provided solely for costs in state fiscal year 2022 that are  
24 associated with the temporary suspension of the mid-certification  
25 review and extension of the eligibility review between November 2020  
26 and June 2021 for the temporary assistance for needy families  
27 program.

28 (v) \$50,000 of the general fund—federal appropriation is provided  
29 solely to increase the monthly payment standard for households with  
30 nine or more assistance unit members that are receiving temporary  
31 assistance for needy families or state family assistance benefits,  
32 effective July 1, 2022.

33 (c) \$172,917,000 of the amounts in (a) of this subsection is for  
34 WorkFirst job search, education and training activities, barrier  
35 removal services, limited English proficiency services, and tribal  
36 assistance under RCW 74.08A.040. The department must allocate this  
37 funding based on client outcomes and cost effectiveness measures.  
38 Within amounts provided in this subsection (1)(c), the department  
39 shall implement the working family support program.

1 (i) \$5,952,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$157,000 of the general fund—federal appropriation of  
3 the amounts in (a) of this subsection are provided solely for the  
4 WorkFirst services costs associated with the expansion of the 60  
5 month time limit in the temporary assistance for needy families  
6 program for households described in RCW 74.08A.010(5).

7 (ii) \$2,474,000 of the amounts provided in this subsection (1)(c)  
8 is for enhanced transportation assistance. The department must  
9 prioritize the use of these funds for the recipients most in need of  
10 financial assistance to facilitate their return to work. The  
11 department must not utilize these funds to supplant repayment  
12 arrangements that are currently in place to facilitate the  
13 reinstatement of drivers' licenses.

14 (iii) \$378,000 of the general fund—state appropriation for fiscal  
15 year 2022 and \$568,000 of the general fund—state appropriation for  
16 fiscal year 2023 are provided solely for WorkFirst services costs  
17 associated with the implementation of chapter 320, Laws of 2020  
18 (revising economic assistance programs).

19 (iv) \$748,000 of the general fund—state appropriation for fiscal  
20 year 2022, \$760,000 of the general fund—state appropriation for  
21 fiscal year 2023, and \$1,706,000 of the general fund—federal  
22 appropriation are provided solely for WorkFirst services costs  
23 associated with the implementation of chapter 338, Laws of 2020  
24 (improving access to temporary assistance for needy families).

25 (v) \$3,701,000 of the general fund—state appropriation for fiscal  
26 year 2023 is provided solely for the WorkFirst costs associated with  
27 the implementation of Second Substitute Senate Bill No. 5214  
28 (economic assistance programs). (~~(If the bill is not enacted by June~~  
29 ~~30, 2021, the amount provided in this section shall lapse.)~~)

30 (d) Of the amounts in (a) of this subsection, \$353,402,000 of the  
31 general fund—federal appropriation is for the working connections  
32 child care program under RCW 43.216.020 within the department of  
33 children, youth, and families. The department is the lead agency for  
34 and recipient of the federal temporary assistance for needy families  
35 grant. A portion of this grant must be used to fund child care  
36 subsidies expenditures at the department of children, youth, and  
37 families.

38 (i) The department of social and health services shall work in  
39 collaboration with the department of children, youth, and families to

1 determine the appropriate amount of state expenditures for the  
2 working connections child care program to claim towards the state's  
3 maintenance of effort for the temporary assistance for needy families  
4 program. The departments will also collaborate to track the average  
5 monthly child care subsidy caseload and expenditures by fund type,  
6 including child care development fund, general fund—state  
7 appropriation, and temporary assistance for needy families for the  
8 purpose of estimating the annual temporary assistance for needy  
9 families reimbursement from the department of social and health  
10 services to the department of children, youth, and families.

11 (ii) Effective September 30, 2022, and annually thereafter, the  
12 department of children, youth, and families must report to the  
13 governor and the appropriate fiscal and policy committees of the  
14 legislature the total state contribution for the working connections  
15 child care program claimed the previous fiscal year towards the  
16 state's maintenance of effort for the temporary assistance for needy  
17 families program and the total temporary assistance for needy  
18 families reimbursement from the department of social and health  
19 services for the previous fiscal year.

20 (e) Of the amounts in (a) of this subsection, \$68,496,000 of the  
21 general fund—federal appropriation is for child welfare services  
22 within the department of children, youth, and families.

23 (f) Of the amounts in (a) of this subsection, (~~(\$116,195,000)~~)  
24 \$122,322,000 is for WorkFirst administration and overhead. Of the  
25 amounts provided in this subsection (1)(f):

26 (i) \$399,000 of the general fund—state appropriation for fiscal  
27 year 2022 of the amounts in (a) of this subsection is provided solely  
28 for administrative and overhead costs associated with the expansion  
29 of the 60 month time limit in the temporary assistance for needy  
30 families program for households described in RCW 74.08A.010(5).

31 (ii) \$43,000 of the general fund—state appropriation in fiscal  
32 year 2022 and \$43,000 of the general fund—state appropriation in  
33 fiscal year 2023 are provided solely for administrative and overhead  
34 costs associated with the implementation of chapter 320, Laws of 2020  
35 (revising economic assistance programs).

36 (iii) \$1,215,000 of the general fund—federal appropriation is  
37 provided solely for administrative and overhead costs associated with  
38 the implementation of chapter 338, Laws of 2020 (improving access to  
39 temporary assistance for needy families).

1 (iv) \$512,000 of the general fund—state appropriation for fiscal  
2 year 2022 is provided solely for administrative and overhead costs  
3 associated with the implementation of Second Substitute Senate Bill  
4 No. 5214 (economic assistance programs). (~~(If the bill is not enacted~~  
5 ~~by June 30, 2021, the amount provided in this subsection shall~~  
6 ~~lapse.~~) The department is directed to use the funding provided in  
7 this subsection to make information technology changes necessary to  
8 provide the high-unemployment time-limit extension approved under the  
9 bill beginning July 1, 2022.

10 (v) \$489,000 of the general fund—federal appropriation is  
11 provided solely for administrative and overhead costs associated with  
12 the implementation of Substitute Senate Bill No. 5838 (TANF diaper  
13 subsidy). If the bill is not enacted by June 30, 2022, the amount  
14 provided in this subsection shall lapse.

15 (g) (i) The department shall submit quarterly expenditure reports  
16 to the governor, the fiscal committees of the legislature, and the  
17 legislative WorkFirst poverty reduction oversight task force under  
18 RCW 74.08A.341. In addition to these requirements, the department  
19 must detail any fund transfers across budget units identified in (a)  
20 through (e) of this subsection. The department shall not initiate any  
21 services that require expenditure of state general fund moneys that  
22 are not consistent with policies established by the legislature.

23 (ii) The department may transfer up to ten percent of funding  
24 between budget units identified in (b) through (f) of this  
25 subsection. The department shall provide notification prior to any  
26 transfer to the office of financial management and to the appropriate  
27 legislative committees and the legislative-executive WorkFirst  
28 poverty reduction oversight task force. The approval of the director  
29 of financial management is required prior to any transfer under this  
30 subsection.

31 (h) Each calendar quarter, the department shall provide a  
32 maintenance of effort and participation rate tracking report for  
33 temporary assistance for needy families to the office of financial  
34 management, the appropriate policy and fiscal committees of the  
35 legislature, and the legislative-executive WorkFirst poverty  
36 reduction oversight task force. The report must detail the following  
37 information for temporary assistance for needy families:

38 (i) An overview of federal rules related to maintenance of  
39 effort, excess maintenance of effort, participation rates for  
40 temporary assistance for needy families, and the child care

1 development fund as it pertains to maintenance of effort and  
2 participation rates;

3 (ii) Countable maintenance of effort and excess maintenance of  
4 effort, by source, provided for the previous federal fiscal year;

5 (iii) Countable maintenance of effort and excess maintenance of  
6 effort, by source, for the current fiscal year, including changes in  
7 countable maintenance of effort from the previous year;

8 (iv) The status of reportable federal participation rate  
9 requirements, including any impact of excess maintenance of effort on  
10 participation targets;

11 (v) Potential new sources of maintenance of effort and progress  
12 to obtain additional maintenance of effort;

13 (vi) A two-year projection for meeting federal block grant and  
14 contingency fund maintenance of effort, participation targets, and  
15 future reportable federal participation rate requirements; and

16 (vii) Proposed and enacted federal law changes affecting  
17 maintenance of effort or the participation rate, what impact these  
18 changes have on Washington's temporary assistance for needy families  
19 program, and the department's plan to comply with these changes.

20 (i) In the 2021-2023 fiscal biennium, it is the intent of the  
21 legislature to provide appropriations from the state general fund for  
22 the purposes of (a) of this subsection if the department does not  
23 receive additional federal temporary assistance for needy families  
24 contingency funds in each fiscal year as assumed in the budget  
25 outlook.

26 (2) \$2,545,000 of the general fund—state appropriation for fiscal  
27 year 2022 and \$2,546,000 of the general fund—state appropriation for  
28 fiscal year 2023 are provided solely for naturalization services.

29 (3) \$2,366,000 of the general fund—state appropriation for fiscal  
30 year 2022 is provided solely for employment services for refugees and  
31 immigrants, of which \$1,774,000 is provided solely for the department  
32 to pass through to statewide refugee and immigrant assistance  
33 organizations for limited English proficiency pathway services; and  
34 \$2,366,000 of the general fund—state appropriation for fiscal year  
35 2023 is provided solely for employment services for refugees and  
36 immigrants, of which \$1,774,000 is provided solely for the department  
37 to pass through to statewide refugee and immigrant assistance  
38 organizations for limited English proficiency pathway services.

1 (4) On January 1, 2022, and January 1, 2023, the department must  
2 report to the governor and the legislature on all sources of funding  
3 available for both refugee and immigrant services and naturalization  
4 services during the current fiscal year and the amounts expended to  
5 date by service type and funding source. The report must also include  
6 the number of clients served and outcome data for the clients.

7 (5) To ensure expenditures remain within available funds  
8 appropriated in this section, the legislature establishes the benefit  
9 under the state food assistance program, pursuant to RCW 74.08A.120,  
10 to be one hundred percent of the federal supplemental nutrition  
11 assistance program benefit amount.

12 (6) The department shall review clients receiving services  
13 through the aged, blind, or disabled assistance program, to determine  
14 whether they would benefit from assistance in becoming naturalized  
15 citizens, and thus be eligible to receive federal supplemental  
16 security income benefits. Those cases shall be given high priority  
17 for naturalization funding through the department.

18 (7) The department shall continue the interagency agreement with  
19 the department of veterans' affairs to establish a process for  
20 referral of veterans who may be eligible for veterans' services. This  
21 agreement must include out-stationing department of veterans' affairs  
22 staff in selected community service office locations in King and  
23 Pierce counties to facilitate applications for veterans' services.

24 (8) \$1,500,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$1,500,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for operational support of the  
27 Washington information network 211 organization.

28 (9) \$609,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$380,000 of the general fund—state appropriation for  
30 fiscal year 2023 are provided solely for the implementation of  
31 section 2, chapter 9, Laws of 2021 (SHB 1151) (public assistance), a  
32 state-funded cash benefit program and transitional food assistance  
33 program for households with children that are recipients of the  
34 supplemental nutrition assistance program of the food assistance  
35 program but are not recipients of the temporary assistance for needy  
36 families program.

37 (10) \$377,000 of the general fund—state appropriation for fiscal  
38 year 2022 and \$377,000 of the general fund—state appropriation for



1 fiscal year 2023 are provided solely for the consolidated emergency  
2 assistance program.

3 (11) \$77,000 of the general fund—state appropriation for fiscal  
4 year 2022 is provided solely for the department to conduct a study,  
5 jointly with the poverty reduction work group, on the feasibility of  
6 implementing a universal basic income pilot program. The study must  
7 include research of other universal basic income programs,  
8 recommendations for a pilot in Washington, a cost-benefit analysis,  
9 operational costs, and an implementation plan that includes a  
10 strategy to ensure pilot participants who voluntarily quit a public  
11 assistance program to enroll in the universal basic income pilot will  
12 not experience gaps in service upon completion of the pilot. The  
13 department shall submit recommendations required by this section to  
14 the governor and appropriate legislative committees no later than  
15 June 1, 2022.

16 (12) \$251,000 of the general fund—state appropriation for fiscal  
17 year 2022 is provided solely for costs in state fiscal year 2022 that  
18 are associated with the temporary suspension of mid-certification  
19 reviews and extension of the eligibility review between November 2020  
20 and June 2021 for the aged, blind, or disabled program.

21 (13) \$388,000 of the general fund—state appropriation for fiscal  
22 year 2022 is provided solely for costs in fiscal year 2022 that are  
23 associated with the temporary suspension of mid-certification reviews  
24 and extension of the eligibility review between November 2020 and  
25 June 2021 for the food assistance program.

26 (14) \$5,399,000 of the coronavirus state fiscal recovery  
27 ~~((account))~~ fund—federal appropriation is provided solely for the  
28 department to increase benefits for the food assistance program to  
29 maintain parity with benefits provided under the supplemental  
30 nutrition assistance program, for the period of July 1, 2021, through  
31 ~~((September 30, 2021))~~ January 31, 2022.

32 (15) \$340,000,000 of the coronavirus state fiscal recovery fund—  
33 federal appropriation is provided solely for the Washington immigrant  
34 relief fund, a disaster assistance program to provide grants to  
35 eligible persons. Administrative costs may not exceed 10 percent of  
36 the funding in this subsection.

37 (a) A person is eligible for a grant who:

38 (i) Lives in Washington state;

39 (ii) Is at least 18 years of age;

1 (iii) After January 1, 2021, and before June 30, 2023, has been  
2 significantly affected by the coronavirus pandemic, such as loss of  
3 employment or significant reduction in work hours, contracting the  
4 coronavirus, having to self-quarantine as a result of exposure to the  
5 coronavirus, caring for a family member who contracted the  
6 coronavirus, or being unable to access childcare for children  
7 impacted by school or childcare closures; and

8 (iv) Is not eligible to receive federal economic impact  
9 (stimulus) payments or unemployment insurance benefits due to the  
10 person's immigration status.

11 (b) The department may not deny a grant to a person on the basis  
12 that another adult in the household is eligible for federal economic  
13 impact (stimulus) payments or unemployment insurance benefits or that  
14 the person previously received a grant under the program. However, a  
15 person may not receive more than three grants.

16 (c) The department's duty to provide grants is subject to the  
17 availability of the amounts specified in this subsection, and the  
18 department must prioritize grants to persons who are most in need of  
19 financial assistance using factors that include, but are not limited  
20 to: (i) Having an income at or below 250 percent of the federal  
21 poverty level; (ii) being the primary or sole income earner of  
22 household; (iii) experiencing housing instability; and (iv) having  
23 contracted or being at high risk of contracting the coronavirus.

24 (d) The department may contract with one or more entities to  
25 administer the program. If the department engages in a competitive  
26 contracting process for administration of the program, experience in  
27 administering similar programs must be given weight in the selection  
28 process to expedite the delivery of benefits to eligible applicants.

29 (16) \$204,000 of the general fund—state appropriation for fiscal  
30 year 2022 and (~~(\$22,635,000)~~) \$22,766,000 of the general fund—federal  
31 appropriation (ARPA) are provided solely for the department to  
32 provide a one-time or short-term cash benefit to families eligible  
33 for pandemic emergency assistance under section 9201 of the American  
34 rescue plan act of 2021, P.L. 117-2, and to offer an equivalent  
35 benefit to eligible state family assistance or food assistance  
36 program recipients.

37 (17) \$88,000 of the general fund—state appropriation for fiscal  
38 year 2022 and \$89,000 of the general fund—federal appropriation are

1 provided solely for the implementation of chapter 90, Laws of 2021  
2 (SSB 5068) (postpartum period/Medicaid).

3 (18) \$41,000 of the general fund—state appropriation for fiscal  
4 year 2022, \$81,000 of the general fund—state appropriation for fiscal  
5 year 2023, and \$237,000 of the general fund—federal appropriation are  
6 provided solely for implementation of Substitute House Bill No. 1416  
7 (insurers/child support coll.). ~~((If the bill is not enacted by June  
8 30, 2021, the amounts provided in this subsection shall lapse.))~~

9 (19) \$11,884,000 of the general fund—state appropriation for  
10 fiscal year 2022 and \$15,248,000 of the general fund—federal  
11 appropriation are provided solely to cover the variance in total  
12 child support arrears collected in fiscal year 2022 compared to the  
13 total arrears collected in fiscal year 2021.

14 (20) \$36,860,000 of the general fund—state appropriation for  
15 fiscal year 2023 is provided solely to increase the grant standard  
16 for the aged, blind, or disabled program to a maximum of \$417 per  
17 month for a one-person grant and \$528 for a two-person grant  
18 effective September 1, 2022.

19 (21) \$513,000 of the general fund—state appropriation for fiscal  
20 year 2023 is provided solely to eliminate the mid-certification  
21 review for blind or disabled participants in the aged, blind, or  
22 disabled program, effective July 1, 2022.

23 (22) \$195,000 of the general fund—state appropriation for fiscal  
24 year 2023 is provided solely to expand the aged, blind, or disabled  
25 program's clothing, personal maintenance, and necessary incidentals  
26 grant to individuals between the ages of 21 and 64 who are residing  
27 in a public mental institution, effective September 1, 2022.

28 (23) \$560,000 of the general fund—state appropriation for fiscal  
29 year 2023 is provided solely to implement a state-funded employment  
30 and training program for recipients of the state's food assistance  
31 program, effective July 1, 2022.

32 (24) \$219,000 of the general fund—state appropriation for fiscal  
33 year 2023 is provided solely to implement Substitute Senate Bill No.  
34 5785 (concerning transitional food assistance). If the bill is not  
35 enacted by June 30, 2022, the amount provided in this subsection  
36 shall lapse.

37 (25) \$211,000 of the general fund—state appropriation for fiscal  
38 year 2022, \$5,727,000 of the general fund—state appropriation for  
39 fiscal year 2023, and \$13,762,000 of the general fund—federal

1 appropriation are provided solely for the integrated eligibility and  
2 enrollment modernization project to create a comprehensive  
3 application and benefit status tracker for multiple programs and to  
4 establish a foundational platform. Funding is subject to the  
5 conditions, limitations, and review requirements of section 701 of  
6 this act.

7 (26) \$95,000 of the general fund—state appropriation for fiscal  
8 year 2023 and \$61,000 of the general fund—federal appropriation are  
9 provided solely to remove the asset limit test for the medicare  
10 savings plan program in collaboration with the health care authority,  
11 effective January 1, 2023.

12 (27) \$207,000 of the general fund—state appropriation for fiscal  
13 year 2023 is provided solely for system upgrades necessary for the  
14 anticipated expansion of medicaid equivalent health care coverage to  
15 uninsured adults with income up to 138 percent of the federal poverty  
16 level regardless of immigration status in collaboration with the  
17 health care authority. Funding is subject to the conditions,  
18 limitations, and review requirements of section 701 of this act.

19 (28) \$27,000 of the general fund—state appropriation for fiscal  
20 year 2023 is provided solely for implementation of Substitute Senate  
21 Bill No. 5729 (exception to administrative hearing deadlines). If the  
22 bill is not enacted by June 30, 2022, the amount provided in this  
23 subsection shall lapse.

24 **Sec. 206.** 2021 c 334 s 206 (uncodified) is amended to read as  
25 follows:

26 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL**  
27 **REHABILITATION PROGRAM**

28	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$16,231,000</del> ))
29		<u>\$17,363,000</u>
30	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$16,456,000</del> ))
31		<u>\$24,646,000</u>
32	General Fund—Federal Appropriation . . . . .	(( <del>\$109,595,000</del> ))
33		<u>\$109,830,000</u>
34	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
35	<u>Appropriation . . . . .</u>	<u>\$13,000</u>
36	TOTAL APPROPRIATION . . . . .	(( <del>\$142,282,000</del> ))
37		<u>\$151,852,000</u>

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

3 (1) \$40,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$40,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for implementation of Second  
6 Substitute House Bill No. 1061 (child welfare/dev disability). (~~If~~  
7 the bill is not enacted by June 30, 2021, the amounts provided in  
8 this subsection shall lapse.))

9 (2) \$5,087,000 of the general fund—state appropriation for fiscal  
10 year 2023 and \$235,000 of the general fund—federal appropriation are  
11 provided solely for implementation of Substitute Senate Bill No. 5790  
12 (community support services). If the bill is not enacted by June 30,  
13 2022, the amounts provided in this subsection shall lapse.

14 **Sec. 207.** 2021 c 334 s 207 (uncodified) is amended to read as  
15 follows:

16 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—SPECIAL COMMITMENT**  
17 **PROGRAM**

18	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$63,650,000</del> ))
19		<u>\$64,880,000</u>
20	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$61,748,000</del> ))
21		<u>\$69,819,000</u>
22	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
23	<u>Appropriation. . . . .</u>	<u>\$404,000</u>
24	TOTAL APPROPRIATION. . . . .	(( <del>\$125,398,000</del> ))
25		<u>\$135,103,000</u>

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

28 (1) The special commitment center may use funds appropriated in  
29 this subsection to purchase goods and supplies through hospital group  
30 purchasing organizations when it is cost-effective to do so.

31 (2) \$1,204,000 of the general fund—state appropriation for fiscal  
32 year 2022 and \$1,079,000 of the general fund—state appropriation for  
33 fiscal year 2023 are provided solely for specialized equipment and  
34 additional medical staff to provide more capacity to deliver care to  
35 individuals housed at the total confinement facility. No later than  
36 November 1, 2023, the department shall report to the legislature on

1 the number of individuals treated on the island that previously would  
2 have been transported off the island for treatment.

3 (3) \$16,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$15,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for the increased costs for  
6 personal computers leased through the department of enterprise  
7 services.

8 (4) \$6,768,000 of the general fund—state appropriation for fiscal  
9 year 2022 and \$4,496,000 of the general fund—state appropriation for  
10 fiscal year 2023 are provided solely for implementation of Engrossed  
11 Second Substitute Senate Bill No. 5163 (conditionally released SVPs).  
12 ((If the bill is not enacted by June 30, 2021, the amounts provided  
13 in this subsection shall lapse.))

14 (5) \$3,792,000 of the general fund—state appropriation for fiscal  
15 year 2023 is provided solely for the department to enter into an  
16 interagency agreement with King county to provide prosecution  
17 services pursuant to chapter 71.09 RCW in King county.

18 **Sec. 208.** 2021 c 334 s 208 (uncodified) is amended to read as  
19 follows:

20 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND**  
21 **SUPPORTING SERVICES PROGRAM**

22	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$39,381,000</del> ))
23		<u>\$41,104,000</u>
24	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$39,035,000</del> ))
25		<u>\$48,995,000</u>
26	General Fund—Federal Appropriation. . . . .	(( <del>\$51,371,000</del> ))
27		<u>\$54,647,000</u>
28	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
29	<u>Appropriation. . . . .</u>	<u>\$132,000</u>
30	TOTAL APPROPRIATION. . . . .	(( <del>\$129,787,000</del> ))
31		<u>\$144,878,000</u>

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

34 (1) Within amounts appropriated in this section, the department  
35 shall provide to the department of health, where available, the  
36 following data for all nutrition assistance programs funded by the  
37 United States department of agriculture and administered by the  
38 department. The department must provide the report for the preceding

1 federal fiscal year by February 1, 2022, and February 1, 2023. The  
2 report must provide:

3 (a) The number of people in Washington who are eligible for the  
4 program;

5 (b) The number of people in Washington who participated in the  
6 program;

7 (c) The average annual participation rate in the program;

8 (d) Participation rates by geographic distribution; and

9 (e) The annual federal funding of the program in Washington.

10 (2) (a) \$3,000 of the general fund—state appropriation for fiscal  
11 year 2022, \$5,000 of the general fund—state appropriation for fiscal  
12 year 2023, and \$8,000 of the general fund—federal appropriation are  
13 provided solely for the implementation of an agreement reached  
14 between the governor and the Washington federation of state employees  
15 for the language access providers under the provisions of chapter  
16 41.56 RCW for the 2021-2023 fiscal biennium.

17 (b) \$25,000 of the general fund—state appropriation for fiscal  
18 year 2023 and \$8,000 of the general fund—federal appropriation are  
19 provided solely for the implementation of an agreement reached  
20 between the governor and the Washington federation of state employees  
21 for the language access providers under the provisions of chapter  
22 41.56 RCW for fiscal year 2023 as provided in section 936 of this  
23 act.

24 (3) By October 1, 2021, the department must submit a report to  
25 the fiscal committees of the legislature detailing shortcomings of  
26 the previously funded electronic health records system and contract,  
27 the clinical validity of existing software, approaches to mitigate  
28 the shortcomings of previously funded system, and a recommended  
29 approach to establishing a comprehensive electronic health records  
30 system at state facilities in the future.

31 (4) \$39,000 of the general fund—state appropriation for fiscal  
32 year 2022 is provided solely to implement Substitute House Bill No.  
33 1411 (health care workforce). (~~(If the bill is not enacted by June~~  
34 ~~30, 2021, the amount provided in this subsection shall lapse.)~~)

35 (5) \$3,640,000 of the general fund—state appropriation for fiscal  
36 year 2023 and \$910,000 of the general fund—federal appropriation are  
37 provided solely to implement Engrossed Second Substitute Senate Bill  
38 No. 5662 (right-of-way camping/housing) and to create cross-agency  
39 collaboration teams to coordinate services at the state, regional,

1 and local level for those living on public right-of-way encampment  
2 sites across the state of Washington. A centralized data analysis  
3 team will also be created and charged with the data infrastructure  
4 development necessary to track the location of encampments, monitor  
5 progress, and assist with annual outcome reporting.

6 (6) \$75,000 of the general fund—state appropriation for fiscal  
7 year 2023 is provided solely for the department, in collaboration  
8 with the Washington state health care authority, to study the cost  
9 and benefit of adopting available options to expand medicare savings  
10 programs and classic medicaid programs, including categorically needy  
11 and medically needy, to promote affordable care, premiums, and cost-  
12 sharing for medicare enrollees. The cost analysis must identify  
13 available federal funding for each option. The department shall  
14 consider options that create affordability comparable to affordable  
15 care act programs available to adults without medicare, as well as  
16 intermediate options that move toward comparability. The study must  
17 analyze equity impacts of each option, considering gender, race, and  
18 ethnicity. The department shall submit the study and recommendations  
19 to the fiscal and health care committees of the legislature, as well  
20 as the joint legislative-executive committee on planning for aging  
21 and disability issues, by November 1, 2022.

22 (7) \$75,000 of the general fund—state appropriation for fiscal  
23 year 2023 is provided solely for the department to design and conduct  
24 a study describing the service experiences and characteristics of  
25 persons receiving medicaid-funded long-term services and supports and  
26 persons receiving services related to developmental or intellectual  
27 disabilities, and associated social and health services expenditures.  
28 Where feasible, this analysis shall include service experiences and  
29 expenditures of these populations within and across medicaid-funded  
30 long-term services and supports, medicaid-funded medical programs,  
31 medicaid-funded behavioral health programs, and medicare programs in  
32 Washington state. The department analysis shall be developed in  
33 consultation with relevant stakeholders, including but not limited to  
34 the Washington state health care authority. The department shall  
35 submit a final study report to the governor and appropriate  
36 committees of the legislature by December 31, 2022.

37 (8) \$715,000 of the general fund—state appropriation for fiscal  
38 year 2023 and \$179,000 of the general fund—federal appropriation are  
39 provided solely for implementation of Substitute Senate Bill No. 5723



1 (diversity in clinical trials). If the bill is not enacted by June  
2 30, 2022, the amounts provided in this subsection shall lapse.

3 (9) \$65,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for the department to prepare an annual  
5 report in consultation with the department of commerce on the  
6 projected demand for permanent supportive housing. This report is to  
7 be submitted to the appropriate committees of the legislature by  
8 December 1, 2022.

9 **Sec. 209.** 2021 c 334 s 209 (uncodified) is amended to read as  
10 follows:

11 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PAYMENTS TO OTHER**  
12 **AGENCIES PROGRAM**

13	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$65,743,000</del> ))
14		<u>\$66,890,000</u>
15	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$56,529,000</del> ))
16		<u>\$57,639,000</u>
17	General Fund—Federal Appropriation. . . . .	(( <del>\$53,229,000</del> ))
18		<u>\$53,270,000</u>
19	TOTAL APPROPRIATION. . . . .	(( <del>\$175,501,000</del> ))
20		<u>\$177,799,000</u>

21 The appropriations in this section are subject to the following  
22 conditions and limitations: Within the amounts appropriated in this  
23 section, the department must extend master property insurance to all  
24 buildings owned by the department valued over \$250,000 and to all  
25 locations leased by the department with contents valued over  
26 \$250,000.

27 **Sec. 210.** 2021 c 334 s 210 (uncodified) is amended to read as  
28 follows:

29 **FOR THE STATE HEALTH CARE AUTHORITY**

30 (1)(a) During the 2021-2023 fiscal biennium, the health care  
31 authority shall provide support and data as required by the office of  
32 the state actuary in providing the legislature with health care  
33 actuarial analysis, including providing any information in the  
34 possession of the health care authority or available to the health  
35 care authority through contracts with providers, plans, insurers,  
36 consultants, or any other entities contracting with the health care  
37 authority.

1 (b) Information technology projects or investments and proposed  
2 projects or investments impacting time capture, payroll and payment  
3 processes and systems, eligibility, case management, and  
4 authorization systems within the health care authority are subject to  
5 technical oversight by the office of the chief information officer.

6 (2) The health care authority shall not initiate any services  
7 that require expenditure of state general fund moneys unless  
8 expressly authorized in this act or other law. The health care  
9 authority may seek, receive, and spend, under RCW 43.79.260 through  
10 43.79.282, federal moneys not anticipated in this act as long as the  
11 federal funding does not require expenditure of state moneys for the  
12 program in excess of amounts anticipated in this act. If the health  
13 care authority receives unanticipated unrestricted federal moneys,  
14 those moneys shall be spent for services authorized in this act or in  
15 any other legislation providing appropriation authority, and an equal  
16 amount of appropriated state general fund moneys shall lapse. Upon  
17 the lapsing of any moneys under this subsection, the office of  
18 financial management shall notify the legislative fiscal committees.  
19 As used in this subsection, "unrestricted federal moneys" includes  
20 block grants and other funds that federal law does not require to be  
21 spent on specifically defined projects or matched on a formula basis  
22 by state funds.

23 (3)(a) The health care authority, the health benefit exchange,  
24 the department of social and health services, the department of  
25 health, and the department of children, youth, and families shall  
26 work together within existing resources to establish the health and  
27 human services enterprise coalition (the coalition). The coalition,  
28 led by the health care authority, must be a multi-organization  
29 collaborative that provides strategic direction and federal funding  
30 guidance for projects that have cross-organizational or enterprise  
31 impact, including information technology projects that affect  
32 organizations within the coalition. The office of the chief  
33 information officer shall maintain a statewide perspective when  
34 collaborating with the coalition to ensure that projects are planned  
35 for in a manner that ensures the efficient use of state resources,  
36 supports the adoption of a cohesive technology and data architecture,  
37 and maximizes federal financial participation. The work of the  
38 coalition and any project identified as a coalition project is  
39 subject to the conditions, limitations, and review provided in  
40 section 701 of this act.

1 (b) The health care authority must submit a report on November 1,  
2 2021, and annually thereafter, to the fiscal committees of the  
3 legislature. The report must include, at a minimum:

4 (i) A list of active coalition projects as of July 1st of the  
5 fiscal year. This must include all current and ongoing coalition  
6 projects, which coalition agencies are involved in these projects,  
7 and the funding being expended on each project, including in-kind  
8 funding. For each project, the report must include which federal  
9 requirements each coalition project is working to satisfy, and when  
10 each project is anticipated to satisfy those requirements; and

11 (ii) A list of coalition projects that are planned in the current  
12 and following fiscal year. This must include which coalition agencies  
13 are involved in these projects, including the anticipated in-kind  
14 funding by agency, and if a budget request will be submitted for  
15 funding. This must reflect all funding required by fiscal year and by  
16 fund source and include the budget outlook period.

17 (4) The appropriations to the health care authority in this act  
18 shall be expended for the programs and in the amounts specified in  
19 this act. However, after May 1, 2022, unless prohibited by this act,  
20 the authority may transfer general fund—state appropriations for  
21 fiscal year 2022 among programs after approval by the director of the  
22 office of financial management. The authority must notify the fiscal  
23 committees of the legislature prior to receiving approval from the  
24 director of the office of financial management. To the extent that  
25 appropriations in sections 211 through 215 of this act are  
26 insufficient to fund actual expenditures in excess of caseload  
27 forecast and utilization assumptions or for expenses in response to  
28 the COVID-19 pandemic, the authority may transfer general fund—state  
29 appropriations for fiscal year 2022 that are provided solely for a  
30 specified purpose. The authority may not transfer funds, including  
31 for expenses in response to the COVID-19 pandemic in fiscal year  
32 2022, and the director of the office of financial management shall  
33 not 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. The director of the office of financial  
36 management shall notify the appropriate fiscal committees of the  
37 legislature in writing seven days prior to approving any allotment  
38 modifications or transfers under this section. The written  
39 notification must include a narrative explanation and justification  
40 of changes, along with expenditures and allotments by budget unit and

1 appropriation, both before and after any allotment modifications and  
2 transfers.

3 **Sec. 211.** 2021 c 334 s 211 (uncodified) is amended to read as  
4 follows:

5 **FOR THE STATE HEALTH CARE AUTHORITY—MEDICAL ASSISTANCE**

6	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$2,516,277,000</del> ))
7		<u>\$2,391,512,000</u>
8	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$2,439,933,000</del> ))
9		<u>\$2,605,815,000</u>
10	General Fund—Federal Appropriation. . . . .	(( <del>\$13,199,214,000</del> ))
11		<u>\$13,928,238,000</u>
12	General Fund—Private/Local Appropriation. . . . .	(( <del>\$355,726,000</del> ))
13		<u>\$463,318,000</u>
14	Emergency Medical Services and Trauma Care Systems	
15	Trust Account—State Appropriation. . . . .	\$15,086,000
16	Hospital Safety Net Assessment Account—State	
17	Appropriation. . . . .	(( <del>\$723,238,000</del> ))
18		<u>\$685,383,000</u>
19	Dedicated Marijuana Account—State Appropriation	
20	(FY 2022). . . . .	(( <del>\$24,511,000</del> ))
21		<u>\$26,063,000</u>
22	Dedicated Marijuana Account—State Appropriation	
23	(FY 2023). . . . .	(( <del>\$25,182,000</del> ))
24		<u>\$21,933,000</u>
25	Medical Aid Account—State Appropriation. . . . .	\$540,000
26	Telebehavioral Health Access Account—State	
27	Appropriation. . . . .	(( <del>\$7,714,000</del> ))
28		<u>\$8,034,000</u>
29	Coronavirus State Fiscal Recovery Fund—Federal	
30	Appropriation. . . . .	(( <del>\$35,000,000</del> ))
31		<u>\$59,600,000</u>
32	<u>Ambulance Transport Fund—State Appropriation. . . . .</u>	<u>\$14,317,000</u>
33	TOTAL APPROPRIATION. . . . .	(( <del>\$19,342,421,000</del> ))
34		<u>\$20,219,839,000</u>

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

37 (1) The authority shall not accept or expend any federal funds  
38 received under a medicaid transformation waiver under healthier

1 Washington except as described in subsections (2), (3), and (4) of  
2 this section until specifically approved and appropriated by the  
3 legislature. To ensure compliance with legislative directive budget  
4 requirements and terms and conditions of the waiver, the authority  
5 shall implement the waiver and reporting requirements with oversight  
6 from the office of financial management. The legislature finds that  
7 appropriate management of the innovation waiver requires better  
8 analytic capability, transparency, consistency, timeliness, accuracy,  
9 and lack of redundancy with other established measures and that the  
10 patient must be considered first and foremost in the implementation  
11 and execution of the demonstration waiver. In order to effectuate  
12 these goals, the authority shall: (a) Require the Dr. Robert Bree  
13 collaborative and the health technology assessment program to reduce  
14 the administrative burden upon providers by only requiring  
15 performance measures that are nonduplicative of other nationally  
16 established measures. The joint select committee on health care  
17 oversight will evaluate the measures chosen by the collaborative and  
18 the health technology assessment program for effectiveness and  
19 appropriateness; (b) develop a patient satisfaction survey with the  
20 goal to gather information about whether it was beneficial for the  
21 patient to use the center of excellence location in exchange for  
22 additional out-of-pocket savings; (c) ensure patients and health care  
23 providers have significant input into the implementation of the  
24 demonstration waiver, in order to ensure improved patient health  
25 outcomes; and (d) in cooperation with the department of social and  
26 health services, consult with and provide notification of work on  
27 applications for federal waivers, including details on waiver  
28 duration, financial implications, and potential future impacts on the  
29 state budget, to the joint select committee on health care oversight  
30 prior to submitting waivers for federal approval. The authority shall  
31 submit an application to the centers for medicaid and medicare  
32 services to extend the duration of the medicaid transformation waiver  
33 under healthier Washington as described in subsections (2), (3), and  
34 (4) of this section by one year. If not extended, by federal  
35 standard, the medicaid transformation demonstration waiver shall not  
36 exceed the duration originally granted by the centers for medicare  
37 and medicaid services and any programs created or funded by this  
38 waiver do not create an entitlement.

39 (2) (a) No more than (~~(\$63,052,000)~~) \$78,409,000 of the general  
40 fund—federal appropriation and no more than (~~(\$50,840,000)~~)

1 \$66,264,000 of the general fund—local appropriation may be expended  
2 for transformation through accountable communities of health  
3 described in initiative 1 of the medicaid transformation  
4 demonstration wavier under healthier Washington, including preventing  
5 youth drug use, opioid prevention and treatment, and physical and  
6 behavioral health integration. Under this initiative, the authority  
7 shall take into account local input regarding community needs. In  
8 order to ensure transparency to the appropriate fiscal committees of  
9 the legislature, the authority shall provide fiscal staff of the  
10 legislature query ability into any database of the fiscal  
11 intermediary that authority staff would be authorized to access. The  
12 authority shall not increase general fund—state expenditures under  
13 this initiative. The director shall also report to the fiscal  
14 committees of the legislature all of the expenditures under this  
15 subsection and shall provide such fiscal data in the time, manner,  
16 and form requested by the legislative fiscal committees.

17 (b) No more than (~~(\$243,047,000)~~) \$198,909,000 of the general  
18 fund—federal appropriation and no more than (~~(\$99,274,000)~~)  
19 \$81,245,000 of the general fund—private/local appropriation may be  
20 expended for the medicaid quality improvement program. Under federal  
21 regulations, the medicaid quality improvement program is authorized  
22 and allows states to design quality improvement programs for the  
23 medicaid population in ways that support the state's quality goals.  
24 Medicaid quality improvement program payments will not count against  
25 the medicaid transformation demonstration waiver spending limits and  
26 are excluded from the waiver's budget neutrality calculation. Apple  
27 health managed care organizations and their partnering providers will  
28 receive medicaid quality improvement program payments as they meet  
29 designated milestones. Partnering providers and apple health managed  
30 care organizations will work together to achieve medicaid quality  
31 improvement program goals according to the performance period  
32 timelines and reporting deadlines as set forth by the authority. The  
33 authority shall only utilize the medicaid quality improvement program  
34 to support the transformation waiver and shall not pursue its use for  
35 other purposes. Any programs created or funded by the medicaid  
36 quality improvement program does not create an entitlement. The  
37 authority shall not increase general fund—state, federal, or private/  
38 local expenditures under this program. The director shall report to  
39 the joint select committee on health care oversight not less than

1 quarterly on financial and health outcomes. The director shall report  
2 to the fiscal committees of the legislature all of the expenditures  
3 under this subsection and shall provide such fiscal data in the time,  
4 manner, and form requested by the legislative fiscal committees.

5 (3) No more than \$26,837,000 of the general fund—federal  
6 appropriation and \$26,839,000 of the general fund—local appropriation  
7 may be expended for tailored support for older adults and medicaid  
8 alternative care described in initiative 2 of the medicaid  
9 transformation demonstration waiver under healthier Washington as  
10 well as administrative expenses for initiative 3. The authority shall  
11 contract and provide funding to the department of social and health  
12 services to administer initiative 2. The director in cooperation with  
13 the secretary of the department of social and health services shall  
14 report to the office of financial management all of the expenditures  
15 of this section and shall provide such fiscal data in the time,  
16 manner, and form requested. The authority shall not increase general  
17 fund—state expenditures on this initiative.

18 (4) No more than (~~(\$50,389,000)~~) \$28,680,000 of the general fund—  
19 federal appropriation and no more than (~~(\$22,862,000)~~) \$12,992,000 of  
20 the general fund—local appropriation may be expended for supported  
21 housing and employment services described in initiative 3a and 3b of  
22 the medicaid transformation demonstration waiver under healthier  
23 Washington. Under this initiative, the authority and the department  
24 of social and health services shall ensure that allowable and  
25 necessary services are provided to eligible clients as identified by  
26 the department or its third party administrator. The authority shall  
27 not increase general fund—state expenditures under this initiative.  
28 The director shall report to the joint select committee on health  
29 care oversight no less than quarterly on financial and health  
30 outcomes. The director shall also report to the fiscal committees of  
31 the legislature all of the expenditures of this subsection and shall  
32 provide such fiscal data in the time, manner, and form requested by  
33 the legislative fiscal committees.

34 (5) The authority shall submit an application to the centers for  
35 medicare and medicaid services to renew the 1115 demonstration waiver  
36 for an additional five years as described in subsections (2), (3),  
37 and (4) of this section. The authority may not accept or expend any  
38 federal funds received under an 1115 demonstration waiver except as  
39 described in this section unless the legislature has appropriated the

1 federal funding. To ensure compliance with legislative requirements  
2 and terms and conditions of the waiver, the authority shall implement  
3 the renewal of the 1115 demonstration waiver and reporting  
4 requirements with oversight from the office of financial management.  
5 The legislature finds that appropriate management of the renewal of  
6 the 1115 demonstration waiver as set forth in subsections (6), (7),  
7 and (8) of this section requires sound, consistent, timely, and  
8 transparent oversight and analytic review in addition to lack of  
9 redundancy with other established measures. The patient must be  
10 considered first and foremost in the implementation and execution of  
11 the demonstration waiver. To accomplish these goals, the authority  
12 shall develop consistent performance measures that focus on  
13 population health and health outcomes. The authority shall limit the  
14 number of projects that accountable communities of health may  
15 participate in both under MQIP and initiative 1 to a maximum of six  
16 and shall seek to develop common performance measures when possible.  
17 The joint select committee on health care oversight will evaluate the  
18 measures chosen: (a) For effectiveness and appropriateness; and (b)  
19 to provide patients and health care providers with significant input  
20 into the implementation of the demonstration waiver to promote  
21 improved population health and patient health outcomes. In  
22 cooperation with the department of social and health services, the  
23 authority shall consult with and provide notification of work on  
24 applications for federal waivers, including details on waiver  
25 duration, financial implications, and potential future impacts on the  
26 state budget to the joint select committee on health care oversight  
27 prior to submitting these waivers for federal approval. Prior to  
28 final approval or acceptance of funds by the authority, the authority  
29 shall submit the special terms and conditions as submitted to the  
30 centers for medicare and medicaid services and the anticipated budget  
31 for the duration of the renewed waiver to the governor, the joint  
32 select committee on health care, and the fiscal committees of the  
33 legislature. By federal standard any programs created or funded by  
34 this waiver do not create an entitlement.

35 (6) (a) \$32,434,000 of the general fund—federal appropriation and  
36 \$40,296,000 of the general fund—local appropriation are provided  
37 solely for accountable communities of health described in initiative  
38 1 of the 1115 demonstration waiver and this is the maximum amount  
39 that may be expended for this purpose. In renewing this initiative,  
40 the authority shall consider local input regarding community needs



1 and shall limit total local projects to no more than six. To provide  
2 transparency to the appropriate fiscal committees of the legislature,  
3 the authority shall provide fiscal staff of the legislature query  
4 ability into any database of the fiscal intermediary that authority  
5 staff would be authorized to access. The authority shall not  
6 supplement the amounts provided in this subsection with any general  
7 fund—state moneys appropriated in this section or any moneys that may  
8 be transferred pursuant to subsection (1) of this section. The  
9 director shall report to the fiscal committees of the legislature all  
10 expenditures under this subsection and provide such fiscal data in  
11 the time, manner, and form requested by the legislative fiscal  
12 committees.

13 (b) \$110,778,000 of the general fund—federal appropriation and  
14 \$45,248,000 of the general fund—private/local appropriation are  
15 provided solely for the medicaid quality improvement program and this  
16 is the maximum amount that may be expended for this purpose. Medicaid  
17 quality improvement program payments do not count against the 1115  
18 demonstration waiver spending limits and are excluded from the  
19 waiver's budget neutrality calculation. The authority may provide  
20 medicaid quality improvement program payments to apple health managed  
21 care organizations and their partnering providers as they meet  
22 designated milestones. Partnering providers and apple health managed  
23 care organizations must work together to achieve medicaid quality  
24 improvement program goals according to the performance period  
25 timelines and reporting deadlines as set forth by the authority. The  
26 authority may only use the medicaid quality improvement program to  
27 support accountable communities of health, tailored support for older  
28 adults and medicaid alternative care, and foundational community  
29 supports, also referred to as initiatives 1, 2, and 3, as described  
30 in the 1115 demonstration waiver and may not pursue its use for other  
31 purposes. Any programs created or funded by the medicaid quality  
32 improvement program do not constitute an entitlement for clients or  
33 providers. The authority shall not supplement the amounts provided in  
34 this subsection with any general fund—state, general fund—federal,  
35 or general fund—local moneys appropriated in this section or any  
36 moneys that may be transferred pursuant to subsection (1) of this  
37 section. The director shall report to the joint select committee on  
38 health care oversight not less than quarterly on financial and health  
39 outcomes. The director shall report to the fiscal committees of the

1 legislature all expenditures under this subsection and shall provide  
2 such fiscal data in the time, manner, and form requested by the  
3 legislative fiscal committees.

4 (c) In collaboration with the accountable communities of health,  
5 the authority will submit a report to the governor and the joint  
6 select committee on health care oversight describing how each of the  
7 accountable community of health's work aligns with the community  
8 needs assessment no later than December 1, 2022.

9 (d) Performance measures and payments for accountable communities  
10 of health shall reflect accountability measures that demonstrate  
11 progress toward transparent, measurable, and meaningful goals that  
12 have an impact on improved population health and improved health  
13 outcomes, including a path to financial sustainability. While these  
14 goals may have variation to account for unique community  
15 demographics, measures should be standardized when possible.

16 (7) \$19,902,000 of the general fund—federal appropriation and  
17 \$19,903,000 of the general fund—local appropriation are provided  
18 solely for tailored support for older adults and medicaid alternative  
19 care described in initiative 2 of the 1115 demonstration waiver as  
20 well as administrative expenses for initiative 3 and this is the  
21 maximum amount that may be expended for this purpose. The authority  
22 shall contract and provide funding to the department of social and  
23 health services to administer initiative 2. The director in  
24 cooperation with the secretary of the department of social and health  
25 services shall report to the office of financial management all of  
26 the expenditures of this section and shall provide such fiscal data  
27 in the time, manner, and form requested. The authority shall not  
28 supplement the amounts provided in this subsection with any general  
29 fund—state moneys appropriated in this section or any moneys that may  
30 be transferred pursuant to subsection (1) of this section.

31 (8)(a) \$13,325,000 of the general fund—federal appropriation and  
32 \$7,318,000 of the general fund—local appropriation are provided  
33 solely for supported housing and employment services described in  
34 initiative 3a and 3b of the 1115 demonstration waiver and this is the  
35 maximum amount that may be expended for this purpose. Under this  
36 initiative, the authority and the department of social and health  
37 services shall ensure that allowable and necessary services are  
38 provided to eligible clients as identified by the department or its  
39 third-party administrator. The authority and the department, in

1 consultation with the medicaid forecast work group, shall ensure that  
2 reasonable reimbursements are established for services deemed  
3 necessary within an identified limit per individual. The authority  
4 shall not supplement the amounts provided in this subsection with any  
5 general fund—state moneys appropriated in this section or any moneys  
6 that may be transferred pursuant to subsection (1) of this section.  
7 The director shall report to the joint select committee on health  
8 care oversight no less than quarterly on financial and health  
9 outcomes. The director shall also report to the fiscal committees of  
10 the legislature all of the expenditures of this subsection and shall  
11 provide such fiscal data in the time, manner, and form requested by  
12 the legislative fiscal committees.

13 (b) The authority and the department shall seek additional  
14 flexibilities for housing supports through the centers for medicare  
15 and medicaid services and shall coordinate with the office of  
16 financial management and the department of commerce to ensure that  
17 services are not duplicated.

18 (c) The director shall report to the joint select committee on  
19 health care oversight no less than quarterly on utilization and  
20 caseload statistics for both supportive housing and employment  
21 services and its progress toward increasing uptake and availability  
22 for these services.

23 (9) \$202,000 of the general fund—state appropriation for fiscal  
24 year 2023 is provided solely for supported employment services and  
25 \$208,000 of the general fund—state appropriation for fiscal year 2023  
26 is provided solely for supported housing services similar to the  
27 services described in initiatives 3a and 3b of the 1115 demonstration  
28 waiver to individuals who are ineligible for medicaid. Under these  
29 initiatives, the authority and the department of social and health  
30 services shall ensure that allowable and necessary services are  
31 provided to eligible clients as identified by the authority or its  
32 third-party administrator. Before authorizing services, eligibility  
33 for initiative 3a or 3b of the 1115 demonstration waiver must first  
34 be determined.

35 (10) The authority shall submit a plan to preserve the waiver  
36 that allows for the full cost of stays in institutions for mental  
37 diseases to be included in managed care rates by November 1, 2021, to  
38 the appropriate committees of the legislature.

1       ~~((6))~~ (11) The authority shall submit a plan to preserve the  
2 waiver allowing for full federal financial participation for medical  
3 clients in mental health facilities classified as institutions for  
4 mental diseases by November 1, 2021, to the appropriate committees of  
5 the legislature.

6       ~~((7))~~ (12) Sufficient amounts are appropriated in this  
7 subsection to implement the medicaid expansion as defined in the  
8 social security act, section 1902(a)(10)(A)(i)(VIII).

9       ~~((8))~~ (13) The legislature finds that medicaid payment rates,  
10 as calculated by the health care authority pursuant to the  
11 appropriations in this act, bear a reasonable relationship to the  
12 costs incurred by efficiently and economically operated facilities  
13 for providing quality services and will be sufficient to enlist  
14 enough providers so that care and services are available to the  
15 extent that such care and services are available to the general  
16 population in the geographic area. The legislature finds that the  
17 cost reports, payment data from the federal government, historical  
18 utilization, economic data, and clinical input constitute reliable  
19 data upon which to determine the payment rates.

20       ~~((9))~~ (14) Based on quarterly expenditure reports and caseload  
21 forecasts, if the health care authority estimates that expenditures  
22 for the medical assistance program will exceed the appropriations,  
23 the health care authority shall take steps including but not limited  
24 to reduction of rates or elimination of optional services to reduce  
25 expenditures so that total program costs do not exceed the annual  
26 appropriation authority.

27       ~~((10))~~ (15) In determining financial eligibility for medicaid-  
28 funded services, the health care authority is authorized to disregard  
29 recoveries by Holocaust survivors of insurance proceeds or other  
30 assets, as defined in RCW 48.104.030.

31       ~~((11))~~ (16) The legislature affirms that it is in the state's  
32 interest for Harborview medical center to remain an economically  
33 viable component of the state's health care system.

34       (17) When a person is ineligible for medicaid solely by reason of  
35 residence in an institution for mental diseases, the health care  
36 authority shall provide the person with the same benefits as he or  
37 she would receive if eligible for medicaid, using state-only funds to  
38 the extent necessary.

39       ~~((12))~~ (18) \$3,997,000 of the general fund—state appropriation  
40 for fiscal year 2022, \$4,261,000 of the general fund—state

1 appropriation for fiscal year 2023, and \$8,786,000 of the general  
2 fund—federal appropriation are provided solely for low-income  
3 disproportionate share hospital payments.

4 ~~((13))~~ (19) Within the amounts appropriated in this section,  
5 the health care authority shall provide disproportionate share  
6 hospital payments to hospitals that provide services to children in  
7 the children's health program who are not eligible for services under  
8 Title XIX or XXI of the federal social security act due to their  
9 citizenship status.

10 ~~((14))~~ (20) \$7,000,000 of the general fund—federal  
11 appropriation is provided solely for supplemental payments to nursing  
12 homes operated by public hospital districts. The public hospital  
13 district shall be responsible for providing the required nonfederal  
14 match for the supplemental payment, and the payments shall not exceed  
15 the maximum allowable under federal rules. It is the legislature's  
16 intent that the payments shall be supplemental to and shall not in  
17 any way offset or reduce the payments calculated and provided in  
18 accordance with part E of chapter 74.46 RCW. It is the legislature's  
19 further intent that costs otherwise allowable for rate-setting and  
20 settlement against payments under chapter 74.46 RCW shall not be  
21 disallowed solely because such costs have been paid by revenues  
22 retained by the nursing home from these supplemental payments. The  
23 supplemental payments are subject to retrospective interim and final  
24 cost settlements based on the nursing homes' as-filed and final  
25 medicare cost reports. The timing of the interim and final cost  
26 settlements shall be at the health care authority's discretion.  
27 During either the interim cost settlement or the final cost  
28 settlement, the health care authority shall recoup from the public  
29 hospital districts the supplemental payments that exceed the medicaid  
30 cost limit and/or the medicare upper payment limit. The health care  
31 authority shall apply federal rules for identifying the eligible  
32 incurred medicaid costs and the medicare upper payment limit.

33 ~~((15))~~ (21) The health care authority shall continue the  
34 inpatient hospital certified public expenditures program for the  
35 2021-2023 fiscal biennium. The program shall apply to all public  
36 hospitals, including those owned or operated by the state, except  
37 those classified as critical access hospitals or state psychiatric  
38 institutions. The health care authority shall submit reports to the  
39 governor and legislature by November 1, 2021, and by November 1,  
40 2022, that evaluate whether savings continue to exceed costs for this

1 program. If the certified public expenditures (CPE) program in its  
2 current form is no longer cost-effective to maintain, the health care  
3 authority shall submit a report to the governor and legislature  
4 detailing cost-effective alternative uses of local, state, and  
5 federal resources as a replacement for this program. During fiscal  
6 year 2022 and fiscal year 2023, hospitals in the program shall be  
7 paid and shall retain one hundred percent of the federal portion of  
8 the allowable hospital cost for each medicaid inpatient fee-for-  
9 service claim payable by medical assistance and one hundred percent  
10 of the federal portion of the maximum disproportionate share hospital  
11 payment allowable under federal regulations. For the purpose of  
12 determining the amount of any state grant under this subsection,  
13 payments will include the federal portion of medicaid program  
14 supplemental payments received by the hospitals. Inpatient medicaid  
15 payments shall be established using an allowable methodology that  
16 approximates the cost of claims submitted by the hospitals. Payments  
17 made to each hospital in the program in each fiscal year of the  
18 biennium shall be compared to a baseline amount. The baseline amount  
19 will be determined by the total of (a) the inpatient claim payment  
20 amounts that would have been paid during the fiscal year had the  
21 hospital not been in the CPE program based on the reimbursement rates  
22 developed, implemented, and consistent with policies approved in the  
23 2021-2023 biennial operating appropriations act and in effect on July  
24 1, 2015, (b) one-half of the indigent assistance disproportionate  
25 share hospital payment amounts paid to and retained by each hospital  
26 during fiscal year 2005, and (c) all of the other disproportionate  
27 share hospital payment amounts paid to and retained by each hospital  
28 during fiscal year 2005 to the extent the same disproportionate share  
29 hospital programs exist in the 2019-2021 fiscal biennium. If payments  
30 during the fiscal year exceed the hospital's baseline amount, no  
31 additional payments will be made to the hospital except the federal  
32 portion of allowable disproportionate share hospital payments for  
33 which the hospital can certify allowable match. If payments during  
34 the fiscal year are less than the baseline amount, the hospital will  
35 be paid a state grant equal to the difference between payments during  
36 the fiscal year and the applicable baseline amount. Payment of the  
37 state grant shall be made in the applicable fiscal year and  
38 distributed in monthly payments. The grants will be recalculated and  
39 redistributed as the baseline is updated during the fiscal year. The  
40 grant payments are subject to an interim settlement within eleven

1 months after the end of the fiscal year. A final settlement shall be  
2 performed. To the extent that either settlement determines that a  
3 hospital has received funds in excess of what it would have received  
4 as described in this subsection, the hospital must repay the excess  
5 amounts to the state when requested. (~~(\$702,000)~~) \$425,000 of the  
6 general fund—state appropriation for fiscal year 2022 and  
7 (~~(\$649,000)~~) \$391,000 of the general fund—state appropriation for  
8 fiscal year 2023 are provided solely for state grants for the  
9 participating hospitals.

10 (~~(16)~~) (22) The health care authority shall seek public-private  
11 partnerships and federal funds that are or may become available to  
12 provide on-going support for outreach and education efforts under the  
13 federal children's health insurance program reauthorization act of  
14 2009.

15 (~~(17)~~) (23) The health care authority shall target funding for  
16 maternity support services towards pregnant women with factors that  
17 lead to higher rates of poor birth outcomes, including hypertension,  
18 a preterm or low birth weight birth in the most recent previous  
19 birth, a cognitive deficit or developmental disability, substance  
20 abuse, severe mental illness, unhealthy weight or failure to gain  
21 weight, tobacco use, or African American or Native American race. The  
22 health care authority shall prioritize evidence-based practices for  
23 delivery of maternity support services. To the extent practicable,  
24 the health care authority shall develop a mechanism to increase  
25 federal funding for maternity support services by leveraging local  
26 public funding for those services.

27 (~~(18)~~) (24) The authority shall submit reports to the governor  
28 and the legislature by September 15, 2021, and no later than  
29 September 15, 2022, that delineate the number of individuals in  
30 medicaid managed care, by carrier, age, gender, and eligibility  
31 category, receiving preventative services and vaccinations. The  
32 reports should include baseline and benchmark information from the  
33 previous two fiscal years and should be inclusive of, but not limited  
34 to, services recommended under the United States preventative  
35 services task force, advisory committee on immunization practices,  
36 early and periodic screening, diagnostic, and treatment (EPSDT)  
37 guidelines, and other relevant preventative and vaccination medicaid  
38 guidelines and requirements.

39 (~~(19)~~) (25) Managed care contracts must incorporate  
40 accountability measures that monitor patient health and improved

1 health outcomes, and shall include an expectation that each patient  
2 receive a wellness examination that documents the baseline health  
3 status and allows for monitoring of health improvements and outcome  
4 measures.

5 ~~((20))~~ (26) Sufficient amounts are appropriated in this section  
6 for the authority to provide an adult dental benefit.

7 ~~((21))~~ (27) The health care authority shall coordinate with the  
8 department of social and health services to provide referrals to the  
9 Washington health benefit exchange for clients that will be  
10 ineligible for medicaid.

11 ~~((22))~~ (28) To facilitate a single point of entry across public  
12 and medical assistance programs, and to maximize the use of federal  
13 funding, the health care authority, the department of social and  
14 health services, and the health benefit exchange will coordinate  
15 efforts to expand HealthPlanfinder access to public assistance and  
16 medical eligibility staff. The health care authority shall complete  
17 medicaid applications in the HealthPlanfinder for households  
18 receiving or applying for medical assistance benefits.

19 ~~((23))~~ (29) \$90,000 of the general fund—state appropriation for  
20 fiscal year 2022, \$90,000 of the general fund—state appropriation for  
21 fiscal year 2023, and \$180,000 of the general fund—federal  
22 appropriation are provided solely to continue operation by a  
23 nonprofit organization of a toll-free hotline that assists families  
24 to learn about and enroll in the apple health for kids program. By  
25 November 15, 2022, the authority shall submit a report to the  
26 appropriate committees to the legislature that provides, at a  
27 minimum, information about the number of calls received by the  
28 nonprofit organization in the previous year, the amount of time spent  
29 on each call, comparisons to previous years, where available, and  
30 information about what data is collected related to this service.

31 ~~((24))~~ (30) Within the amounts appropriated in this section,  
32 the authority shall reimburse for primary care services provided by  
33 naturopathic physicians.

34 ~~((25))~~ (31) Within the amounts appropriated in this section,  
35 the authority shall continue to provide coverage for pregnant teens  
36 that qualify under existing pregnancy medical programs, but whose  
37 eligibility for pregnancy related services would otherwise end due to  
38 the application of the new modified adjusted gross income eligibility  
39 standard.



1       (~~(26)~~) (32) Sufficient amounts are appropriated in this section  
2 to remove the mental health visit limit and to provide the shingles  
3 vaccine and screening, brief intervention, and referral to treatment  
4 benefits that are available in the medicaid alternative benefit plan  
5 in the classic medicaid benefit plan.

6       (~~(27)~~) (33) The authority shall use revenue appropriated from  
7 the dedicated marijuana fund for contracts with community health  
8 centers under RCW 69.50.540 in lieu of general fund—state payments to  
9 community health centers for services provided to medical assistance  
10 clients, and it is the intent of the legislature that this policy  
11 will be continued in subsequent fiscal biennia.

12       (~~(28)~~) (34) Beginning no later than January 1, 2018, for any  
13 service eligible under the medicaid state plan for encounter  
14 payments, managed care organizations at the request of a rural health  
15 clinic shall pay the full published encounter rate directly to the  
16 clinic. At no time will a managed care organization be at risk for or  
17 have any right to the supplemental portion of the claim. Payments  
18 will be reconciled on at least an annual basis between the managed  
19 care organization and the authority, with final review and approval  
20 by the authority.

21       (~~(29)~~) (35) Sufficient amounts are appropriated in this section  
22 for the authority to provide a medicaid equivalent adult dental  
23 benefit to clients enrolled in the medical care service program.

24       (~~(30)~~) (36) During the 2021-2023 fiscal biennium, sufficient  
25 amounts are provided in this section for the authority to provide  
26 services identical to those services covered by the Washington state  
27 family planning waiver program as of August 2018 to individuals who:

- 28       (a) Are over nineteen years of age;  
29       (b) Are at or below two hundred and sixty percent of the federal  
30 poverty level as established in WAC 182-505-0100;  
31       (c) Are not covered by other public or private insurance; and  
32       (d) Need family planning services and are not currently covered  
33 by or eligible for another medical assistance program for family  
34 planning.

35       (~~(31)~~) (37) Sufficient amounts are appropriated within this  
36 section for the authority to incorporate the expected outcomes and  
37 criteria to measure the performance of service coordination  
38 organizations as provided in chapter 70.320 RCW into contracts with  
39 managed care organizations that provide services to clients. The  
40 authority is directed to:

1 (a) Contract with an external quality improvement organization to  
2 annually analyze the performance of managed care organizations  
3 providing services to clients under this chapter based on seven  
4 performance measures. The analysis required under this subsection  
5 must:

6 (i) Measure managed care performance in four common measures  
7 across each managed care organization, including:

8 (A) At least one common measure must be weighted towards having  
9 the potential to impact managed care costs; and

10 (B) At least one common measure must be weighted towards  
11 population health management, as defined by the measure; and

12 (ii) Measure managed care performance in an additional three  
13 quality focus performance measures specific to a managed care  
14 organization. Quality focus performance measures chosen by the  
15 authority must:

16 (A) Be chosen from the statewide common measure set;

17 (B) Reflect specific measures where a managed care organization  
18 has poor performance; and

19 (C) Be substantive and clinically meaningful in promoting health  
20 status.

21 (b) The authority shall set the four common measures to be  
22 analyzed across all managed care organizations.

23 (c) The authority shall set three quality focus performance  
24 measures specific to each managed care organization. The authority  
25 must determine performance measures for each managed care  
26 organization based on the criteria established in (a)(ii) of this  
27 subsection.

28 (d) By September 15, 2021, and annually thereafter, the authority  
29 shall notify each managed care organization of the performance  
30 measures for the organization for the subsequent plan year.

31 (e) Two percent of the total plan year funding appropriated to  
32 each managed care organization that provides services to clients  
33 under chapter 70.320 RCW shall be withheld. At least seventy-five  
34 percent of the withhold shall be held contingent on each managed care  
35 organization's performance on the seven performance measures  
36 identified in this section. Each managed care organization may earn  
37 back the annual withhold if the external quality improvement  
38 organization finds that the managed care organization:

39 (i) Made statistically significant improvement in the seven  
40 performance measures as compared to the preceding plan year; or

1 (ii) Scored in the top national medicaid quartile of the  
2 performance measures.

3 (f) The amount of withhold annually paid to each managed care  
4 organization shall be proportional to findings of statistically  
5 significant improvement or top national medicaid quartile scoring by  
6 a managed care organization.

7 (g) For no more than two of the four quality focus performance  
8 measures, the authority may use an alternate methodology to  
9 approximate top national medicaid quartile performance where top  
10 quartile performance data is unavailable.

11 (h) For the purposes of this subsection, "external quality  
12 improvement organization" means an organization that meets the  
13 competence and independence requirements under 42 C.F.R. Sec.  
14 438.354, as it existed on the effective date of this section.

15 (~~(32)~~) (38)(a) The authority shall ensure that appropriate  
16 resources are dedicated to implementing the recommendations of the  
17 centers for medicare and medicaid services center for program  
18 integrity as provided to the authority in the January 2019 Washington  
19 focused program integrity review final report. Additionally, the  
20 authority shall:

21 (i) Work to ensure the efficient operations of the managed care  
22 plans, including but not limited to, a deconflicting process for  
23 audits with and among the managed care plans and the medicaid fraud  
24 division at the attorney general's office, to ensure the authority  
25 staff perform central audits of cases that appear across multiple  
26 managed care plans, versus the audits performed by the individual  
27 managed care plans or the fraud division; and

28 (ii) Remain accountable for operating in an effective and  
29 efficient manner, including performing program integrity activities  
30 that ensure high value in the medical assistance program in general  
31 and in medicaid managed care specifically;

32 (A) Work with its contracted actuary and the medicaid forecast  
33 work group to develop methods and metrics related to managed care  
34 program integrity activity that shall be incorporated into annual  
35 rate setting; and

36 (B) Work with the medicaid forecast work group to ensure the  
37 results of program integrity activity are incorporated into the rate  
38 setting process in a transparent, timely, measurable, quantifiable  
39 manner.

1 (b) The authority shall submit a report to the governor and  
2 appropriate committees of the legislature by October 1, 2021, that  
3 includes, but is not limited to:

4 (i) Specific, quantified actions that have been taken, to date,  
5 related to the recommendations of the centers for medicare and  
6 medicaid services center for program integrity as provided to the  
7 authority in the January 2019 Washington focused program integrity  
8 review final report; and

9 (ii) Specific, quantified information regarding the steps taken  
10 toward (a) (i), (iii), and (iv) of this subsection.

11 ~~((33))~~ (39) No later than December 31, 2021, the health care  
12 authority, in partnership with the department of social and health  
13 services as described in section 204(16) of this act, shall submit a  
14 waiver request to the federal department of health and human services  
15 to authorize presumptive medicaid eligibility determinations for  
16 clients preparing for acute care hospital discharge who may need  
17 long-term services and supports. The department and the authority  
18 shall hold stakeholder discussions, including opportunities for  
19 public review and comment, during development of the waiver request.  
20 Upon submission of the waiver request, the department and the  
21 authority shall submit a report to the governor and the appropriate  
22 legislative committees that describes the request and identifies any  
23 statutory changes that may be necessary if the federal government  
24 approves the request.

25 ~~((34))~~ (40) \$2,786,000 of the general fund—state appropriation  
26 for fiscal year 2022, \$3,714,000 of the general fund—state  
27 appropriation for fiscal year 2023, and \$11,009,000 of the general  
28 fund—federal appropriation are provided solely to maintain and  
29 increase access for behavioral health services through increased  
30 provider rates. The rate increases are effective October 1, 2021, and  
31 must be applied to the following codes for children and adults  
32 enrolled in the medicaid program: 90832, 90833, 90834, 90837, H0004,  
33 H0036, H2015, H2021, H0023, 90836, 90838, 96156, 96158, 96159, 96164,  
34 96165, 96167, 96168, 96170, 96171, 90845, 90846, 90847, 90849, 90853,  
35 90785, and 90791. The authority may use a substitute code in the  
36 event that any of the codes identified in this subsection are  
37 discontinued and replaced with an updated code covering the same  
38 service. Within the amounts provided in this subsection the authority  
39 must:

1 (a) Implement this rate increase in accordance with the process  
2 established in chapter 285, Laws of 2020 (EHB 2584) (behavioral  
3 health rates);

4 (b) Raise the state fee-for-service rates for these codes by up  
5 to 15 percent, except that the state medicaid rate may not exceed the  
6 published medicare rate or an equivalent relative value unit rate if  
7 a published medicare rate is not available;

8 (c) Require in contracts with managed care organizations that,  
9 beginning October 2021, managed care organizations pay no lower than  
10 the fee-for-service rate for these codes, and adjust managed care  
11 capitation rates accordingly; and

12 (d) Not duplicate rate increases provided in subsections (~~((35)~~  
13 ~~and (36))~~) (41) and (42) of this section.

14 (~~((35))~~) (41) \$19,664,000 of the general fund—state appropriation  
15 for fiscal year 2022, \$26,218,000 of the general fund—state  
16 appropriation for fiscal year 2023, and \$77,996,000 of the general  
17 fund—federal appropriation are provided solely to maintain and  
18 increase access for primary care services for medicaid-enrolled  
19 patients through increased provider rates beginning October 1, 2021.  
20 Within the amounts provided in this subsection the authority must:

21 (a) Increase the medical assistance rates for adult primary care  
22 services that are reimbursed solely at the existing medical  
23 assistance rates on a fee-for-service basis, as well as through  
24 managed care plans, by at least 15 percent above medical assistance  
25 rates in effect on January 1, 2019;

26 (b) Increase the medical assistance rates for pediatric primary  
27 care services that are reimbursed solely at the existing medical  
28 assistance rates on a fee-for-service basis, as well as through  
29 managed care plans, by at least 21 percent above medical assistance  
30 rates in effect on January 1, 2019;

31 (c) Increase the medical assistance rates for pediatric critical  
32 care, neonatal critical care, and neonatal intensive care services  
33 that are reimbursed solely at the existing medical assistance rates  
34 on a fee-for-service basis, as well as through managed care plans, by  
35 at least 21 percent above medical assistance rates in effect on  
36 January 1, 2019;

37 (d) Apply reimbursement rates required under this subsection to  
38 payment codes in a manner consistent with the temporary increase in  
39 medicaid reimbursement rates under federal rules and guidance in

1 effect on January 1, 2014, implementing the patient protection and  
2 affordable care act, except that the authority may not require  
3 provider attestations;

4 (e) Pursue state plan amendments to require medicaid managed care  
5 organizations to increase rates under this subsection through  
6 adoption of a uniform percentage increase for network providers  
7 pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on  
8 January 1, 2019; and

9 (f) Not duplicate rate increases provided in subsections (~~(34)~~  
10 ~~and (36)~~) (40) and (42) of this section.

11 (~~(36)~~) (42) \$2,233,000 of the general fund—state appropriation  
12 for fiscal year 2022, \$2,977,000 of the general fund—state  
13 appropriation for fiscal year 2023, and \$10,871,000 of the general  
14 fund—federal appropriation are provided solely to increase provider  
15 rates to maintain and increase access for family planning services  
16 for patients seeking services through department of health sexual and  
17 reproductive health program family planning providers. The rate  
18 increases are effective October 1, 2021, and must be applied to the  
19 following codes for eligible apple health and family planning only  
20 clients seeking services through department of health sexual and  
21 reproductive health program providers: 36415, 36416, 55250, 57170,  
22 58340, 58600, 58605, 58611, 58615, 58670, 58671, 59840, 59841, 59850,  
23 59851, 59852, 59855, 59856, 59857, 76817, 81025, 84702, 84703, 86631,  
24 86632, 86901, 87110, 87270, 87320, 87490, 87491, 87590, 87591, 87624,  
25 87625, 87800, 87810, 88141, 88142, 88143, 88147, 88148, 88150, 88152,  
26 88153, 88164, 88165, 88166, 88167, 88174, 88175, 96372, 99071, 99201,  
27 99202, 99203, 99204, 99211, 99212, 99213, 99214, 99384, 99385, 99386,  
28 99394, 99395, 99396, 99401, and S0199. The authority may use a  
29 substitute code if any of the codes identified in this subsection are  
30 discontinued and replaced with an updated code covering the same  
31 service. Within the amounts provided in this subsection the authority  
32 must:

33 (a) Increase the family planning rates for services that are  
34 included on and reimbursed solely at the existing family planning fee  
35 schedule on a fee-for-service basis, as well as through managed care  
36 plans, by at least 162 percent above family planning fee schedule  
37 rates in effect on January 1, 2021;

38 (b) Pursue state plan amendments to require medicaid managed care  
39 organizations to increase rates under this subsection through

1 adoption of a uniform percentage increase for network providers  
2 pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on  
3 January 1, 2021; and

4 (c) Not duplicate rate increases provided in subsections (~~((34)~~  
5 ~~and (35))~~) (40) and (41) of this section.

6 (~~((37))~~) (43)(a) Beginning with fiscal year 2020, and for each  
7 subsequent year thereafter, the authority shall reconcile on an  
8 annual basis with rural health clinics.

9 (b) Beginning with fiscal year 2020, and for each subsequent year  
10 thereafter, the authority shall properly accrue for any anticipated  
11 reconciliations with rural health clinics during the fiscal year  
12 close process following generally accepted accounting practices.

13 (~~((38))~~) (44)(a) The authority in collaboration with the office  
14 of financial management and representatives from fiscal committees of  
15 the legislature shall conduct an evaluation of the APM4 model to  
16 determine its cost effectiveness and impact on patient outcomes and  
17 report its findings and recommendations to the appropriate committees  
18 of the legislature by November 15, 2022.

19 (b) The authority shall not enter into any future value-based  
20 arrangements with federally qualified health centers or rural health  
21 clinics prior to receiving approval from the office of financial  
22 management and the appropriate committees of the legislature.

23 (c) The authority shall not modify the reconciliation process or  
24 the APM4 program with federally qualified health centers or rural  
25 health clinics without notification to and the opportunity to comment  
26 from the office of financial management.

27 (d) The authority shall require all managed care organizations to  
28 provide information to the authority to account for all payments to  
29 federally qualified health centers to include how payments are made,  
30 including any additional payments and whether there is a sub-  
31 capitation arrangement or value-based purchasing arrangement.

32 (e) Beginning with fiscal year 2021 and for each subsequent year  
33 thereafter, the authority shall reconcile on an annual basis with  
34 federally qualified health centers contracting under APM4.

35 (f) Beginning with fiscal year 2021 and for each subsequent year  
36 thereafter, the authority shall properly accrue for any anticipated  
37 reconciliations with federally qualified health centers contracting  
38 under APM4 during the fiscal year close process following generally  
39 accepted accounting practices.

1        ~~((39))~~ (45) Within the amounts appropriated in this section,  
2 the authority is to include allergen control bed and pillow covers as  
3 part of the durable medical equipment benefit for children with an  
4 asthma diagnosis enrolled in medical assistance programs.

5        ~~((40))~~ (46) Within the amounts appropriated in this section,  
6 the authority shall reimburse for maternity services provided by  
7 doulas.

8        ~~((41))~~ (47) \$60,000 of the general fund—state appropriation for  
9 fiscal year 2022 and \$60,000 of the general fund—federal  
10 appropriation are provided solely for evaluation of the Washington  
11 rural health access preservation pilot program.

12        ~~((42))~~ (48) \$160,000 of the general fund—state appropriation  
13 for fiscal year 2022 and \$1,440,000 of the general fund—federal  
14 appropriation are provided solely for health care interoperability  
15 costs and are subject to the conditions, limitations, and review  
16 provided in section 701 of this act.

17        ~~((43))~~ (49) \$275,000 of the general fund—state appropriation  
18 for fiscal year 2022, \$160,000 of the general fund—state  
19 appropriation for fiscal year 2023, and \$3,913,000 of the general  
20 fund—federal appropriation are provided solely for modular  
21 replacement costs of the ProviderOne pharmacy point of sale system  
22 and are subject to the conditions, limitations, and review provided  
23 in section 701 of this act.

24        ~~((44))~~ (50) \$484,000 of the general fund—state appropriation  
25 for fiscal year 2022 and \$466,000 of the general fund—state  
26 appropriation for fiscal year 2023 are provided solely to implement  
27 Engrossed Second Substitute Senate Bill No. 5399 (universal health  
28 care commission). ~~((If the bill is not enacted by June 30, 2021, the  
29 amounts provided in this subsection shall lapse.~~

30        ~~(45))~~ (51) \$654,000 of the general fund—state appropriation for  
31 fiscal year 2022, \$655,000 of the general fund—state appropriation  
32 for fiscal year 2023, and \$2,154,000 of the general fund—federal  
33 appropriation are provided solely for the authority to increase the  
34 nonemergency medical transportation broker administrative rate to  
35 ensure access to health care services for medicaid patients.

36        ~~((46))~~ (52) \$1,715,000 of the general fund—state appropriation  
37 for fiscal year 2022 ~~((, \$1,804,000 of the general fund state  
38 appropriation for fiscal year 2023,))~~ and ~~(((\$6,647,000))~~ \$3,368,000  
39 of the general fund—federal appropriation are provided solely to



1 increase the rates paid to rural hospitals that meet the criteria in  
2 (a) through ~~((4))~~ (e) of this subsection. Payments for state and  
3 federal medical assistance programs for services provided by such a  
4 hospital, regardless of the beneficiary's managed care enrollment  
5 status, must be increased to 150 percent of the hospital's fee-for-  
6 service rates. The authority must discontinue this rate increase  
7 after June 30, ~~((2023))~~ 2022, and return to the payment levels and  
8 methodology for these hospitals that were in place as of January 1,  
9 2018. Hospitals participating in the certified public expenditures  
10 program may not receive increased reimbursement for inpatient  
11 services. Hospitals qualifying for this rate increase must:

12 (a) Be certified by the centers for medicare and medicaid  
13 services as sole community hospitals as of January 1, 2013;

14 (b) Have had less than 150 acute care licensed beds in fiscal  
15 year 2011;

16 (c) Have a level III adult trauma service designation from the  
17 department of health as of January 1, 2014;

18 (d) Be owned and operated by the state or a political  
19 subdivision; and

20 (e) Accept single bed certification patients pursuant to RCW  
21 71.05.745.

22 ~~((47))~~ (53) \$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))~~ (54) 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))~~ (55) \$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))~~ (56) 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+))~~ (57) (a) \$200,000 of the general fund—state appropriation  
4 for fiscal year 2022 and \$200,000 of the general fund—federal  
5 appropriation are provided solely for contracting with the office of  
6 equity to implement chapter 293, Laws of 2020 (baby, child dentistry  
7 access). By November 15, 2021, the authority shall submit a report to  
8 the appropriate committees to the legislature describing its progress  
9 implementing chapter 293, Laws of 2020 (baby, child dentistry access)  
10 and chapter 242, Laws of 2020 (access to baby and child dentistry for  
11 children with disabilities).

12 (b) \$200,000 of the general fund—state appropriation for fiscal  
13 year 2023 and \$200,000 of the general fund—federal appropriation are  
14 provided solely for the authority to contract with access to baby and  
15 child dentistry local programs for the purpose of maintaining and  
16 expanding capacity for local program coordinators. The goals of this  
17 contracting include, but are not limited to, reducing racial and  
18 ethnic disparities in access to care and oral health outcomes,  
19 increasing the percentage of medicaid-enrolled children under the age  
20 of two accessing dental care, and continued provider engagement and  
21 outreach. The authority may contract with the office of equity and  
22 other statewide and local equity partners to provide training and  
23 identify activities and deliverables.

24 ~~((+52+))~~ (58) \$75,000 of the general fund—state appropriation for  
25 fiscal year 2022 and \$75,000 of the general fund—federal  
26 appropriation are provided solely for contracting by the health care  
27 authority to further the development and implementation of its  
28 Washington primary care transformation initiative, intended  
29 to increase team-based primary care and the percentage of overall  
30 health care spending in the state devoted to primary care. By October  
31 1, 2021, the authority must update the legislature on the status of  
32 the initiative, including any fiscal impacts of this initiative,  
33 potential implementation barriers, and needed legislation.

34 ~~((+53+))~~ (59) Sufficient funds are provided to continue  
35 reimbursing dental health aid therapists for services performed in  
36 tribal facilities for medicaid clients. The authority must leverage  
37 any federal funding that may become available as a result of appeal  
38 decisions from the centers for medicare and medicaid services or the  
39 United States court of appeals for the ninth circuit.

1        ~~((54))~~ (60) \$149,000 of the general fund—state appropriation  
2 for fiscal year 2022 and \$140,000 of the general fund—state  
3 appropriation for fiscal year 2023 are provided solely to implement  
4 Engrossed Second Substitute Senate Bill No. 5377 (standardized health  
5 plans). ~~((If the bill is not enacted by June 30, 2021, the amounts  
6 provided in this subsection shall lapse.~~

7        ~~(55))~~ (61) Within the amount appropriated within this section,  
8 the authority shall implement the requirements of Substitute Senate  
9 Bill No. 5068 (postpartum period/medicaid) and the American rescue  
10 plan act of 2021, P.L. 117-2, in extending health care coverage  
11 during the postpartum period. The authority shall make every effort  
12 to expedite and complete eligibility determinations for individuals  
13 who are likely eligible to receive health care coverage under Title  
14 XIX or Title XXI of the federal social security act to ensure the  
15 state is receiving maximum federal match. This includes, but is not  
16 limited to, working with managed care organizations to provide  
17 continuous outreach in various modalities until the individual's  
18 eligibility determination is completed. Beginning June 1, 2022, the  
19 authority must submit quarterly reports to the caseload forecast work  
20 group on the number of individuals who are likely eligible to receive  
21 health care coverage under Title XIX or Title XXI of the federal  
22 social security act but are waiting for the authority to complete  
23 eligibility determination, the number of individuals who were likely  
24 eligible but are now receiving health care coverage with the maximum  
25 federal match under Title XIX or Title XXI of the federal social  
26 security act, and outreach activities including the work with managed  
27 care organizations.

28        ~~((56))~~ (62) \$10,695,000 of the general fund—state appropriation  
29 for fiscal year 2022, \$10,695,000 of the general fund—state  
30 appropriation for fiscal year 2023, and \$54,656,000 of the general  
31 fund—federal appropriation are provided solely to maintain and  
32 increase access for adult dental services for medicaid enrolled  
33 patients through increased provider rates beginning July 1, 2021.  
34 Within the amounts provided in this subsection, the authority must  
35 increase the medical assistance rates for adult dental services that  
36 are reimbursed solely at the existing medical assistance rates on a  
37 fee-for-service basis up to 100 percent above medical assistance  
38 rates in effect on January 1, 2019.

1       ~~((57))~~ (63) \$551,000 of the general fund—state appropriation  
2 for fiscal year 2022, \$770,000 of the general fund—state  
3 appropriation for fiscal year 2023, and \$3,288,000 of the general  
4 fund—federal appropriation are provided solely for the implementation  
5 of Second Substitute Senate Bill No. 5195 (opioid overdose  
6 medication). ~~((If the bill is not enacted by June 30, 2021, the  
7 amounts provided in this subsection shall lapse.~~

8       ~~(58))~~ (64) The authority must claim the enhanced federal medical  
9 assistance participation rate for home and community-based services  
10 offered under section 9817 of the American rescue plan act of 2021  
11 (ARPA). Appropriations made that constitute supplementation of home  
12 and community-based services as defined in section 9817 of ARPA are  
13 listed in the LEAP omnibus document HCBS-2021.

14       ~~((59))~~ (65) \$250,000 of the general fund—state appropriation  
15 for fiscal year 2022 and \$250,000 of the general fund—state  
16 appropriation for fiscal year 2023 are provided solely for the  
17 authority to continue a public-private partnership with a state-based  
18 oral health foundation to connect medicaid patients to dental  
19 services and reduce barriers to accessing care. The authority shall  
20 submit a progress report to the appropriate committees of the  
21 legislature by June 30, 2022.

22       ~~((60))~~ (66)(a) \$35,000,000 of the coronavirus state fiscal  
23 recovery ~~((account))~~ fund—federal appropriation is provided solely  
24 for the authority to distribute grants for the provision of health  
25 care services for uninsured and underinsured individuals, regardless  
26 of immigration status. Grants provided under this subsection must be  
27 used for the direct care of uninsured and underinsured individuals  
28 under 200 percent of the federal poverty level, including on-site  
29 care as well as referrals to and payment for services provided off-  
30 site, for:

31       (i) The testing, assessment, or treatment of the severe acute  
32 respiratory syndrome coronavirus 2 (COVID-19), including facility and  
33 provider fees;

34       (ii) Primary and preventive care;

35       (iii) Behavioral health services;

36       (iv) Oral health care;

37       (v) Assessment, treatment, and management of acute or chronic  
38 conditions, including but not limited to the cost of laboratory,

1 prescription medications, specialty care, therapies, radiology, and  
2 other diagnostics; and

3 (vi) Outreach and education needed to inform patients and  
4 prospective patients that care is available free of charge.

5 (b) To be eligible for a grant under this subsection, a federally  
6 qualified health center, rural health clinic, free clinic, public  
7 hospital district, behavioral health provider or facility, behavioral  
8 health administrative service organization, or community-based  
9 organization must apply for a grant and agree to not:

10 (i) Bill individuals for any portion of the services provided  
11 that involve the use of amounts appropriated in this section; or

12 (ii) Use the amounts provided in this subsection for services for  
13 which other funds are available, such as federal funds from the  
14 families first coronavirus response act and the American rescue plan  
15 act.

16 (c) Grants provided under this subsection may be used to provide  
17 on-site care, care delivered via telehealth, and referrals to and  
18 payments for services provided off-site. Recipients may use funds  
19 distributed in this subsection to reimburse other providers or  
20 facilities for the cost of care. Only free clinics may use grants  
21 provided under this subsection to cover general operating costs,  
22 including staffing, supplies, and equipment purchases.

23 (d) The agency shall employ fund allocation approaches that  
24 engage community residents, organizations, and leaders in identifying  
25 priorities and implementing projects and initiatives that reflect  
26 community values and priorities. At a minimum, this must include  
27 consultation with community health boards and organizations that  
28 advocate for access to health care for uninsured state residents.

29 (e) Recipients of the amounts provided in this subsection must  
30 submit reports to the authority on the use of grant funds, including  
31 data about utilization of services. The authority shall prepare and  
32 post on its website an annual report detailing the amount of funds  
33 disbursed and aggregating information submitted by recipients.

34 (f) The authority may retain no more than three percent of the  
35 amounts provided in this subsection for administrative costs.

36 (g) As used in this subsection, "free clinics" mean private,  
37 nonprofit, community, or faith-based organizations that provide  
38 medical, dental, and mental health services at little or no cost to  
39 uninsured and underinsured people through the use of volunteer health

1 professionals, community volunteers, and partnerships with other  
2 health providers.

3 ~~((+61))~~ (67) \$123,000 of the general fund—state appropriation  
4 for fiscal year 2022, \$46,000 of the general fund—state appropriation  
5 for fiscal year 2023, and \$743,000 of the general fund—federal  
6 appropriation are provided solely for the implementation of  
7 Substitute House Bill No. 1348 (incarcerated persons/medical). ~~((If~~  
8 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
9 ~~this subsection shall lapse.~~

10 ~~+62))~~ (68) \$1,350,000 of the general fund—state appropriation  
11 for fiscal year 2023 and \$2,570,000 of the general fund—federal  
12 appropriation are provided solely for the implementation of House  
13 Bill No. 1096 (nonmedicare plans). ~~((If the bill is not enacted by~~  
14 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~

15 ~~+63))~~ (69) Within the amounts provided in this section,  
16 sufficient funding is provided for the authority to implement Second  
17 Substitute House Bill No. 1325 (behavioral health/youth).

18 ~~((+64))~~ (70) \$184,000 of the general fund—state appropriation  
19 for fiscal year 2022 and \$175,000 of the general fund—state  
20 appropriation for fiscal year 2023 are provided solely for the  
21 implementation of Engrossed Substitute House Bill No. 1196 (audio-  
22 only telemedicine). ~~((If the bill is not enacted by June 30, 2021,~~  
23 ~~the amounts provided in this subsection shall lapse.~~

24 ~~+65))~~ (71) \$232,000 of the general fund—state appropriation for  
25 fiscal year 2022, \$300,000 of the general fund—state appropriation  
26 for fiscal year 2023, and \$599,000 of the general fund—federal  
27 appropriation are provided solely for reimbursement for a social  
28 worker as part of the medical assistance home health benefit.

29 ~~((+66))~~ (72) \$1,303,000 of the general fund—state appropriation  
30 for fiscal year 2022 and \$285,000 of the general fund—state  
31 appropriation for fiscal year 2023 are provided solely for the  
32 implementation of Engrossed Substitute Senate Bill No. 5203 (generic  
33 prescription drugs). ~~((If the bill is not enacted by June 30, 2021,~~  
34 ~~the amounts provided in this subsection shall lapse.~~

35 ~~+67))~~ (73) \$18,669,000 from the Indian health improvement  
36 reinvestment account is provided solely for Indian health improvement  
37 advisory plan projects, programs, and activities authorized by RCW  
38 43.71B.030.

1        ~~((68))~~ (74) \$434,000 of the general fund—state appropriation  
2 for fiscal year 2022 and \$489,000 of the general fund—state  
3 appropriation for fiscal year 2023 are provided solely for the  
4 authority to partner with the department of social and health  
5 services to create surge capacity in acute care hospitals by  
6 supporting non-citizens who are both in acute care hospitals awaiting  
7 discharge and on the department of social and health services  
8 waitlist for services. The amounts provided in this subsection are  
9 for the authority to cover the cost of medical assistance for 20 new  
10 non-citizen clients.

11        ~~((69))~~ (75) \$25,000 of the general fund—state appropriation for  
12 fiscal year 2022 and \$25,000 of the general fund—federal  
13 appropriation are provided solely for the authority to develop an  
14 implementation plan to incorporate medical and psychiatric respite  
15 care as statewide medicaid benefits. The plan must include an  
16 analysis of the cost effectiveness of providing medical and  
17 psychiatric respite care benefits for medicaid enrollees. In  
18 developing the plan, the authority shall consult with interested  
19 stakeholders, including medicaid managed care organizations,  
20 community health centers, organizations providing respite care, and  
21 hospitals. Amounts provided in this subsection may be used for staff  
22 support and one-time contracting. No later than January 15, 2022, the  
23 authority shall report its findings to the relevant committees of the  
24 legislature, the office of the governor, and the office of financial  
25 management.

26        ~~((70))~~ (76) \$281,000 of the general fund—state appropriation  
27 for fiscal year 2022, \$192,000 of the general fund—state  
28 appropriation for fiscal year 2023, and \$803,000 of the general fund—  
29 federal appropriation are provided solely for the implementation of  
30 Engrossed Second Substitute Senate Bill No. 5304 (reentry services).  
31 ~~((If the bill is not enacted by June 30, 2021, the amounts provided  
32 in this subsection shall lapse.~~

33        ~~(71))~~ (77)(a) The authority shall assess the feasibility and  
34 fiscal impacts of an 1115 medicaid waiver to extend continuous  
35 eligibility for apple health covered children ages zero through five  
36 as a component of school readiness. The authority may seek support  
37 for the analysis. Prior to submitting the waiver application, the  
38 authority shall provide a status update no later than September 30,  
39 2021, to the governor and fiscal committees of the legislature.



1 (b) \$6,090,000 of the general fund—state appropriation for fiscal  
2 year 2023 and \$6,125,000 of the general fund—federal appropriation  
3 are provided solely for the authority to extend continuous  
4 eligibility for apple health to children ages zero to six with income  
5 at or below 215 percent of the federal poverty level. The centers for  
6 medicare and medicaid services must approve the 1115 medicaid waiver  
7 prior to the implementation of this policy.

8 (78) \$500,000 of the general fund—state appropriation for fiscal  
9 year 2023 is provided solely for the perinatal support warm line to  
10 provide peer support, resources, and referrals to new and expectant  
11 parents and people in the emotional transition to parenthood  
12 experiencing, or at risk of, postpartum depression or other mental  
13 health issues.

14 (79) Sufficient funding is provided to remove the asset test from  
15 the medicare savings program review process.

16 (80) \$270,000 of the general fund—state appropriation for fiscal  
17 year 2023 is provided solely for the health care authority to  
18 establish a total cost of insulin work group as described in chapter  
19 346, Laws of 2020 (Engrossed Second Substitute House Bill No. 2662)  
20 (total cost of insulin).

21 (81) Sufficient funding is provided to eliminate the mid-  
22 certification review process for the aged, blind, or disabled and  
23 housing and essential needs referral programs.

24 (82) \$103,000 of the general fund—state appropriation for fiscal  
25 year 2022, \$253,000 of the general fund—state appropriation for  
26 fiscal year 2023, and \$2,724,000 of the general fund—federal  
27 appropriation are provided solely for the authority to procure an  
28 electronic consent management solution for patients and health care  
29 providers to exchange health-related information and are subject to  
30 the conditions, limitations, and review requirements of section 701  
31 of this act.

32 (83) \$1,788,000 of the general fund—state appropriation for  
33 fiscal year 2022, \$1,788,000 of the general fund—state appropriation  
34 for fiscal year 2023, and \$994,000 of the general fund—federal  
35 appropriation are provided solely for electronic health record  
36 expansion that must be based on the operational and technical needs  
37 necessary to implement the national 988 system and are subject to the  
38 conditions, limitations, and review requirements of section 701 of

1 this act. As a condition of funding under this subsection, the  
2 authority must complete all reporting required under RCW 71.24.898.

3 (84) \$3,250,000 of the general fund—state appropriation for  
4 fiscal year 2023 is provided solely for the authority to make  
5 information technology system and provider network upgrades necessary  
6 for the anticipated expansion of medicaid equivalent health care  
7 coverage for uninsured adults with income up to 138 percent of the  
8 federal poverty level regardless of immigration status in  
9 collaboration with the department of social and health services and  
10 is subject to the conditions, limitations, and review provided in  
11 section 701 of this act.

12 (85) \$18,191,000 of the general fund—state appropriation for  
13 fiscal year 2023 and \$18,966,000 of the general fund—federal  
14 appropriation are provided solely to maintain and increase access for  
15 children's dental services for medicaid enrolled patients through  
16 increased provider rates beginning July 1, 2022. Within the amounts  
17 provided in this subsection, the authority must increase:

18 (a) Medical assistance rates for children's dental services codes  
19 consistent with the adult dental codes that were increased in  
20 subsection (62) of this section;

21 (b) Rates for sealants that are reimbursed solely at the existing  
22 medical assistance rates on a fee-for-service basis up to 100 percent  
23 above medical assistance rates in effect on July 1, 2021; and

24 (c) Corresponding rates for the access to baby and child  
25 dentistry program eligible codes proportionately with the children's  
26 dental rates in this subsection.

27 (86) \$250,000 of the general fund—state appropriation for fiscal  
28 year 2023 and \$250,000 of the general fund—federal appropriation are  
29 provided solely for the authority to conduct a feasibility study for  
30 planning, design, implementation, and administration of a case  
31 management solution that supports acquisition, storage, and retrieval  
32 of data and data analysis pursuant to *Trueblood, et al. v. Department*  
33 *of Social and Health Services, et al.*, United States district court  
34 for the western district of Washington, cause no. 14-cv-00178-MJP.

35 (87) \$56,000 of the general fund—state appropriation for fiscal  
36 year 2022 and \$1,548,000 of the general fund—state appropriation for  
37 fiscal year 2023 are provided solely for health information  
38 technology necessary to support the 1115 demonstration waiver as it  
39 relates to institutions for mental diseases and are subject to the

1 conditions, limitations, and review requirements of section 701 of  
2 this act.

3 (88) \$545,000 of the general fund—state appropriation for fiscal  
4 year 2023 and \$297,000 of the general fund—federal appropriation are  
5 provided solely to align services provided through both fee-for-  
6 service and managed care to the bright futures guidelines, or a  
7 comparable schedule, for early and periodic screening, diagnosis, and  
8 treatment consistent with the provisions in Substitute Senate Bill  
9 No. 5912 (children on medicaid).

10 (89) \$3,174,000 of the general fund—state appropriation for  
11 fiscal year 2023 is provided solely for implementation of Substitute  
12 Senate Bill No. 5745 (personal needs allowance). If the bill is not  
13 enacted by June 30, 2022, the amount provided in this subsection  
14 shall lapse.

15 (90) \$204,000 of the general fund—state appropriation for fiscal  
16 year 2023 and \$189,000 of the general fund—federal appropriation are  
17 provided solely for implementation of Substitute Senate Bill No. 5620  
18 (medicaid expenditures). If the bill is not enacted by June 30, 2022,  
19 the amounts provided in this subsection shall lapse.

20 (91) \$297,000 of the general fund—state appropriation for fiscal  
21 year 2023 is provided solely for implementation of Substitute Senate  
22 Bill No. 5589 (primary care spending). If the bill is not enacted by  
23 June 30, 2022, the amount provided in this subsection shall lapse.

24 (92) \$1,460,000 of the general fund—state appropriation for  
25 fiscal year 2023 is provided solely for implementation of Second  
26 Substitute Senate Bill No. 5532 (Rx drug affordability board). If the  
27 bill is not enacted by June 30, 2022, the amount provided in this  
28 subsection shall lapse.

29 (93) \$61,000 of the general fund—state appropriation for fiscal  
30 year 2023 and \$183,000 of the general fund—federal appropriation are  
31 provided solely for implementation of Second Substitute Senate Bill  
32 No. 5736 (minors/behavioral health). If the bill is not enacted by  
33 June 30, 2022, the amounts provided in this subsection shall lapse.

34 (94) \$250,000 of the general fund—state appropriation for fiscal  
35 year 2023 is provided solely for the authority to design a  
36 standardized payment methodology for a palliative care benefit for  
37 the state medicaid program and the employee and retiree benefits  
38 programs. The authority may contract with a third party to design the

1 palliative care model and complete the work required in this  
2 subsection.

3 (95) \$403,000 of the general fund—state appropriation for fiscal  
4 year 2023 and \$1,185,000 of the general fund—federal appropriation  
5 are provided solely for the authority to provide an adult acupuncture  
6 benefit beginning January 1, 2023.

7 (96) \$581,000 of the general fund—state appropriation for fiscal  
8 year 2023 and \$1,706,000 of the general fund—federal appropriation  
9 are provided solely for the authority to provide an adult  
10 chiropractic benefit beginning January 1, 2023.

11 (97) \$640,000 of the general fund—state appropriation for fiscal  
12 year 2023 and \$655,000 of the general fund—federal appropriation are  
13 provided solely for a 20 percent rate increase, effective January 1,  
14 2023, for in-home skilled nursing services, nurse delegation, in-home  
15 private duty nursing, and adult family home private duty nursing.

16 (98) \$180,000 of the general fund—state appropriation for fiscal  
17 year 2023 and \$187,000 of the general fund—federal appropriation are  
18 provided solely for a 10 percent rate increase, effective January 1,  
19 2023, for registered nurses and licensed practical nurses providing  
20 skilled nursing services for children who require medically intensive  
21 care in a home setting.

22 (99) \$140,000 of the general fund—state appropriation for fiscal  
23 year 2023 and \$266,000 of the general fund—federal appropriation are  
24 provided solely for a 10 percent rate increase, effective January 1,  
25 2023, for home health services.

26 (100) \$50,000 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 authority to establish  
29 the psilocybin services wellness and opportunity work group created  
30 in section 941 of this act.

31 (101) \$1,241,000 of the general fund—state appropriation for  
32 fiscal year 2023 and \$2,476,000 of the general fund—federal  
33 appropriation are provided solely to increase the rates paid to rural  
34 regional referral hospitals that meet the criteria in (a) through (g)  
35 of this subsection. Payments for state and federal medical assistance  
36 programs for services provided by such a hospital, regardless of the  
37 beneficiary's managed care enrollment status, must be increased to  
38 110 percent of the current medicaid hospital's fee-for-service rates  
39 beginning July 1, 2022, for the state medicaid plan and for each of

1 the managed care organization's contracted rates with the hospital.  
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 June 30, 2022. To qualify for this  
5 increase, a hospital must:

6 (a) Have greater than 170 available acute beds as reported in the  
7 hospital's 2020 department of health year-end report;

8 (b) Be currently designated by the centers for medicare and  
9 medicaid services as a sole community hospital located in north  
10 central Washington;

11 (c) Have a medicaid eligible population greater than 30 percent  
12 of the service population;

13 (d) Have medicaid revenue greater than 16 percent of total gross  
14 revenue as reported on the hospital's 2020 medicare cost report;

15 (e) Be designated by the state of Washington as a level 3 adult  
16 trauma center and a level 3 pediatric trauma center;

17 (f) Be designated by the state of Washington as a level 2  
18 nursery; and

19 (g) Be designated as a certified stroke center.

20 (102) \$1,954,000 of the general fund—state appropriation for  
21 fiscal year 2023 and \$3,051,000 of the general fund—federal  
22 appropriation are provided solely for increased payments to hospitals  
23 that meet the criteria in (a) through (c) of this subsection.  
24 Payments for state and federal medical assistance programs for  
25 services provided by such a hospital, regardless of the beneficiary's  
26 managed care enrollment status, must be increased to 150 percent of  
27 the current medicaid hospital's fee-for-service rates beginning July  
28 1, 2022, for the state medicaid plan and for each of the managed care  
29 organization's contracted rates with the hospital. To qualify for  
30 this increase, a hospital must:

31 (a) Have fewer than 70 available beds as reported in the  
32 hospital's 2020 department of health year-end report;

33 (b) Not be currently designated as a critical access hospital,  
34 and not meet current federal eligibility requirements for designation  
35 as a critical access hospital; and

36 (c) Have combined medicare and medicaid inpatient days greater  
37 than 65 percent as reported in the hospital's 2020 department of  
38 health year-end report.

1 (103) \$24,600,000 of the coronavirus state fiscal recovery fund—  
2 federal appropriation is provided solely for the authority to provide  
3 one-time grants to community health centers paid under either APM3 or  
4 APM4 that experienced overpayments because of COVID-19 service-  
5 related reductions or were unable to meet targeted benchmarks because  
6 of extraordinary community pandemic response needs.

7 (104) \$250,000 of the general fund—state appropriation for fiscal  
8 year 2023 and \$250,000 of the general fund—federal appropriation are  
9 provided solely for project management and contracting to assist the  
10 authority with post-eligibility review planning in anticipation of  
11 the end of the COVID-19 public health emergency.

12 (105) \$40,000 of the general fund—state appropriation for fiscal  
13 year 2022, \$40,000 of the general fund—state appropriation for fiscal  
14 year 2023, \$80,000 of the general fund—federal appropriation, and  
15 \$320,000 of the telebehavioral access account—state appropriation are  
16 provided solely for additional staff support for the mental health  
17 referral service for children and teens.

18 (106) (a) \$2,087,000 of the general fund—state appropriation for  
19 fiscal year 2023 is provided solely for the authority to establish a  
20 two-year grant program for reimbursement for services to patients up  
21 to age 18 provided by community health workers in primary care  
22 clinics whose patients are significantly comprised of pediatric  
23 patients enrolled in medical assistance under chapter 74.09 RCW  
24 beginning January 1, 2023. Community health workers funded under this  
25 subsection may provide outreach, informal counseling, and social  
26 supports for health-related social needs. The authority shall seek a  
27 state plan amendment or federal demonstration waiver should they  
28 determine these services are eligible for federal matching funds.  
29 Within the amounts provided within this subsection, the authority  
30 will provide an initial report to the governor and appropriate  
31 committees of the legislature by January 1, 2024, and a final report  
32 by January 1, 2025. The report shall include, but not be limited to,  
33 the quantitative impacts of the grant program, how many community  
34 health workers are participating in the grant program, how many  
35 clinics these community health workers represent, how many clients  
36 are being served, and evaluation of any measurable health outcomes  
37 identified in the planning period prior to January 2023.

38 (b) In collaboration with key stakeholders including pediatric  
39 primary care clinics and medicaid managed care organizations, the

1 authority shall explore longer term, sustainable reimbursement  
2 options for the integration of community health workers in primary  
3 care to address the health-related social needs of families,  
4 including approaches to incorporate federal funding.

5 (107) (a) No more than \$156,707,000 of the general fund—federal  
6 appropriation and no more than \$60,942,000 of the general fund—local  
7 appropriation may be expended for an outpatient directed payment  
8 program.

9 (b) The authority shall:

10 (i) Design the program to support the state's access and other  
11 quality of care goals and to not increase general fund—state  
12 expenditures;

13 (ii) Seek approval from the centers for medicare and medicaid  
14 services to create a medicaid outpatient directed payment program for  
15 hospital outpatient services provided to medicaid program managed  
16 care recipients by University of Washington medical center and  
17 harborview medical center;

18 (iii) Upon approval, direct managed care organizations to make  
19 payments to eligible providers at levels required to ensure enrollees  
20 have timely access to critical high-quality care as allowed under 42  
21 C.F.R. 438.6(c); and

22 (iv) Increase medicaid payments for hospital outpatient services  
23 provided by University of Washington medical center and harborview  
24 medical center to the average payment received from commercial  
25 payers.

26 (c) Any incremental costs incurred by the authority in the  
27 development, implementation, and maintenance of this program shall be  
28 the responsibility of the participating hospitals.

29 (d) Participating hospitals shall retain the full amount of  
30 payments provided under this program.

31 (e) Participating hospitals will provide the local funds to fund  
32 the required nonfederal contribution.

33 (f) This program shall be effective as soon as administratively  
34 possible.

35 (108) \$70,000 of the general fund—state appropriation for fiscal  
36 year 2023 and \$65,000 of the general fund—federal appropriation are  
37 provided solely for the authority to collaborate with the department  
38 of health and the University of Washington to develop a licensure and  
39 regulatory program for behavioral health support specialists

1 consistent with the provisions in Engrossed Second Substitute Senate  
2 Bill No. 5884 (behavioral health support).

3 (109) \$16,000 of the general fund—state appropriation for fiscal  
4 year 2022, \$31,000 of the general fund—state appropriation for fiscal  
5 year 2023, and \$420,000 of the general fund—federal appropriation are  
6 provided solely for a technology solution for an authoritative client  
7 identifier, or master person index, for state programs within the  
8 health and human services coalition to uniformly identify clients  
9 across multiple service delivery systems. The coalition will clearly  
10 identify all state programs impacted by and all fund sources used in  
11 development and implementation of this project. This subsection is  
12 subject to the conditions, limitations, and review requirements of  
13 section 701 of this act.

14 (110) \$5,000 of the general fund—state appropriation for fiscal  
15 year 2023 and \$13,000 of the general fund—federal appropriation are  
16 provided solely for implementation of Second Substitute Senate Bill  
17 No. 5664 (forensic competency hearings). If the bill is not enacted  
18 by June 30, 2022, the amounts provided in this subsection shall  
19 lapse.

20 **Sec. 212.** 2021 c 334 s 212 (uncodified) is amended to read as  
21 follows:

22 **FOR THE STATE HEALTH CARE AUTHORITY—PUBLIC EMPLOYEES' BENEFITS BOARD**  
23 **AND EMPLOYEE BENEFITS PROGRAM**

24 State Health Care Authority Administrative Account—

25 State Appropriation. . . . .	(( <del>\$37,403,000</del> ))
	<u>\$39,053,000</u>
27 TOTAL APPROPRIATION. . . . .	(( <del>\$37,403,000</del> ))
	<u>\$39,053,000</u>

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

31 (1) Any savings from reduced claims costs must be reserved for  
32 funding employee benefits during the 2023-2025 fiscal biennium and  
33 may not be used for administrative expenses. The health care  
34 authority shall deposit any moneys received on behalf of the uniform  
35 medical plan resulting from rebates on prescription drugs, audits of  
36 hospitals, subrogation payments, or any other moneys received as a  
37 result of prior uniform medical plan claims payments, in the public



1 employees' and retirees' insurance account to be used for insurance  
2 benefits.

3 (2) Any changes to benefits must be approved by the public  
4 employees' benefits board. The board shall not make any changes to  
5 benefits without considering a comprehensive analysis of the cost of  
6 those changes, and shall not increase benefits unless offsetting cost  
7 reductions from other benefit revisions are sufficient to fund the  
8 changes. The board shall not make any change in retiree eligibility  
9 criteria that reestablishes eligibility for enrollment in PEBB  
10 benefits. However, the funding provided anticipates that the public  
11 employees' benefits board may increase virtual access to behavioral  
12 health resources and interventions and case management.

13 (3) Except as may be provided in a health care bargaining  
14 agreement, to provide benefits within the level of funding provided  
15 in part IX of this bill, the public employees' benefits board shall  
16 require or make any or all of the following: Employee premium  
17 copayments, increases increase in point-of-service cost sharing, the  
18 implementation of managed competition, or make other changes to  
19 benefits consistent with RCW 41.05.065.

20 (4) The board shall collect a surcharge payment of not less than  
21 twenty-five dollars per month from members who use tobacco products,  
22 and a surcharge payment of not less than fifty dollars per month from  
23 members who cover a spouse or domestic partner where the spouse or  
24 domestic partner has chosen not to enroll in another employer-based  
25 group health insurance that has benefits and premiums with an  
26 actuarial value of not less than ninety-five percent of the actuarial  
27 value of the public employees' benefits board plan with the largest  
28 enrollment. The surcharge payments shall be collected in addition to  
29 the member premium payment.

30 (5) The health care authority shall analyze and report on the  
31 potential impacts of providing a one-time enrollment window for  
32 retirees to reestablish eligibility for enrollment in retiree  
33 benefits under the public employees' benefit board program. The  
34 authority shall submit the report to the appropriate committees of  
35 the legislature by January 1, 2022. At a minimum the report must  
36 include an estimate of the employer cost and a description of the  
37 assumptions used.

38 (6) \$285,000 of the state health care authority administrative  
39 account—state appropriation is provided solely for a customer service

1 scheduling tool, and is subject to the conditions, limitations, and  
2 review requirements of section 701 of this act.

3 **Sec. 213.** 2021 c 334 s 213 (uncodified) is amended to read as  
4 follows:

5 **FOR THE STATE HEALTH CARE AUTHORITY—SCHOOL EMPLOYEES' BENEFITS BOARD**  
6 School Employees' Insurance Administrative Account—  
7 State Appropriation. . . . . (~~(\$25,771,000)~~)  
8 \$28,063,000  
9 TOTAL APPROPRIATION. . . . . (~~(\$25,771,000)~~)  
10 \$28,063,000

11 The appropriation in this section is subject to the following  
12 conditions and limitations: \$15,000 of the school employees'  
13 insurance administrative account—state appropriation is provided  
14 solely for a customer service scheduling tool, and is subject to the  
15 conditions, limitations, and review requirements of section 701 of  
16 this act.

17 **Sec. 214.** 2021 c 334 s 214 (uncodified) is amended to read as  
18 follows:

19 **FOR THE STATE HEALTH CARE AUTHORITY—HEALTH BENEFIT EXCHANGE**  
20 General Fund—State Appropriation (FY 2022). . . . . (~~(\$4,831,000)~~)  
21 \$4,881,000  
22 General Fund—State Appropriation (FY 2023). . . . . (~~(\$4,543,000)~~)  
23 \$9,547,000  
24 General Fund—Federal Appropriation. . . . . (~~(\$83,017,000)~~)  
25 \$56,532,000  
26 Health Benefit Exchange Account—State Appropriation. (~~(\$77,710,000)~~)  
27 \$80,860,000  
28 State Health Care Affordability Account—State  
29 Appropriation. . . . . (~~(\$50,000,000)~~)  
30 \$55,000,000  
31 TOTAL APPROPRIATION. . . . . (~~(\$220,101,000)~~)  
32 \$206,820,000

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

- 35 (1) The receipt and use of medicaid funds provided to the health  
36 benefit exchange from the health care authority are subject to  
37 compliance with state and federal regulations and policies governing

1 the Washington apple health programs, including timely and proper  
2 application, eligibility, and enrollment procedures.

3 (2) (a) By July 15th and January 15th of each year, the authority  
4 shall make a payment of one-half the general fund—state  
5 appropriation, one-half the health benefit exchange account—state  
6 appropriation, and one-half the health care affordability account—  
7 state appropriation to the exchange. By July 15, 2021, the authority  
8 shall make the payments of the general fund—federal appropriation  
9 (CRRSA) and the general fund—federal appropriation (ARPA) to the  
10 exchange.

11 (b) The exchange shall monitor actual to projected revenues and  
12 make necessary adjustments in expenditures or carrier assessments to  
13 ensure expenditures do not exceed actual revenues.

14 (c) Payments made from general fund—state appropriation and  
15 health benefit exchange account—state appropriation shall be  
16 available for expenditure for no longer than the period of the  
17 appropriation from which it was made. When the actual cost of  
18 materials and services have been fully determined, and in no event  
19 later than the lapsing of the appropriation, any unexpended balance  
20 of the payment shall be returned to the authority for credit to the  
21 fund or account from which it was made, and under no condition shall  
22 expenditures exceed actual revenue.

23 (3) (a) \$146,000 of the general fund—state appropriation for  
24 fiscal year 2022 and \$554,000 of the general fund—federal  
25 appropriation are provided solely for the exchange, in close  
26 consultation with the health and human services enterprise coalition  
27 (coalition), to develop a report on the next steps required for  
28 information technology solutions for an integrated health and human  
29 services eligibility solution. The report must include, but is not  
30 limited to a:

31 (i) Technical approach and architecture;

32 (ii) Roadmap and implementation plan for modernizing and  
33 integrating the information technology eligibility and enrollment  
34 system for including, but not limited to, medicaid, basic food, child  
35 care assistance, cash assistance, and other health and human service  
36 program benefits, beginning with classic medicaid; and

37 (iii) Discussion of how an integrated health and human services  
38 solution would:

39 (A) Comply with federal requirements;

- 1 (B) Maximize efficient use of staff time;
- 2 (C) Support accurate and secure client eligibility information;
- 3 (D) Improve the client enrollment experience; and
- 4 (E) Provide other notable coalition agency impacts.

5 (b) The exchange, in coordination with the coalition, must submit  
6 the report to the governor and appropriate committees of the  
7 legislature by January 15, 2022.

8 (4) \$1,634,000 of the health benefit exchange account—state  
9 appropriation and \$592,000 of the general fund—federal appropriation  
10 are provided solely for healthplanfinder enhancement activities.  
11 These amounts are subject to the conditions, limitations, and review  
12 provided in section 701 of this act.

13 (5) \$1,324,000 of the health benefit exchange account—state  
14 appropriation and \$2,740,000 of the general fund—federal  
15 appropriation are provided solely for the modernizing  
16 healthplanfinder project. These amounts are subject to the  
17 conditions, limitations, and review provided in section 701 of this  
18 act.

19 (6) \$250,000 of the general fund—federal appropriation (CRRSA)  
20 and \$150,000 of the general fund—federal appropriation (ARPA) are  
21 provided solely for pass-through funding to one or more lead  
22 navigator organizations to promote access to health services through  
23 outreach and insurance plan enrollment assistance for employees  
24 working in a licensed child care facility.

25 (7) (a) (~~(\$25,171,000)~~) \$1,171,000 of the general fund—federal  
26 appropriation (CRRSA) and \$5,095,000 of the general fund—federal  
27 appropriation (ARPA) are provided solely for the exchange to  
28 implement a health care insurance premium assistance program for  
29 employees who work in licensed child care facilities. The general  
30 fund—federal appropriation (CRRSA) must be expended by September 30,  
31 2022.

32 (b) An individual is eligible for the child care premium  
33 assistance program for the remainder of the plan year if the  
34 individual:

- 35 (i) Is an employee working in a licensed child care facility;
- 36 (ii) Enrolls in a silver standardized health plan under RCW  
37 43.71.095;
- 38 (iii) Prior to January 1, (~~2023~~) 2024, has income that is less  
39 than 300 percent of the federal poverty level;

1 (iv) Applies for and accepts all federal advance premium tax  
2 credits for which he or she may be eligible before receiving any  
3 state premium assistance;

4 (v) Is ineligible for minimum essential coverage through  
5 medicare, a federal or state medical assistance program administered  
6 by the health care authority under chapter 74.09 RCW, or for premium  
7 assistance under RCW 43.71A.020; and

8 (vi) Meets other eligibility criteria as established by the  
9 exchange.

10 (c) Subject to the availability of amounts provided in this  
11 subsection, the exchange shall pay the premium cost for a qualified  
12 health plan for an individual who is eligible for the child care  
13 premium assistance program under (b) of this subsection.

14 (d) The exchange may disqualify a participant from the program if  
15 the participant:

16 (i) No longer meets the eligibility criteria in (b) of this  
17 subsection;

18 (ii) Fails, without good cause, to comply with procedural or  
19 documentation requirements established by the exchange in accordance  
20 with (e) of this subsection;

21 (iii) Fails, without good cause, to notify the exchange of a  
22 change of address in a timely manner;

23 (iv) Voluntarily withdraws from the program; or

24 (v) Performs an act, practice, or omission that constitutes  
25 fraud, and, as a result, an insurer rescinds the participant's policy  
26 for the qualified health plan.

27 (e) The exchange shall establish:

28 (i) Procedural requirements for eligibility and continued  
29 participation in any premium assistance program under this section,  
30 including participant documentation requirements that are necessary  
31 to administer the program; and

32 (ii) Procedural requirements for facilitating payments to and  
33 from carriers.

34 (f) The program must be implemented no later than November 1,  
35 2021.

36 (g) No later than October 1, 2022, the exchange shall submit a  
37 report to the governor and appropriate committees of the legislature  
38 on the implementation of the child care premium assistance program  
39 including, but not limited to:

1 (i) The number of individuals participating in the program to  
2 date; and

3 (ii) The actual costs of the program to date, including agency  
4 administrative costs.

5 (8) \$136,000 of the general fund—state appropriation for fiscal  
6 year 2022, \$136,000 of the general fund—state appropriation for  
7 fiscal year 2023, \$254,000 of the health benefit exchange account—  
8 state appropriation, and \$274,000 of the general fund—federal  
9 appropriation are provided solely for pass through funding in the  
10 annual amount of \$100,000 for the lead navigator organization in the  
11 four regions with the highest concentration of COFA citizens to:

12 (a) Support a staff position for someone from the COFA community  
13 to provide enrollment assistance to the COFA community beyond the  
14 scope of the current COFA program; and

15 (b) Support COFA community led outreach and enrollment activities  
16 that help COFA citizens obtain and access health and dental coverage.

17 (9) \$142,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$538,000 of the general fund—federal appropriation are  
19 provided solely for the implementation of Substitute Senate Bill No.  
20 5068 (postpartum period/medicaid) and section 9812 of the American  
21 rescue plan act of 2021.

22 (10) \$8,012,000 of the health benefit exchange account—state  
23 appropriation is provided solely to implement Engrossed Second  
24 Substitute Senate Bill No. 5377 (standardized health plans). (~~If the~~  
25 ~~bill is not enacted by June 30, 2021, the amount provided in this~~  
26 ~~subsection shall lapse.~~)

27 (11) \$50,000,000 of the state health care affordability account—  
28 state appropriation is provided solely for the exchange to administer  
29 a premium assistance program, beginning for plan year 2023, as  
30 established in Engrossed Second Substitute Senate Bill No. 5377  
31 (standardized health plans), and this is the maximum amount the  
32 exchange may expend for this purpose. An individual is eligible for  
33 the premium assistance provided if the individual: (a) Has income up  
34 to 250 percent of the federal poverty level; and (b) meets other  
35 eligibility criteria as established in section 1(4)(a) of Engrossed  
36 Second Substitute Senate Bill No. 5377 (standardized health plans).

37 (12)(a) Within amounts appropriated in this section, the  
38 exchange, in close consultation with the authority and the office of  
39 the insurance commissioner, shall explore opportunities to facilitate

1 enrollment of Washington residents who do not qualify for non-  
2 emergency medicaid or federal affordability programs in a state-  
3 funded program no later than plan year 2024.

4 (b) If an opportunity to apply to the secretary of health and  
5 human services under 42 U.S.C. Sec. 18052 for a waiver is identified  
6 or other federal flexibilities are available, the exchange, in  
7 collaboration with the office of the insurance commissioner and the  
8 authority may develop an application to be submitted by the  
9 authority. If an application is submitted, the authority must notify  
10 the chairs and ranking minority members of the appropriate policy and  
11 fiscal committees of the legislature.

12 (c) Any application submitted under this subsection must meet all  
13 federal public notice and comment requirements under 42 U.S.C. Sec.  
14 18052(a)(4)(B), including public hearings to ensure a meaningful  
15 level of public input.

16 (d) \$50,000 of the general fund—state appropriation for fiscal  
17 year 2022 and \$2,891,000 of the general fund—state appropriation for  
18 fiscal year 2023 are provided solely for system updates and community  
19 led engagement activities necessary to implement the waiver and is  
20 subject to the conditions, limitations, and review provided in  
21 section 701 of this act.

22 (13) \$733,000 of the general fund—state appropriation for fiscal  
23 year 2023 is provided solely for system upgrades necessary for the  
24 anticipated expansion of medicaid equivalent health care coverage to  
25 uninsured adults with income up to 138 percent of the federal poverty  
26 level regardless of immigration status in collaboration with the  
27 health care authority and is subject to the conditions, limitations,  
28 and review provided in section 701 of this act.

29 (14) \$20,000 of the general fund—state appropriation for fiscal  
30 year 2023 is provided solely for the exchange, in collaboration with  
31 the state board of community and technical colleges, the student  
32 achievement council, and the council of presidents, to provide  
33 educational resources and ongoing assister training to support the  
34 operations of a pilot program to help connect students, including  
35 those enrolled in state registered apprenticeship programs, with  
36 health care coverage.

37 (15) \$1,000,000 of the general fund—state appropriation for  
38 fiscal year 2023 is provided solely for one-time activities to  
39 promote continuous coverage for individuals losing coverage through

1 Washington apple health at the end of the COVID-19 public health  
2 emergency.

3 (16) \$5,000,000 of the health care affordability account—state  
4 appropriation is provided solely to provide premium assistance for  
5 customers ineligible for federal premium tax credits who meet the  
6 eligibility criteria established in subsection (11)(a) of this  
7 section, and is contingent upon approval of the applicable waiver  
8 described in subsection (12)(b) of this section.

9 (17) \$150,000 of the health benefit exchange account—state  
10 appropriation is provided solely for the exchange to fulfill the  
11 cascade care legislative reporting requirements in chapter 246, Laws  
12 of 2021.

13 **Sec. 215.** 2021 c 334 s 215 (uncodified) is amended to read as  
14 follows:

15 **FOR THE STATE HEALTH CARE AUTHORITY—COMMUNITY BEHAVIORAL HEALTH**  
16 **PROGRAM**

17	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$667,948,000</del> ))
18		<u>\$688,097,000</u>
19	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$733,456,000</del> ))
20		<u>\$986,109,000</u>
21	General Fund—Federal Appropriation. . . . .	(( <del>\$2,593,457,000</del> ))
22		<u>\$2,883,082,000</u>
23	General Fund—Private/Local Appropriation. . . . .	(( <del>\$37,325,000</del> ))
24		<u>\$37,676,000</u>
25	Criminal Justice Treatment Account—State	
26	Appropriation. . . . .	\$21,988,000
27	Problem Gambling Account—State Appropriation. . . . .	(( <del>\$1,963,000</del> ))
28		<u>\$2,113,000</u>
29	Dedicated Marijuana Account—State Appropriation	
30	(FY 2022). . . . .	\$28,493,000
31	Dedicated Marijuana Account—State Appropriation	
32	(FY 2023). . . . .	(( <del>\$28,493,000</del> ))
33		<u>\$28,543,000</u>
34	Coronavirus State Fiscal Recovery Fund—Federal	
35	Appropriation. . . . .	\$31,000,000
36	TOTAL APPROPRIATION. . . . .	(( <del>\$4,144,123,000</del> ))
37		<u>\$4,707,101,000</u>



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

3 (1) For the purposes of this section, "behavioral health  
4 entities" means managed care organizations and behavioral health  
5 administrative services organizations that reimburse providers for  
6 behavioral health services.

7 (2) Within the amounts appropriated in this section, funding is  
8 provided for implementation of the settlement agreement under  
9 *Trueblood, et al. v. Department of Social and Health Services, et*  
10 *al.*, United States District Court for the Western District of  
11 Washington, Cause No. 14-cv-01178-MJP. In addition to amounts  
12 provided solely for implementation of the settlement agreement, class  
13 members must have access to supports and services funded throughout  
14 this section for which they meet eligibility and medical necessity  
15 requirements. The authority must include language in contracts that  
16 requires regional behavioral health entities to develop and implement  
17 plans for improving access to timely and appropriate treatment for  
18 individuals with behavioral health needs and current or prior  
19 criminal justice involvement who are eligible for services under  
20 these contracts.

21 (3) \$22,643,000 of the general fund—state appropriation for  
22 fiscal year 2022, \$27,143,000 of the general fund—state appropriation  
23 for fiscal year 2023, and \$9,073,000 of the general fund—federal  
24 appropriation are provided solely to continue the phase-in of the  
25 settlement agreement under *Trueblood, et al. v. Department of Social*  
26 *and Health Services, et al.*, United States District Court for the  
27 Western District of Washington, Cause No. 14-cv-01178-MJP. The  
28 authority, in collaboration with the department of social and health  
29 services and the criminal justice training commission, must implement  
30 the provisions of the settlement agreement pursuant to the timeline  
31 and implementation plan provided for under the settlement agreement.  
32 This includes implementing provisions related to competency  
33 evaluations, competency restoration, crisis diversion and supports,  
34 education and training, and workforce development.

35 (4) \$9,031,000 of the general fund—state appropriation for fiscal  
36 year 2023 and \$219,000 of the general fund—federal appropriation are  
37 provided solely to continue the diversion grant programs funded  
38 through contempt fines pursuant to *Trueblood, et al. v. Department of*  
39 *Social and Health Services, et al.*, United States District Court for

1 the Western District of Washington, Cause No. 14-cv-01178-MJP, to  
2 provide assessments, mental health services, substance abuse  
3 treatment, case management, employment, and social services.

4 (5) ((~~\$10,424,000~~)) \$12,926,000 of the general fund—state  
5 appropriation for fiscal year 2022, ((~~\$10,424,000~~)) \$12,926,000 of  
6 the general fund—state appropriation for fiscal year 2023, and  
7 \$23,444,000 of the general fund—federal appropriation are provided  
8 solely for the authority and behavioral health entities to continue  
9 to contract for implementation of high-intensity programs for  
10 assertive community treatment (PACT) teams. In determining the  
11 proportion of medicaid and nonmedicaid funding provided to behavioral  
12 health entities with PACT teams, the authority shall consider the  
13 differences between behavioral health entities in the percentages of  
14 services and other costs associated with the teams that are not  
15 reimbursable under medicaid. The authority may allow behavioral  
16 health entities which have nonmedicaid reimbursable costs that are  
17 higher than the nonmedicaid allocation they receive under this  
18 section to supplement these funds with local dollars or funds  
19 received under subsection ((~~(6)~~)) (7) of this section. The authority  
20 and behavioral health entities shall maintain consistency with all  
21 essential elements of the PACT evidence-based practice model in  
22 programs funded under this section.

23 ((~~(5)~~)) (6) \$3,520,000 of the general fund—federal appropriation  
24 is provided solely for the authority to maintain a pilot project to  
25 incorporate peer bridging staff into behavioral health regional teams  
26 that provide transitional services to individuals returning to their  
27 communities.

28 ((~~(6)~~—\$95,066,000)) (7) \$95,822,000 of the general fund—state  
29 appropriation for fiscal year 2022 and ((~~\$95,066,000~~)) \$96,633,000 of  
30 the general fund—state appropriation for fiscal year 2023 are  
31 provided solely for persons and services not covered by the medicaid  
32 program. To the extent possible, levels of behavioral health entity  
33 spending must be maintained in the following priority order: Crisis  
34 and commitment services; community inpatient services; and  
35 residential care services, including personal care and emergency  
36 housing assistance. These amounts must be distributed to behavioral  
37 health entities as follows:

38 (a) \$72,275,000 of the general fund—state appropriation for  
39 fiscal year 2022 and \$72,275,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the  
2 authority to contract with behavioral health administrative service  
3 organizations for behavioral health treatment services not covered  
4 under the medicaid program. Within these amounts, behavioral health  
5 administrative service organizations must provide a two percent rate  
6 increase to providers receiving state funds for nonmedicaid services  
7 under this section effective July 1, 2021.

8 (b) (~~(\$22,791,000)~~) \$23,547,000 of the general fund—state  
9 appropriation for fiscal year 2022 and (~~(\$22,791,000)~~) \$24,358,000 of  
10 the general fund—state appropriation for fiscal year 2023 are  
11 provided solely for the authority to contract with medicaid managed  
12 care organizations for wraparound services to medicaid enrolled  
13 individuals that are not covered under the medicaid program and for  
14 the state share of costs for exceptional medicaid behavioral health  
15 personal care services. Within the amounts provided in this  
16 subsection:

17 (i) Medicaid managed care organizations must provide a two  
18 percent rate increase to providers receiving state funding for  
19 nonmedicaid services under this section effective July 1, 2021.

20 (ii) The authority shall assure that managed care organizations  
21 reimburse the department of social and health services aging and long  
22 term support administration for the general fund—state cost of  
23 exceptional behavioral health personal care services for medicaid  
24 enrolled individuals who require these because of a psychiatric  
25 disability. Funding for the federal share of these services is  
26 separately appropriated to the department of social and health  
27 services.

28 (c) The authority shall coordinate with the department of social  
29 and health services to develop and submit to the centers for medicare  
30 and medicaid services an application to provide a 1915(i) state plan  
31 home and community-based services benefit. The application shall be  
32 developed to allow for the delivery of wraparound supportive  
33 behavioral health services for individuals with mental illnesses who  
34 also have a personal care need. The waiver shall be developed to  
35 standardize coverage and administration, improve the current benefit  
36 design, and clarify roles in administration of the behavioral health  
37 personal care services benefit. By December 1, 2021, the authority,  
38 in coordination with the department of social and health services,  
39 must submit a report to the office of financial management and the

1 appropriate committees of the legislature which provides the  
2 following:

3 (i) A description of the new benefit design developed for the  
4 waiver, including a description of the services to be provided and  
5 the responsibility for payment under the waiver;

6 (ii) Estimates of the number of individuals to be served annually  
7 under the new waiver and the estimated state and federal fiscal costs  
8 for the managed care organizations and the department of social and  
9 health services;

10 (iii) A comparison estimate of the number of individuals to  
11 receive behavioral health personal care services annually under the  
12 current benefit structure and the estimated state and federal fiscal  
13 costs for the managed care organizations and the department of social  
14 and health services; and

15 (iv) A status update on the development and submission of the  
16 waiver with an estimated timeline for approval and implementation of  
17 the new wraparound services benefit.

18 ~~((7))~~ (8) The authority is authorized to continue to contract  
19 directly, rather than through contracts with behavioral health  
20 entities for children's long-term inpatient facility services.

21 ~~((8))~~ (9) \$1,204,000 of the general fund—state appropriation  
22 for fiscal year 2022 and \$1,204,000 of the general fund—state  
23 appropriation for fiscal year 2023 are provided solely to reimburse  
24 Pierce and Spokane counties for the cost of conducting one hundred  
25 eighty-day commitment hearings at the state psychiatric hospitals.

26 ~~((9))~~ (10) Behavioral health entities may use local funds to  
27 earn additional federal medicaid match, provided the locally matched  
28 rate does not exceed the upper-bound of their federally allowable  
29 rate range, and provided that the enhanced funding is used only to  
30 provide medicaid state plan or waiver services to medicaid clients.  
31 Additionally, behavioral health entities may use a portion of the  
32 state funds allocated in accordance with subsection ~~((6))~~ (7) of  
33 this section to earn additional medicaid match, but only to the  
34 extent that the application of such funds to medicaid services does  
35 not diminish the level of crisis and commitment, community inpatient,  
36 residential care, and outpatient services presently available to  
37 persons not eligible for medicaid.

38 ~~((10))~~ (11) \$2,291,000 of the general fund—state appropriation  
39 for fiscal year 2022 and \$2,291,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for mental  
2 health services for mentally ill offenders while confined in a county  
3 or city jail and for facilitating access to programs that offer  
4 mental health services upon release from confinement. The authority  
5 must collect information from the behavioral health entities on their  
6 plan for using these funds, the numbers of individuals served, and  
7 the types of services provided and submit a report to the office of  
8 financial management and the appropriate fiscal committees of the  
9 legislature by December 1st of each year of the biennium.

10 ~~((11))~~ (12) Within the amounts appropriated in this section,  
11 funding is provided for the authority to develop and phase in  
12 intensive mental health services for high needs youth consistent with  
13 the settlement agreement in *T.R. v. Dreyfus and Porter*.

14 ~~((12))~~ (13) The authority must establish minimum and maximum  
15 funding levels for all reserves allowed under behavioral health  
16 administrative service organization contracts and include contract  
17 language that clearly states the requirements and limitations. The  
18 authority must monitor and ensure that behavioral health  
19 administrative service organization reserves do not exceed maximum  
20 levels. The authority must monitor revenue and expenditure reports  
21 and must require a behavioral health administrative service  
22 organization to submit a corrective action plan on how it will spend  
23 its excess reserves within a reasonable period of time, when its  
24 reported reserves exceed maximum levels established under the  
25 contract. The authority must review and approve such plans and  
26 monitor to ensure compliance. If the authority determines that a  
27 behavioral health administrative service organization has failed to  
28 provide an adequate excess reserve corrective action plan or is not  
29 complying with an approved plan, the authority must reduce payments  
30 to the entity in accordance with remedial actions provisions included  
31 in the contract. These reductions in payments must continue until the  
32 authority determines that the entity has come into substantial  
33 compliance with an approved excess reserve corrective action plan.

34 ~~((13))~~ (14) During the 2021-2023 fiscal biennium, any amounts  
35 provided in this section that are used for case management services  
36 for pregnant and parenting women must be contracted directly between  
37 the authority and pregnant and parenting women case management  
38 providers.

39 ~~((14))~~ (15) Within the amounts appropriated in this section,  
40 the authority may contract with the University of Washington and

1 community-based providers for the provision of the parent-child  
2 assistance program or other specialized chemical dependency case  
3 management providers for pregnant, post-partum, and parenting women.  
4 For all contractors: (a) Service and other outcome data must be  
5 provided to the authority by request; and (b) indirect charges for  
6 administering the program must not exceed ten percent of the total  
7 contract amount.

8 ~~((15))~~ (16) \$3,500,000 of the general fund—federal  
9 appropriation is provided solely for the continued funding of  
10 existing county drug and alcohol use prevention programs.

11 ~~((16))~~ (17) Within the amounts provided in this section,  
12 behavioral health entities must provide outpatient chemical  
13 dependency treatment for offenders enrolled in the medicaid program  
14 who are supervised by the department of corrections pursuant to a  
15 term of community supervision. Contracts with behavioral health  
16 entities must require that behavioral health entities include in  
17 their provider network specialized expertise in the provision of  
18 manualized, evidence-based chemical dependency treatment services for  
19 offenders. The department of corrections and the authority must  
20 develop a memorandum of understanding for department of corrections  
21 offenders on active supervision who are medicaid eligible and meet  
22 medical necessity for outpatient substance use disorder treatment.  
23 The agreement will ensure that treatment services provided are  
24 coordinated, do not result in duplication of services, and maintain  
25 access and quality of care for the individuals being served. The  
26 authority must provide all necessary data, access, and reports to the  
27 department of corrections for all department of corrections offenders  
28 that receive medicaid paid services.

29 ~~((17))~~ (18) The criminal justice treatment account—state  
30 appropriation is provided solely for treatment and treatment support  
31 services for offenders with a substance use disorder pursuant to RCW  
32 71.24.580. The authority must offer counties the option to administer  
33 their share of the distributions provided for under RCW  
34 71.24.580(5)(a). If a county is not interested in administering the  
35 funds, the authority shall contract with behavioral health entities  
36 to administer these funds consistent with the plans approved by local  
37 panels pursuant to RCW 71.24.580(5)(b). Funding from the criminal  
38 justice treatment account may be used to provide treatment and  
39 support services through the conclusion of an individual's treatment  
40 plan to individuals participating in a drug court program as of

1 February 24, 2021, if that individual wishes to continue treatment  
2 following dismissal of charges they were facing under RCW  
3 69.50.4013(1). Such participation is voluntary and contingent upon  
4 substantial compliance with drug court program requirements. The  
5 authority must provide a report to the office of financial management  
6 and the appropriate committees of the legislature which identifies  
7 the distribution of criminal justice treatment account funds by  
8 September 30, 2021.

9 ~~((18))~~ (19) \$6,858,000 of the general fund—state appropriation  
10 for fiscal year 2022, \$6,858,000 of the general fund—state  
11 appropriation for fiscal year 2023, and \$8,046,000 of the general  
12 fund—federal appropriation are provided solely to maintain crisis  
13 triage or stabilization centers that were originally funded in the  
14 2017-2019 fiscal biennium. Services in these facilities may include  
15 crisis stabilization and intervention, individual counseling, peer  
16 support, medication management, education, and referral assistance.  
17 The authority shall monitor each center's effectiveness at lowering  
18 the rate of state psychiatric hospital admissions.

19 ~~((19))~~ (20) \$9,795,000 of the general fund—state appropriation  
20 for fiscal year 2022, \$10,015,000 of the general fund—state  
21 appropriation for fiscal year 2023, and \$15,025,000 of the general  
22 fund—federal appropriation are provided solely for the operation of  
23 secure withdrawal management and stabilization facilities. The  
24 authority may not use any of these amounts for services in facilities  
25 that are subject to federal funding restrictions that apply to  
26 institutions for mental diseases, unless they have received a waiver  
27 that allows for full federal participation in these facilities.  
28 Within these amounts, funding is provided to increase the fee for  
29 service rate for these facilities up to \$650 per day. The authority  
30 must require in contracts with behavioral health entities that,  
31 beginning in calendar year 2020, they pay no lower than the fee for  
32 service rate. The authority must coordinate with regional behavioral  
33 health entities to identify and implement purchasing strategies or  
34 regulatory changes that increase access to services for individuals  
35 with complex behavioral health needs at secure withdrawal management  
36 and stabilization facilities.

37 ~~((20))~~ (21) \$23,090,000 of the general fund—state appropriation  
38 for fiscal year 2022, \$23,090,000 of the general fund—state  
39 appropriation for fiscal year 2023, and \$92,444,000 of the general

1 fund—federal appropriation are provided solely to maintain the  
2 enhancement of community-based behavioral health services that was  
3 initially funded in fiscal year 2019. Twenty percent of the general  
4 fund—state appropriation amounts for each regional service area must  
5 be contracted to the behavioral health administrative services  
6 organizations and used to increase their nonmedicaid funding  
7 allocations and the remainder must be provided to the medicaid  
8 managed care organizations providing apple health integrated managed  
9 care. The medicaid funding is intended to maintain increased rates  
10 for behavioral health services provided by licensed and certified  
11 community behavioral health agencies as defined by the department of  
12 health. For the behavioral health administrative services  
13 organizations, this funding must be allocated to each region based  
14 upon the population of the region. For managed care organizations,  
15 this funding must be provided through the behavioral health portion  
16 of the medicaid integrated managed care capitation rates. The  
17 authority must require the managed care organizations to provide a  
18 report that details the methodology the managed care organization  
19 used to distribute this funding to their contracted behavioral health  
20 providers. The report submitted by behavioral health administrative  
21 service organizations and managed care organizations must identify  
22 mechanisms employed to disperse the funding as well as estimated  
23 impacts to behavioral health providers in the community. The  
24 authority must submit a report to the legislature by December 1st of  
25 each year of the biennium, summarizing the information regarding the  
26 distribution of the funding provided under this subsection.

27 ~~((+21))~~ (22) \$1,401,000 of the general fund—state appropriation  
28 for fiscal year 2022, \$1,401,000 of the general fund—state  
29 appropriation for fiscal year 2023, and \$3,210,000 of the general  
30 fund—federal appropriation are provided solely for the implementation  
31 of intensive behavioral health treatment facilities within the  
32 community behavioral health service system pursuant to chapter 324,  
33 Laws of 2019 (2SHB 1394).

34 ~~((+22))~~ (23) (a) \$12,878,000 of the dedicated marijuana account—  
35 state appropriation for fiscal year 2022 and \$12,878,000 of the  
36 dedicated marijuana account—state appropriation for fiscal year 2023  
37 are provided for:



1 (i) A memorandum of understanding with the department of  
2 children, youth, and families to provide substance abuse treatment  
3 programs;

4 (ii) A contract with the Washington state institute for public  
5 policy to conduct a cost-benefit evaluation of the implementations of  
6 chapter 3, Laws of 2013 (Initiative Measure No. 502);

7 (iii) Designing and administering the Washington state healthy  
8 youth survey and the Washington state young adult behavioral health  
9 survey;

10 (iv) Maintaining increased services to pregnant and parenting  
11 women provided through the parent child assistance program;

12 (v) Grants to the office of the superintendent of public  
13 instruction for life skills training to children and youth;

14 (vi) Maintaining increased prevention and treatment service  
15 provided by tribes and federally recognized American Indian  
16 organization to children and youth;

17 (vii) Maintaining increased residential treatment services for  
18 children and youth;

19 (viii) Training and technical assistance for the implementation  
20 of evidence-based, research based, and promising programs which  
21 prevent or reduce substance use disorder;

22 (ix) Expenditures into the home visiting services account; and

23 (x) Grants to community-based programs that provide prevention  
24 services or activities to youth.

25 (b) The authority must allocate the amounts provided in (a) of  
26 this subsection amongst the specific activities proportionate to the  
27 fiscal year 2021 allocation.

28 (~~((+23))~~) (24) (a) \$1,125,000 of the general fund—state  
29 appropriation for fiscal year 2022 and \$1,125,000 of the general fund  
30 —state appropriation for fiscal year 2023 is provided solely for  
31 Spokane behavioral health entities to implement services to reduce  
32 utilization and the census at eastern state hospital. Such services  
33 must include:

34 (i) High intensity treatment team for persons who are high  
35 utilizers of psychiatric inpatient services, including those with co-  
36 occurring disorders and other special needs;

37 (ii) Crisis outreach and diversion services to stabilize in the  
38 community individuals in crisis who are at risk of requiring  
39 inpatient care or jail services;

1 (iii) Mental health services provided in nursing facilities to  
2 individuals with dementia, and consultation to facility staff  
3 treating those individuals; and

4 (iv) Services at the sixteen-bed evaluation and treatment  
5 facility.

6 (b) At least annually, the Spokane county behavioral health  
7 entities shall assess the effectiveness of these services in reducing  
8 utilization at eastern state hospital, identify services that are not  
9 optimally effective, and modify those services to improve their  
10 effectiveness.

11 ~~((24))~~ (25) \$1,850,000 of the general fund—state appropriation  
12 for fiscal year 2022, \$1,850,000 of the general fund—state  
13 appropriation for fiscal year 2023, and \$13,312,000 of the general  
14 fund—federal appropriation are provided solely for substance use  
15 disorder peer support services included in behavioral health  
16 capitation rates in accordance with section 213(5)(ss), chapter 299,  
17 Laws of 2018. The authority shall require managed care organizations  
18 to provide access to peer support services for individuals with  
19 substance use disorders transitioning from emergency departments,  
20 inpatient facilities, or receiving treatment as part of hub and spoke  
21 networks.

22 ~~((25))~~ (26) \$1,256,000 of the general fund—state appropriation  
23 for fiscal year 2022, \$1,256,000 of the general fund—state  
24 appropriation for fiscal year 2023, and \$2,942,000 of the general  
25 fund—federal appropriation are provided solely for the authority to  
26 maintain an increase in the number of residential beds for pregnant  
27 and parenting women originally funded in the 2019-2021 fiscal  
28 biennium.

29 ~~((26))~~ (27) \$1,423,000 of the general fund—state appropriation  
30 for fiscal year 2022, \$1,423,000 of the general fund—state  
31 appropriation for fiscal year 2023, and \$5,908,000 of the general  
32 fund—federal appropriation are provided solely for the authority to  
33 continue to implement discharge wraparound services for individuals  
34 with complex behavioral health conditions transitioning or being  
35 diverted from admission to psychiatric inpatient programs. The  
36 authority must coordinate with the department of social and health  
37 services in establishing the standards for these programs.

38 ~~((27))~~ (28) \$350,000 of the general fund—federal appropriation  
39 is provided solely to contract with a nationally recognized recovery

1 residence organization and to provide technical assistance to  
2 operators of recovery residences seeking certification in accordance  
3 with chapter 264, Laws of 2019 (2SHB 1528).

4 ~~((28))~~ (29) \$500,000 of the general fund—state appropriation  
5 for fiscal year 2022, \$500,000 of the general fund—state  
6 appropriation for fiscal year 2023, and \$1,000,000 of the general  
7 fund—federal appropriation are provided solely for the authority to  
8 maintain a memorandum of understanding with the criminal justice  
9 training commission to provide funding for community grants pursuant  
10 to chapter 378, Laws of 2019 (2SHB 1767).

11 ~~((29))~~ (30) \$3,396,000 of the general fund—state appropriation  
12 for fiscal year 2022, \$3,396,000 of the general fund—state  
13 appropriation for fiscal year 2023, and \$16,200,000 of the general  
14 fund—federal appropriation are provided solely for support of and to  
15 continue to increase clubhouse ~~((facilities))~~ programs across the  
16 state. The authority shall work with the centers for medicare and  
17 medicaid services to review opportunities to include clubhouse  
18 services as an optional "in lieu of" service in managed care  
19 organization contracts in order to maximize federal participation.  
20 The authority must provide a report to the office of financial  
21 management and the appropriate committees of the legislature on the  
22 status of efforts to implement clubhouse programs and receive federal  
23 approval for including these services in managed care organization  
24 contracts as an optional "in lieu of" service by December 1, 2022.

25 ~~((30))~~ (31) \$947,000 of the general fund—state appropriation  
26 for fiscal year 2022, \$947,000 of the general fund—state  
27 appropriation for fiscal year 2023, and \$1,896,000 of the general  
28 fund—federal appropriation are provided solely for the authority to  
29 implement a statewide plan to implement evidence-based coordinated  
30 specialty care programs that provide early identification and  
31 intervention for psychosis in behavioral health agencies in  
32 accordance with chapter 360, Laws of 2019 (2SSB 5903).

33 ~~((31))~~ (32) \$708,000 of the general fund—state appropriation  
34 for fiscal year 2022, \$708,000 of the general fund—state  
35 appropriation for fiscal year 2023, and \$1,598,000 of the general  
36 fund—federal appropriation are provided solely for implementing  
37 mental health peer respite centers and a pilot project to implement a  
38 mental health drop-in center in accordance with chapter 324, Laws of  
39 2019 (2SHB 1394).

1        ~~((32))~~ (33) \$800,000 of the general fund—state appropriation  
2 for fiscal year 2022, \$800,000 of the general fund—state  
3 appropriation for fiscal year 2023, and \$1,452,000 of the general  
4 fund—federal appropriation are provided solely for the authority to  
5 implement the recommendations of the state action alliance for  
6 suicide prevention, to include suicide assessments, treatment, and  
7 grant management.

8        ~~((33))~~ (34) \$446,000 of the general fund—state appropriation  
9 for fiscal year 2022, \$446,000 of the general fund—state  
10 appropriation for fiscal year 2023, and \$178,000 of the general fund—  
11 federal appropriation are provided solely for the University of  
12 Washington's evidence-based practice institute which supports the  
13 identification, evaluation, and implementation of evidence-based or  
14 promising practices. The institute must work with the authority to  
15 develop a plan to seek private, federal, or other grant funding in  
16 order to reduce the need for state general funds. The authority must  
17 collect information from the institute on the use of these funds and  
18 submit a report to the office of financial management and the  
19 appropriate fiscal committees of the legislature by December 1st of  
20 each year of the biennium.

21        ~~((34))~~ (35) As an element of contractual network adequacy  
22 requirements and reporting, the authority shall direct managed care  
23 organizations to make all reasonable efforts to develop or maintain  
24 contracts with provider networks that leverage local, federal, or  
25 philanthropic funding to enhance effectiveness of medicaid-funded  
26 integrated care services. These networks must promote medicaid  
27 clients' access to a system of services that addresses additional  
28 social support services and social determinants of health as defined  
29 in RCW 43.20.025 in a manner that is integrated with the delivery of  
30 behavioral health and medical treatment services.

31        ~~((35))~~ (36) \$500,000 of the problem gambling account—state  
32 appropriation is provided solely for the authority to contract for a  
33 problem gambling adult prevalence study. The prevalence study must  
34 review both statewide and regional results about beliefs and  
35 attitudes toward gambling, gambling behavior and preferences, and  
36 awareness of treatment services. The study should also estimate the  
37 level of risk for problem gambling and examine correlations with  
38 broader behavioral and mental health measures. The health care

1 authority shall submit results of the prevalence study to the problem  
2 gambling task force and the legislature by June 30, 2022.

3 ~~((36))~~ (37) \$9,000,000 of the criminal justice treatment  
4 account—state appropriation is provided solely for the authority to  
5 maintain funding for new therapeutic courts created or expanded  
6 during fiscal year 2021, or to maintain the fiscal year 2021  
7 expansion of services being provided to an already existing  
8 therapeutic court that engages in evidence-based practices, to  
9 include medication assisted treatment in jail settings pursuant to  
10 RCW 71.24.580. Funding provided under this subsection shall not  
11 supplant existing funds utilized for this purpose.

12 ~~((37))~~ (38) In establishing, re-basing, enhancing, or otherwise  
13 updating medicaid rates for behavioral health services, the authority  
14 and contracted actuaries shall use a transparent process that  
15 provides an opportunity for medicaid managed care organizations,  
16 behavioral health administrative service organizations, and  
17 behavioral health provider agencies, and their representatives, to  
18 review and provide data and feedback on proposed rate changes within  
19 their region or regions of service operation. The authority and  
20 contracted actuaries shall transparently incorporate the information  
21 gained from this process and make adjustments allowable under federal  
22 law when appropriate.

23 ~~((38))~~ (39) The authority shall seek input from representatives  
24 of the managed care organizations (MCOs), licensed community  
25 behavioral health agencies, and behavioral health administrative  
26 service organizations to develop ~~((the format of a report which  
27 addresses revenues and expenditures for the community behavioral  
28 health programs. The report shall include, but not be limited to: (a)  
29 Revenues and expenditures for community behavioral health programs,  
30 including medicaid and nonmedicaid funding; (b) access to services,  
31 service denials, and utilization by state plan modality; (c) claims  
32 denials and record of timely payment to providers; (d) client  
33 demographics; and (e) social and recovery measures and managed care  
34 organization performance measures. The)) specific metrics related to  
35 behavioral health outcomes under integrated managed care. These  
36 metrics must include, but are not limited to, social and recovery  
37 measures, managed care performance measures, access to services, and  
38 claims denials. The authority must work with managed care  
39 organizations and behavioral health administrative service  
40 organizations to integrate these metrics into an annual reporting~~

1 structure designed to evaluate the performance of the behavioral  
2 health system in the state over time. The authority must submit a  
3 report by December 30, 2022, outlining the specific metrics  
4 implemented. Thereafter, the authority shall submit ((the)) a report  
5 for the preceding calendar year to the governor and appropriate  
6 committees of the legislature on or before ((July 1st)) December 30th  
7 of each year detailing the implemented metrics and relevant  
8 performance outcomes for the prior calendar year.

9 ((~~39~~)) (40) \$3,377,000 of the general fund—state appropriation  
10 for fiscal year 2022 and ((~~\$5,177,000~~)) \$8,367,000 of the general  
11 fund—state appropriation for fiscal year 2023 are provided solely for  
12 the authority to implement ((~~two~~)) pilot programs for intensive  
13 outpatient services and partial hospitalization services for certain  
14 children and adolescents.

15 (a) The effective date of the pilot sites is January 1, 2021.

16 (b) The two pilots must be contracted with a hospital that  
17 provides psychiatric inpatient services to children and adolescents  
18 in a city with the largest population east of the crest of the  
19 Cascade mountains and a hospital that provides psychiatric inpatient  
20 services to children and adolescents in a city with the largest  
21 population west of the crest of the Cascade mountains.

22 (c) The authority must establish minimum standards, eligibility  
23 criteria, authorization and utilization review processes, and payment  
24 methodologies for the pilot programs in contract.

25 (d) Eligibility for the pilot sites is limited pursuant to the  
26 following:

27 (i) Children and adolescents discharged from an inpatient  
28 hospital treatment program who require the level of services offered  
29 by the pilot programs in lieu of continued inpatient treatment;

30 (ii) Children and adolescents who require the level of services  
31 offered by the pilot programs in order to avoid inpatient  
32 hospitalization; and

33 (iii) Services may not be offered if there are less costly  
34 alternative community based services that can effectively meet the  
35 needs of an individual referred to the program.

36 (e) The authority must collect data on the pilot sites and work  
37 with the actuaries responsible for establishing managed care rates  
38 for medicaid enrollees to develop and submit a report to the office  
39 of financial management and the appropriate committees of the  
40 legislature. A preliminary report must be submitted by December 1,

1 2021, and a final report must be submitted by December 1, 2022. The  
2 reports must include the following information:

3 (i) A narrative description of the services provided at each  
4 pilot site and identification of any specific gaps the sites were  
5 able to fill in the current continuum of care;

6 (ii) Clinical outcomes and estimated reductions in psychiatric  
7 inpatient costs associated with each of the pilot sites;

8 (iii) Recommendations for whether either or both of the pilot  
9 models should be expanded statewide; whether modifications should be  
10 made to the models to better address gaps in the continuum identified  
11 through the pilot sites, whether the models could be expanded to  
12 community behavioral health providers, and whether statewide  
13 implementation should be achieved through a state plan amendment or  
14 some other mechanism for leveraging federal medicaid match; and

15 (iv) Actuarial projections on the statewide need for services  
16 related to the pilot sites and estimated costs of adding each of the  
17 services to the medicaid behavioral health benefit for children and  
18 adolescents and adults.

19 (f) Of the amounts provided in this subsection, \$2,850,000 of the  
20 general fund—state appropriation for fiscal year 2023 is provided  
21 solely to expand the number of pilot sites to a third location. The  
22 criteria in (c) and (d) of this subsection shall also apply to this  
23 pilot site. Data from this pilot site must be incorporated into the  
24 final report required in (e) of this subsection.

25 ~~((40))~~ (41) (a) \$100,000 of the general fund—federal  
26 appropriation is provided solely for the authority to convene a task  
27 force to examine impacts and changes proposed to the use of criminal  
28 background checks in employment in behavioral health settings, with  
29 the goal of reducing barriers to developing and retaining a robust  
30 behavioral health workforce, while maintaining patient safety  
31 measures. The task force membership must include representatives  
32 from:

33 (i) The office of the attorney general;

34 (ii) The department of health;

35 (iii) The department of social and health services;

36 (iv) The office of the governor; and

37 (v) Others appointed by the authority, including behavioral  
38 health employers and those with lived experience.

1 (b) The task force shall consider any relevant information and  
2 recommendations made available by the work group created under  
3 Substitute House Bill No. 1411 (health care workforce).

4 (c) By December 1, 2021, the authority must submit a report of  
5 the task force's recommendations to the governor and the appropriate  
6 committees of the legislature.

7 (~~(41)~~) (42) \$6,042,000 of the general fund—state appropriation  
8 for fiscal year 2022, \$561,000 of the general fund—state  
9 appropriation for fiscal year 2023, and \$35,415,000 of the general  
10 fund—federal appropriation (CRSSA) are provided solely to promote the  
11 recovery of individuals with substance use disorders through  
12 expansion of substance use disorder services. The authority shall  
13 implement this funding to promote integrated, whole-person care to  
14 individuals with opioid use disorders, stimulant use disorders, and  
15 other substance use disorders. The authority shall use this funding  
16 to support evidence-based and promising practices as follows:

17 (a) \$11,170,000 of the general fund—federal appropriation (CRSSA)  
18 is provided solely for treatment services to low-income individuals  
19 with substance use disorders who are not eligible for services under  
20 the medicaid program and for treatment services that are not covered  
21 under the medicaid program. A minimum of \$9,070,000 of this amount  
22 must be contracted through behavioral health administrative services  
23 organizations. The amounts in this subsection may be used for  
24 services including, but not limited to, outpatient treatment,  
25 residential treatment, mobile opioid use disorder treatment programs,  
26 law enforcement assisted diversion programs, contingency management  
27 interventions, modified assertive community treatment, trauma  
28 informed care, crisis respite, and for reimbursement of one-time  
29 start-up operating costs for opening new beds in withdrawal  
30 management treatment programs.

31 (b) \$2,407,000 of the general fund state—appropriation for fiscal  
32 year 2022, \$561,000 of the general fund—state appropriation for  
33 fiscal year 2023, and \$3,245,000 of the general fund—federal  
34 appropriation (CRSSA) are provided solely for outreach programs that  
35 link individuals with substance use disorders to treatment options to  
36 include medication for opioid use disorder. The authority must  
37 contract for these services with programs that use interdisciplinary  
38 teams, which include peer specialists, to engage and facilitate  
39 linkage to treatment for individuals in community settings such as



1 homeless encampments, shelters, emergency rooms, harm reduction  
2 programs, churches, community service offices, food banks, libraries,  
3 legal offices, and other settings where individuals with substance  
4 use disorders may be engaged. The services must be coordinated with  
5 emergency housing assistance and other services administered by the  
6 authority to promote access to a full continuum of treatment and  
7 recovery support options.

8 (c) \$1,535,000 of the general fund—state appropriation for fiscal  
9 year 2022 and \$10,417,000 of the general fund—federal appropriation  
10 (CRSSA) are provided solely for substance use disorder recovery  
11 support services not covered by the medicaid program including, but  
12 not limited to, emergency housing, recovery housing vouchers,  
13 supported employment, skills training, peer support, peer drop-in  
14 centers, and other community supports.

15 (d) \$1,100,000 of the general fund—state appropriation for fiscal  
16 year 2022 and \$1,750,000 of the general fund—federal appropriation  
17 (CRSSA) are provided solely for efforts to support the recovery of  
18 American Indians and Alaska natives with substance use disorders.  
19 This funding may be used for grants to urban Indian organizations,  
20 tribal opioid prevention media campaigns, and support for government  
21 to government communication, planning, and implementation of opioid  
22 use disorder related projects.

23 (e) \$1,000,000 of the general fund—state appropriation for fiscal  
24 year 2022 is provided solely for a public awareness campaign to  
25 educate youth and young adults with opioid use disorders about harm  
26 reduction, secondary prevention, overdose awareness, fentanyl, and  
27 naloxone.

28 (f) \$7,083,000 of the general fund—federal appropriation (CRSSA)  
29 is provided solely for community services grants that support the  
30 implementation and evaluation of substance use disorder prevention  
31 services.

32 (g) Up to \$1,750,000 of the general fund—federal appropriation  
33 (CRSSA) may be used for the authority's administrative costs  
34 associated with services funded in this subsection (~~((41))~~) (42).

35 (~~((42))~~) (43) \$3,109,000 of the general fund—state appropriation  
36 for fiscal year 2022 and \$3,109,000 of the general fund—state  
37 appropriation for fiscal year 2023 are provided solely for short-term  
38 rental subsidies for individuals with mental health or substance use  
39 disorders. This funding may be used for individuals enrolled in the

1 foundational community support program while waiting for a longer  
2 term resource for rental support or for individuals transitioning  
3 from behavioral health treatment facilities or local jails.  
4 Individuals who would otherwise be eligible for the foundational  
5 community support program but are not eligible because of their  
6 citizenship status may also be served. By December 1, 2021, and  
7 December 1, 2022, the authority must submit a report identifying the  
8 expenditures and number of individuals receiving short-term rental  
9 supports through the agency budget during the prior fiscal year  
10 broken out by region, treatment need, and the demographics of those  
11 served, including but not limited to age, country of origin within  
12 racial/ethnic categories, gender, and immigration status.

13 ~~((43))~~ (44) Within the amounts provided in this section,  
14 sufficient funding is provided for the authority to implement  
15 requirements to provide up to five sessions of intake and assessment  
16 pursuant to Second Substitute House Bill No. 1325 (behavioral health/  
17 youth).

18 ~~((44))~~ (45) \$19,000,000 of the general fund—federal  
19 appropriation (CRSSA) and \$1,600,000 of the general fund—federal  
20 appropriation (ARPA) are provided solely to promote the recovery of  
21 individuals with mental health disorders through expansion of mental  
22 health services. The authority shall implement this funding to  
23 promote integrated, whole-person care through evidence based and  
24 promising practices as follows:

25 (a) \$7,303,000 of the general fund—federal appropriation (CRSSA)  
26 is provided solely for treatment services to low-income individuals  
27 with mental health disorders who are not eligible for services under  
28 the medicaid program and for treatment services that are not covered  
29 under the medicaid program. A minimum of \$6,150,000 of this amount  
30 must be contracted through behavioral health administrative services  
31 organizations. The amounts in this subsection may be used for  
32 services including, but not limited to, outpatient treatment,  
33 residential treatment, law enforcement assisted diversion programs,  
34 modified assertive community treatment, and trauma informed care.

35 (b) \$6,344,000 of the general fund—federal appropriation (CRSSA)  
36 is provided solely for mental health recovery support services not  
37 covered by the medicaid program including, but not limited to,  
38 supportive housing, emergency housing vouchers, supported employment,

1 skills training, peer support, peer drop-in centers, and other  
2 community supports.

3 (c) \$961,000 of the general fund—federal appropriation (CRSSA) is  
4 provided solely for efforts to support the recovery of American  
5 Indians and Alaska natives with mental health disorders.

6 (d) \$1,346,000 of the general fund—federal appropriation (CRSSA)  
7 is provided solely to enhance crisis services and may be used for  
8 crisis respite care.

9 (e) \$2,307,000 of the general fund—federal appropriation (CRSSA)  
10 is provided solely for the expansion of first episode psychosis  
11 programs.

12 (f) Up to \$961,000 of the general fund—federal appropriation  
13 (CRSSA) may be used for the authority's administrative costs  
14 associated with services funded in this subsection.

15 ~~((45))~~ (46) The authority must pursue opportunities for  
16 shifting state costs to the state's unused allocation of federal  
17 institutions for mental disease disproportionate share hospital  
18 funding. The authority must submit a report to the office of  
19 financial management and the appropriate committees of the  
20 legislature by December 1, 2021, which identifies any activities the  
21 authority has implemented or identified to shift state costs to the  
22 unused federal funds and an analysis of the fiscal impacts for these  
23 activities and options.

24 ~~((46))~~ (47) \$500,000 of the general fund—state appropriation  
25 for fiscal year 2022 and \$500,000 of the general fund—state  
26 appropriation for fiscal year 2023 are provided solely for the  
27 authority to implement one-time behavioral health workforce pilot  
28 programs and training support grants pursuant to Engrossed Second  
29 Substitute House Bill No. 1504 (workforce education development act).  
30 Of these amounts, \$440,000 of the general fund—state appropriation  
31 for fiscal year 2022 and \$440,000 of the general fund—state  
32 appropriation for fiscal year 2023 are provided solely for the three  
33 behavioral health workforce pilot programs and \$60,000 of the general  
34 fund—state appropriation for fiscal year 2022 and \$60,000 of the  
35 general fund—state appropriation for fiscal year 2023 are provided  
36 solely for training support grants. ~~((If the bill is not enacted by  
37 June 30, 2021, the amounts provided in this subsection shall lapse.~~

38 ~~(47))~~ (48) \$2,500,000 of the general fund—state appropriation  
39 for fiscal year 2022 and \$2,500,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the  
2 authority to expand efforts to provide opioid use disorder medication  
3 in city, county, regional, and tribal jails. The authority must  
4 submit a report to the office of financial management and the  
5 appropriate committees of the legislature by December 1, 2021, on the  
6 allocation of the fiscal year 2021 funding within this subsection.  
7 The authority must provide a report to the office of financial  
8 management and the appropriate committees of the legislature by  
9 December 1, 2022, on the allocation of the fiscal year 2022 funding  
10 and the expenditures and number of individuals served in fiscal year  
11 2021 by location.

12 ~~((48))~~ (49) \$500,000 of the general fund—federal appropriation  
13 is provided solely to establish an emotional support network program  
14 for individuals employed as peer specialists. The authority must  
15 contract for these services which shall include, but not be limited  
16 to, facilitating support groups for peer specialists, support for the  
17 recovery journeys of the peer specialists themselves, and targeted  
18 support for the secondary trauma inherent in peer work.

19 ~~((49))~~ (50) \$1,800,000 of the general fund—federal  
20 appropriation is provided solely for the authority to contract on a  
21 one-time basis with the University of Washington behavioral health  
22 institute to continue and enhance its efforts related to training and  
23 workforce development. The behavioral health institute shall develop  
24 and disseminate model programs and curricula to address the treatment  
25 needs of individuals with substance use disorders and cooccurring  
26 disorders. The behavioral health institute shall provide consultation  
27 and training to behavioral health agencies in order to improve the  
28 delivery of evidence-based and promising practices and overall  
29 quality of care. Training for providers may include technical  
30 assistance related to payment models, integration of peers, team-  
31 based care, utilization reviews, care transitions, and the infusion  
32 of recovery and resiliency into programming and culture.  
33 Additionally, the behavioral health institute shall provide continued  
34 access to telehealth training and support, including innovative  
35 digital health content. The behavioral health institute shall  
36 evaluate behavioral health inequities in Washington and create a  
37 center of excellence to address behavioral health inequity, including  
38 the need for a more diverse workforce. The behavioral health  
39 institute shall offer an annual conference on race, equity, and  
40 social justice and create a learning management system to provide

1 access to training for publicly funded behavioral health providers  
2 across a range of topics. Specific curricula to be developed within  
3 the amounts provided in this subsection must include:

4 (a) A training for law enforcement officers focused on  
5 understanding substance use disorder and the recovery process and  
6 options and procedures for diversion from the criminal legal system  
7 for individuals with substance use disorder, to be developed in  
8 consultation with the criminal justice training commission; and

9 (b) A curriculum for correctional officers and community  
10 corrections officers focused on motivational interviewing, recovery  
11 coaching, and trauma informed care, developed in consultation with  
12 the department of corrections.

13 ~~((50))~~ (51) \$300,000 of the general fund—state appropriation  
14 for fiscal year 2022 and \$300,000 of the general fund—state  
15 appropriation for fiscal year 2023 are provided solely for a grant to  
16 the north sound behavioral health administrative services  
17 organization to provide trauma-informed counseling services to  
18 children and youth in Whatcom county schools. The services must be  
19 provided by licensed behavioral health professionals who have  
20 training in the provision of trauma-informed care. The behavioral  
21 health administrative services organization must request, from the  
22 office of the superintendent of public instruction, a listing of the  
23 Whatcom county schools that are eligible for high-poverty allocations  
24 from the learning assistance program and prioritize services in these  
25 schools.

26 ~~((51))~~ (52) \$200,000 of the general fund—state appropriation  
27 for fiscal year 2022 and \$200,000 of the general fund—state  
28 appropriation for fiscal year 2023 are provided on a one-time basis  
29 solely for the authority to contract with the north sound behavioral  
30 health administrative services organization to establish the Whatcom  
31 county crisis stabilization center as a pilot project for diversion  
32 from the criminal justice system to appropriate community based  
33 treatment. The pilot shall allow for police officers to place  
34 involuntary holds for up to 12 hours for persons placed at the  
35 facility in accordance with RCW 10.31.110. The amounts provided must  
36 be used to pay for the cost of services at the site not covered under  
37 the medicaid program. The authority must submit a report to the  
38 office of financial management and the appropriate committees of the  
39 legislature by December 1, 2022, including the following information:

1 (a) The total number of individuals served in the crisis  
2 stabilization center broken out by those served on a voluntary basis  
3 versus those served under involuntary treatment holds placed pursuant  
4 to RCW 10.31.110;

5 (b) A summary of the outcomes for each of the groups identified  
6 in (a) of this subsection; and

7 (c) Identification of methods to incentivize or require managed  
8 care organizations to implement payment models for crisis  
9 stabilization providers that recognize the need for the facilities to  
10 operate at full staffing regardless of fluctuations in daily census.

11 ~~((52))~~ (53) \$1,250,000 of the general fund—state appropriation  
12 for fiscal year 2022 and \$1,250,000 of the general fund—state  
13 appropriation for fiscal year 2023 are provided solely for the  
14 authority to contract with the King county behavioral health  
15 administrative services organization to maintain children's crisis  
16 outreach response system services that were previously funded through  
17 the department of children, youth, and families. The authority, in  
18 consultation with the behavioral health administrative services  
19 organization, medicaid managed care organizations, and the actuaries  
20 responsible for developing medicaid managed care rates, must work to  
21 maximize federal funding provided for the children's crisis outreach  
22 response system program and submit a report to the office of  
23 financial management and the appropriate committees of the  
24 legislature by December 1, 2021, on the status of these efforts and  
25 the associated savings in state funds.

26 ~~((53) \$1,762,000)~~ (54) \$881,000 of the general fund—~~((federal))~~  
27 state appropriation ((is)) for fiscal year 2022 and \$881,000 of the  
28 general fund—state appropriation for fiscal year 2023 are provided on  
29 a one-time basis solely for maintaining and increasing resources for  
30 peer support programs and for the authority to contract with an  
31 organization to assist with the recruitment of individuals to work as  
32 behavioral health peers with a specific focus on black, indigenous,  
33 and people of color communities. The authority must submit a  
34 preliminary report to the office of financial management and the  
35 appropriate committees of the legislature on the status of these  
36 efforts by December 1, 2021, and a final report including  
37 identification of the number and demographics of individuals  
38 recruited into behavioral health peer positions by December 1, 2022.

1        (~~(54)~~) (55) \$250,000 of the general fund—federal appropriation  
2 is provided solely for the authority to provide crisis response  
3 training to behavioral health peer specialists. The authority must  
4 use these amounts to contract for the development of a specialized 40  
5 hour crisis response training curriculum for behavioral health peer  
6 specialists and to conduct a minimum of one statewide training  
7 session during fiscal year 2022 and one statewide training session  
8 during fiscal year 2023. The training shall focus on preparing  
9 behavioral health peer specialists to work with individuals in  
10 crisis, including providing peer services in emergency departments,  
11 as coresponders with law enforcement, and as part of mobile crisis  
12 teams. The training sessions must be offered free of charge to the  
13 participants and may be offered either virtually or in person as  
14 determined by the authority. By December 1, 2022, the authority must  
15 submit a report to the office of financial management and the  
16 appropriate committees of the legislature on the peer crisis response  
17 curriculum and the number of individuals that received training.

18        (~~(55)~~) (56) \$500,000 of the general fund—federal appropriation  
19 is provided solely for the authority to contract on a one-time basis  
20 with the University of Washington alcohol and drug abuse institute to  
21 develop policy solutions in response to the public health challenges  
22 of high tetrahydrocannabinol potency cannabis. The institute must use  
23 this funding to: Conduct individual interviews with stakeholders and  
24 experts representing different perspectives, facilitate joint  
25 meetings with stakeholders to identify areas of common ground and  
26 consensus, and develop recommendations for state policies related to  
27 cannabis potency and mitigating detrimental health impacts. The  
28 authority must submit the following reports to the office of  
29 financial management and the appropriate committees of the  
30 legislature:

31        (a) An initial report must be submitted by December 31, 2021, and  
32 shall summarize progress made to date, preliminary policy  
33 recommendations, and next steps; and

34        (b) A final report must be submitted by December 31, 2022, and  
35 shall summarize the analysis conducted by the institute, the process  
36 and stakeholders involved, an inventory of relevant cannabis policies  
37 in other states, and recommendations for policy changes to reduce the  
38 negative impacts of high potency cannabis in Washington state.

1        ~~((56))~~ (57) \$8,197,000 of the general fund—state appropriation  
2 for fiscal year 2022, \$8,819,000 of the general fund—state  
3 appropriation for fiscal year 2023, and \$38,025,000 of the general  
4 fund—federal appropriation are provided solely to continue in the  
5 2021-2023 fiscal biennium the two percent increase to medicaid  
6 reimbursement for community behavioral health providers contracted  
7 through managed care organizations that was provided in April 2021.  
8 The authority must employ mechanisms such as directed payment or  
9 other options allowable under federal medicaid law to assure the  
10 funding is used by the managed care organizations for a two percent  
11 provider rate increase as intended and verify this pursuant to the  
12 process established in chapter 285, Laws of 2020 (EHB 2584). The rate  
13 increase shall be implemented to all behavioral health inpatient,  
14 residential, and outpatient providers receiving payment for services  
15 under this section contracted through the medicaid managed care  
16 organizations.

17        ~~((57))~~ (58) \$18,066,000 of the general fund—state appropriation  
18 for fiscal year 2023 and \$35,182,000 of the general fund—federal  
19 appropriation are provided solely to implement a seven percent  
20 increase to medicaid reimbursement for community behavioral health  
21 providers contracted through managed care organizations to be  
22 effective January 1, 2023. The authority must employ mechanisms such  
23 as directed payment or other options allowable under federal medicaid  
24 law to assure the funding is used by the managed care organizations  
25 for a seven percent provider rate increase as intended and verify  
26 this pursuant to the process established in chapter 285, Laws of 2020  
27 (EHB 2584). The rate increase shall be implemented to all behavioral  
28 health inpatient, residential, and outpatient providers contracted  
29 through the medicaid managed care organizations.

30        (59) \$114,000 of the general fund—state appropriation for fiscal  
31 year 2022, \$114,000 of the general fund—state appropriation for  
32 fiscal year 2023, and \$228,000 of the general fund—federal  
33 appropriation are provided solely to increase rates for community  
34 children's long-term inpatient program providers by two percent  
35 effective July 1, 2021.

36        ~~((58))~~ (60) \$117,000 of the general fund—state appropriation  
37 for fiscal year 2022, \$117,000 of the general fund—state  
38 appropriation for fiscal year 2023, and \$168,000 of the general fund—  
39 federal appropriation are provided solely to increase rates for



1 parent child assistance program providers by two percent effective  
2 July 1, 2021.

3 ~~((+59))~~ (61) \$200,000 of the general fund—state appropriation  
4 for fiscal year 2022, \$200,000 of the general fund—state  
5 appropriation for fiscal year 2023, and ~~((+200,000))~~ \$400,000 of the  
6 general fund—federal appropriation are provided solely to support  
7 actuarial work required for the authority to develop behavioral  
8 health comparison rates.

9 ~~((+60))~~ (62) \$205,000 of the general fund—state appropriation  
10 for fiscal year 2022 and \$205,000 of the general fund—state  
11 appropriation for fiscal year 2023 are provided solely for the  
12 authority to contract with the Washington state behavioral health  
13 institute to engage consumers, the University of Washington evidence  
14 based practice institute, and other stakeholders to review current  
15 and emerging data and research and make recommendations regarding  
16 best practices for virtual behavioral health services to children  
17 from prenatal stages through age 25. This work shall focus on the  
18 development of services and supports that deliver clinically-  
19 effective outcomes for children and families and identify safeguards  
20 for "in-person," "audio-video," and "audio only" modes. The review  
21 conducted by the institute shall include the collection and analysis  
22 of data about clinical efficacy of behavioral health services and  
23 supports through virtual modes and methods for determining and  
24 maximizing the health benefits of the different modes. The authority  
25 shall submit data required for this research to the behavioral health  
26 institute in accordance with federal and state laws regarding client  
27 protected information. The department shall submit the following  
28 reports to the office of financial management and the appropriate  
29 committees of the legislature:

30 (a) A preliminary report on the 2022 workplan by December 31,  
31 2021;

32 (b) An initial report with recommendations for standards of care  
33 and best practices for behavioral health services by June 30, 2022;  
34 and

35 (c) A final report with additional refined recommendations and a  
36 research agenda and proposed budget for fiscal year 2024 and beyond  
37 by December 31, 2022.

38 ~~((+61))~~ (63) The authority must claim the enhanced federal  
39 medical assistance participation rate for home and community-based

1 services offered under section 9817 of the American rescue plan act  
2 of 2021 (ARPA). Appropriations made that constitute supplementation  
3 of home and community-based services as defined in section 9817 of  
4 ARPA are listed in LEAP omnibus document HCBS-2021.

5 ~~((+62))~~ (64) \$150,000 of the general fund—federal appropriation  
6 is provided solely for training of behavioral health consumer  
7 advocates. Beginning in July 2022, the authority must enter into a  
8 memorandum of understanding with the department of commerce to  
9 provide support for training of behavioral health consumer advocates  
10 pursuant to Engrossed Second Substitute House Bill No. 1086  
11 (behavioral health consumers).

12 ~~((+63))~~ (65) \$5,000,000 of the general fund—federal  
13 appropriation is provided solely for the authority to maintain  
14 funding for grants to law enforcement assisted diversion programs  
15 outside of King county established pursuant to chapter 314, Laws of  
16 2019 (SSB 5380). By December 1, 2023, the authority, in coordination  
17 with the law enforcement assisted diversion national support bureau,  
18 must collect information and submit a report to the office of  
19 financial management and the appropriate committees of the  
20 legislature on the grant program including a description of the  
21 program model or models used and the number, demographic information,  
22 and measurable outcomes of the individuals served with the funding  
23 provided under this subsection.

24 ~~((+64))~~ (66) \$250,000 of the general fund—state appropriation  
25 for fiscal year 2022 and \$250,000 of the general fund—state  
26 appropriation for fiscal year 2023 are provided solely for the  
27 authority to contract with a statewide mental health nonprofit  
28 organization that provides free community and school-based mental  
29 health education and support programs for consumers and families. The  
30 contractor must use this funding to provide access to programs  
31 tailored to peers living with mental illness as well as family  
32 members of people with mental illness and the community at large.  
33 Services provided by the contracted program shall include education,  
34 support, and assistance to reduce isolation and help consumers and  
35 families understand the services available in their communities.

36 ~~((+65))~~ (67) \$13,374,000 of the general fund—state appropriation  
37 for fiscal year 2022, \$12,474,000 of the general fund—state  
38 appropriation for fiscal year 2023, and \$12,731,000 of the general  
39 fund—federal appropriation are provided solely for increasing local

1 behavioral health mobile crisis response team capacity and ensuring  
2 each region has at least one adult and one children and youth mobile  
3 crisis team that is able to respond to calls coming into the 988  
4 crisis hotline.

5 (a) In prioritizing this funding, the health care authority shall  
6 assure that a minimum of six new children and youth mobile crisis  
7 teams are created and that there is one children and youth mobile  
8 crisis team in each region by the end of fiscal year 2022.

9 (b) In implementing funding for adult and youth mobile crisis  
10 response teams, the authority must establish standards in contracts  
11 with managed care organizations and behavioral health administrative  
12 services organizations for the services provided by these teams.

13 (~~((66) \$42,987,000)~~) (68) \$29,671,000 of the general fund—state  
14 appropriation for fiscal year 2022, (~~((57,253,000))~~) \$37,628,000 of  
15 the general fund—state appropriation for fiscal year 2023, and  
16 (~~((80,040,000))~~) \$44,606,000 of the general fund—federal appropriation  
17 are provided solely for the department to contract with community  
18 hospitals or freestanding evaluation and treatment centers to provide  
19 long-term inpatient care beds as defined in RCW 71.24.025. Within  
20 these amounts, the authority must meet the requirements for  
21 reimbursing counties for the judicial services for patients being  
22 served in these settings in accordance with RCW 71.05.730. The  
23 authority must coordinate with the department of social and health  
24 services in developing the contract requirements, selecting  
25 contractors, and establishing processes for identifying patients that  
26 will be admitted to these facilities. Of the amounts in this  
27 subsection, sufficient amounts are provided in fiscal year 2022 and  
28 fiscal year 2023 for the authority to reimburse community hospitals  
29 and nonhospital residential treatment centers serving clients in  
30 long-term inpatient care beds as defined in RCW 71.24.025 as follows:

31 (a) For a hospital licensed under chapter 70.41 RCW that requires  
32 a hospital specific medicaid inpatient psychiatric per diem payment  
33 rate for long-term civil commitment patients because the hospital has  
34 completed a medicare cost report, the authority shall analyze the  
35 most recent medicare cost report of the hospital after a minimum of  
36 200 medicaid inpatient psychiatric days. The authority shall  
37 establish the inpatient psychiatric per diem payment rate for long-  
38 term civil commitment patients for the hospital at 100 percent of the

1 allowable cost of care, based on the most recent medicare cost report  
2 of the hospital.

3 (b) For a hospital licensed under chapter 70.41 RCW that has not  
4 completed a medicare cost report with more than 200 medicaid  
5 inpatient psychiatric days, the authority shall establish the  
6 medicaid inpatient psychiatric per diem payment rate for long-term  
7 civil commitment patients for the hospital at the higher of the  
8 hospital's current medicaid inpatient psychiatric rate; or the  
9 annually updated statewide average of the medicaid inpatient  
10 psychiatric per diem payment rate of all acute care hospitals  
11 licensed under chapter 70.41 RCW providing long-term civil commitment  
12 services.

13 (c) For a hospital licensed under chapter 71.12 RCW and currently  
14 providing long-term civil commitment services, the authority shall  
15 establish the medicaid inpatient psychiatric per diem payment rate at  
16 \$940 plus adjustments that may be needed to capture costs associated  
17 with long-term psychiatric patients that are not allowable on the  
18 medicare cost report or reimbursed separately. The hospital may  
19 provide the authority with supplemental data to be considered and  
20 used to make appropriate adjustments to the medicaid inpatient  
21 psychiatric per diem payment rate of the hospital. Adjustment of  
22 costs may include:

23 (i) Costs associated with professional services and fees not  
24 accounted for in the hospital's medicare cost report or reimbursed  
25 separately;

26 (ii) Costs associated with the hospital providing the long-term  
27 psychiatric patient access to involuntary treatment court services  
28 that are not reimbursed separately; and

29 (iii) Other costs associated with caring for long-term  
30 psychiatric patients that are not reimbursed separately.

31 (d) For a hospital licensed under chapter 71.12 RCW that requires  
32 an initial medicaid inpatient psychiatric per diem payment rate for  
33 long-term civil commitment services because it has not yet completed  
34 a medicare cost report, the authority shall establish the medicaid  
35 inpatient psychiatric per diem payment rate at the higher of:

36 (i) The hospital's current medicaid inpatient psychiatric rate;  
37 or

38 (ii) The annually updated statewide average of the medicaid long-  
39 term inpatient psychiatric per diem payment rate of all freestanding

1 psychiatric hospitals licensed under chapter 71.12 RCW providing  
2 long-term civil commitment services.

3 (e) For nonhospital residential treatment centers certified to  
4 provide long-term inpatient care beds as defined in RCW 71.24.025,  
5 the authority shall increase the fiscal year 2021 rate by three  
6 percent each year of the biennium.

7 (f) Beginning in fiscal year 2023, provider payments for vacant  
8 bed days shall not exceed six percent of their annual contracted bed  
9 days.

10 (g) The legislature intends to recognize the additional costs  
11 associated with student teaching related to long-term civil  
12 commitment patients to be provided in a new teaching hospital  
13 expected to open during the 2023-2025 fiscal biennium.

14 (h) The authority, in coordination with the department of social  
15 and health services, the office of the governor, the office of  
16 financial management, and representatives from medicaid managed care  
17 organizations, behavioral health administrative service  
18 organizations, and community providers, must develop and implement a  
19 plan to continue the expansion of civil community long-term inpatient  
20 capacity. The plan shall identify gaps and barriers in the current  
21 array of community long-term inpatient beds in serving higher need  
22 individuals including those committed to a state hospital pursuant to  
23 the dismissal of criminal charges and a civil evaluation ordered  
24 under RCW 10.77.086 or 10.77.088. The plan shall identify strategies  
25 to overcome these barriers including, but not limited to, potential  
26 rate enhancements for high needs clients. The authority must submit  
27 its implementation plan to the office of financial management and the  
28 appropriate fiscal committees of the legislature by December 1, 2021,  
29 and submit a status update on the implementation plan by October 15,  
30 2022.

31 ~~((67))~~ (69) (a) \$31,000,000 of the ~~((general fund federal~~  
32 ~~appropriation (CSFRF))~~ coronavirus state fiscal recovery fund  
33 federal appropriation is provided on a one-time basis solely for the  
34 authority to provide assistance payments to behavioral health  
35 providers serving medicaid and state-funded clients. In prioritizing  
36 the allocation of this funding, the authority must take the following  
37 into account:

38 (i) The differential impact the pandemic has had on different  
39 types of providers;

1 (ii) Other state and federal relief funds providers have received  
2 or are eligible to apply for; and

3 (iii) Equitable distribution of assistance including  
4 consideration of geographic location and providers serving members of  
5 historically disadvantaged communities.

6 (b) To be eligible for assistance, the behavioral health  
7 providers must:

8 (i) Have experienced lost revenue or increased expenses that are  
9 a result of the COVID-19 public health emergency;

10 (ii) Self-attest that the lost revenue or expenses are not funded  
11 by any other government or private entity;

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

15 (iv) Agree to comply with federal guidance on the use of  
16 coronavirus state and local fiscal recovery funds.

17 (c) Provider assistance is subject to the availability of amounts  
18 provided in this subsection.

19 (~~(68)~~) (70) (a) \$375,000 of the general fund—state appropriation  
20 for fiscal year (~~(2021)~~) 2022 and \$375,000 of the general fund—state  
21 appropriation for fiscal year (~~(2022)~~) 2023 are provided solely for a  
22 one-time grant to Island county to fund a pilot program to improve  
23 behavioral health outcomes for young people in rural communities. In  
24 administering the pilot program, Island county shall coordinate with  
25 school districts, community groups, and health care providers to  
26 increase access to behavioral health programs for children and youth  
27 aged birth to 24 years of age. The grant funds shall be used to  
28 coordinate and expand behavioral health services. The grant funding  
29 must not be used to supplant funding from existing programs. No more  
30 than 10 percent of the funds may be used for administrative costs  
31 incurred by Island county in administering the program. Services that  
32 may be provided with the grant funding include, but are not limited  
33 to:

34 (i) Support for children and youth with significant behavioral  
35 health needs to address learning loss caused by COVID-19 and remote  
36 learning;

37 (ii) School based behavioral health education, assessment, and  
38 brief treatment;

39 (iii) Screening and referral of children and youth to long-term  
40 treatment services;

1 (iv) Behavioral health supports provided by community agencies  
2 serving youth year-round;

3 (v) Expansion of mental health first aid, a program designed to  
4 prepare adults who regularly interact with youth for how to help  
5 people in both crisis and noncrisis mental health situations;

6 (vi) Peer support services; and

7 (vii) Compensation for the incurred costs of clinical supervisors  
8 and internships.

9 (b) The authority, in coordination with Island county, must  
10 submit the following reports to the legislature:

11 (i) By December 1, 2022, a report summarizing how the funding was  
12 used and providing the number of children and youth served by the  
13 pilot during fiscal year 2022; and

14 (ii) By December 1, 2023, a report summarizing how the funding  
15 was used and providing the number of children and youth served by the  
16 pilot during fiscal year 2023.

17 (~~(+69)~~) (71) State general fund appropriations in this section  
18 and in sections 219 and 221 of this act are made to address the harms  
19 caused to the state and its citizens by the opioid epidemic, and  
20 these include appropriations of \$13,466,000 attributable to the  
21 settlement in *State v. McKinsey & Co., Inc.*

22 (~~(+70)~~) (72) \$260,000 of the general fund—state appropriation  
23 for fiscal year 2022, \$3,028,000 of the general fund—state  
24 appropriation for fiscal year 2023, and \$3,028,000 of the general  
25 fund—federal appropriation are provided solely for the authority to  
26 contract for a twelve bed children's long-term inpatient program  
27 facility specializing in the provision of habilitative mental health  
28 services for children and youth with intellectual or developmental  
29 disabilities who have intensive behavioral health support needs. The  
30 authority must provide a report to the office of financial management  
31 and the appropriate committees of the legislature providing data on  
32 the demand and utilization of this facility by June 30, 2023.

33 (~~(+71)~~) (73) \$300,000 of the general fund—state appropriation  
34 for fiscal year 2022 and \$300,000 of the general fund—state  
35 appropriation for fiscal year 2023 are provided solely for the  
36 authority to continue the University of Washington's project  
37 extension for community health care outcomes (ECHO) for:

1 (a) Telecommunication consultation with local physicians to  
2 discuss medications appropriate to patients who have developmental  
3 disabilities and behavioral issues; and

4 (b) Training to both behavioral health and developmental  
5 disabilities professionals to support individuals with both  
6 developmental disabilities and behavioral health needs.

7 (~~((72) No more than \$1,535,000)~~) (74) \$1,991,000 of the general  
8 fund—federal appropriation and (~~(\$810,000)~~) \$1,147,000 of the general  
9 fund—local appropriation (~~(may be expended)~~) are provided solely for  
10 supported housing and employment services described in initiative 3a  
11 and 3b of the (~~(medicaid transformation)~~) 1115 demonstration waiver  
12 (~~(under healthier Washington)~~). Under this initiative, the authority  
13 and the department of social and health services shall ensure that  
14 allowable and necessary services are provided to eligible clients as  
15 identified by the authority or its providers or third-party  
16 administrator. The department and the authority, in consultation with  
17 the medicaid forecast work group, shall ensure that reasonable  
18 reimbursements are established for services deemed necessary within  
19 an identified limit per individual. The authority shall not increase  
20 general fund—state expenditures (~~(under this initiative)~~) above  
21 appropriated levels for this specific purpose. The secretary in  
22 collaboration with the director of the authority shall report to the  
23 joint select committee on health care oversight no less than  
24 quarterly on financial and health outcomes. The secretary in  
25 cooperation with the director shall also report to the fiscal  
26 committees of the legislature all (~~(of the)~~) expenditures of this  
27 subsection and shall provide such fiscal data in the time, manner,  
28 and form requested by the legislative fiscal committees.

29 (~~((73))~~) (75) \$396,000 of the general fund—state appropriation  
30 for fiscal year 2022, \$329,000 of the general fund—state  
31 appropriation for fiscal year 2023, and \$3,153,000 of the general  
32 fund—federal appropriation are provided solely to support the  
33 administrative costs associated with the application and  
34 implementation of a federal waiver allowing for full federal  
35 participation in mental health treatment facilities identified as  
36 institutions of mental diseases.

37 (~~((74))~~) (76) (a) \$150,000 of the general fund—state appropriation  
38 for fiscal year 2022 is provided solely for the authority to convene  
39 a work group to develop a recommended teaching clinic enhancement



1 rate for behavioral health agencies training and supervising students  
2 and those seeking their certification or license. This work should  
3 include: Developing standards for classifying a behavioral health  
4 agency as a teaching clinic; a cost methodology to determine a  
5 teaching clinic enhancement rate; and a timeline for implementation.  
6 The work group must include representatives from:

- 7 (i) The department of health;
- 8 (ii) The office of the governor;
- 9 (iii) The Washington workforce training and education board;
- 10 (iv) The Washington council for behavioral health;
- 11 (v) Licensed and certified behavioral health agencies; and
- 12 (vi) Higher education institutions.

13 (b) By October 15, 2021, the health care authority must submit a  
14 report of the work group's recommendations to the governor and the  
15 appropriate committees of the legislature.

16 ~~((75))~~ (77) \$343,000 of the general fund—state appropriation  
17 for fiscal year 2022, \$344,000 of the general fund—state  
18 appropriation for fiscal year 2023, and \$687,000 of the general fund—  
19 federal appropriation are provided solely for increasing services to  
20 pregnant and parenting women provided through the parent child  
21 assistance program.

22 ~~((76))~~ (78) \$130,000 of the general fund—state appropriation  
23 for fiscal year 2022 and \$130,000 of the general fund—state  
24 appropriation for fiscal year 2023 are provided solely for  
25 maintaining and increasing the capabilities of a tool to track  
26 medication assisted treatment provider capacity.

27 ~~((77))~~ (79) \$500,000 of the general fund—state appropriation  
28 for fiscal year 2022 and \$500,000 of the general fund—state  
29 appropriation for fiscal year 2023 are provided solely for grants to  
30 support substance use disorder family navigators across the state.

31 ~~((78))~~ (80) \$125,000 of the general fund—state appropriation  
32 for fiscal year 2022 and \$125,000 of the general fund—state  
33 appropriation for fiscal year 2023 are provided solely for grants to  
34 support recovery cafes across the state.

35 ~~((79))~~ (81) \$69,000 of the general fund—state appropriation for  
36 fiscal year 2022, \$63,000 of the general fund—state appropriation for  
37 fiscal year 2023, and \$198,000 of the general fund—federal  
38 appropriation are provided solely for the implementation of Engrossed  
39 Second Substitute Senate Bill No. 5071 (civil commitment transition).

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

3 ~~(80))~~ (82) \$200,000 of the general fund—state appropriation for  
4 fiscal year 2022, \$195,000 of the general fund—state appropriation  
5 for fiscal year 2023, and \$755,000 of the general fund—federal  
6 appropriation are provided solely for a grant program to award  
7 funding to fire departments in the state of Washington to implement  
8 safe station pilot programs. Programs that combine the safe station  
9 approach with fire department mobile integrated health programs such  
10 as the community assistance referral and education services program  
11 under RCW 35.21.930 are encouraged. Certified substance use disorder  
12 peer specialists may be employed in a safe station pilot program if  
13 the authority determines that a plan is in place to provide  
14 appropriate levels of supervision and technical support. Safe station  
15 pilot programs shall collaborate with behavioral health  
16 administrative services organizations, local crisis providers, and  
17 other stakeholders to develop a streamlined process for referring  
18 safe station clients to the appropriate level of care. Funding for  
19 pilot programs under this subsection shall be used for new or  
20 expanded programs and may not be used to supplant existing funding.

21 ~~((81))~~ (83) \$71,000 of the general fund—state appropriation for  
22 fiscal year 2022, \$66,000 of the general fund—state appropriation for  
23 fiscal year 2023, and \$136,000 of the general fund—federal  
24 appropriation are provided solely for the implementation of Second  
25 Substitute Senate Bill No. 5195 (opioid overdose medication). ~~((If~~  
26 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
27 ~~this subsection shall lapse.~~

28 ~~(82))~~ (84) \$150,000 of the general fund—state appropriation for  
29 fiscal year 2022 is provided solely for the authority to evaluate  
30 options for a medicaid waiver to provide respite care for youth with  
31 behavioral health challenges while avoiding adverse impacts with  
32 respite waivers at the department of social and health services  
33 developmental disabilities administration and the department of  
34 children, youth, and families.

35 ~~((83))~~ (85) \$2,000,000 of the general fund—federal  
36 appropriation is provided solely for grants to law enforcement and  
37 other first responders to include a mental health professional on the  
38 team of personnel responding to emergencies.

1        ~~((84))~~ (86) \$375,000 of the general fund—state appropriation  
2 for fiscal year 2022 and \$375,000 of the general fund—state  
3 appropriation for fiscal year 2023 are provided solely for a grant to  
4 the city of Arlington in partnership with the North County regional  
5 fire authority for a mobile integrated health pilot project. The  
6 project shall provide mobile integrated health services for residents  
7 who cannot navigate resources through typical methods through brief  
8 therapeutic intervention, biopsychosocial assessment and referral,  
9 and community care coordination.

10        ~~((85))~~ (87) \$26,000 of the general fund—state appropriation for  
11 fiscal year 2022, \$26,000 of the general fund—state appropriation for  
12 fiscal year 2023, and \$48,000 of the general fund—federal  
13 appropriation are provided solely for the implementation of Engrossed  
14 Substitute House Bill No. 1196 (audio only telemedicine). ~~((If the  
15 bill is not enacted by June 30, 2021, the amounts provided in this  
16 subsection shall lapse.~~

17        ~~(86))~~ (88) \$400,000 of the general fund—state appropriation for  
18 fiscal year 2022 and \$400,000 of the general fund—state appropriation  
19 for fiscal year 2023 are provided solely for the implementation of  
20 Substitute Senate Bill No. 5073 (involuntary commitment). ~~((If the  
21 bill is not enacted by June 30, 2021, the amounts provided in this  
22 subsection shall lapse.~~

23        ~~(87) \$2,834,000))~~ (89) \$600,000 of the general fund—state  
24 appropriation for fiscal year 2022, \$5,229,000 of the general fund—  
25 state appropriation for fiscal year 2023, and ~~(((\$1,813,000))~~  
26 \$3,096,000 of the general fund—federal appropriation are provided  
27 solely for the authority to administer and contract for two distinct  
28 16 bed programs in a facility located in Clark county to provide  
29 long-term inpatient care beds as defined in RCW 71.24.025. The beds  
30 must be used to provide treatment services for individuals who have  
31 been involuntarily committed to long-term inpatient treatment  
32 pursuant to the dismissal of criminal charges and a civil evaluation  
33 ordered under RCW 10.77.086 or 10.77.088. The authority, in  
34 coordination with the department of social and health services, must  
35 develop and implement a protocol to assess the risk of patients being  
36 considered for placement in this facility and determine whether the  
37 level of security and treatment services is appropriate to meet the  
38 patient's needs. The department must submit a report to the office of  
39 financial management and the appropriate committees of the

1 legislature by December 1, 2022, providing a description of the  
2 protocol and a status update on progress toward opening the new  
3 facility.

4 (90) \$20,042,000 of the general fund—state appropriation for  
5 fiscal year 2022 is provided solely for belated claims for services  
6 rendered to medicaid eligible clients admitted to institutions of  
7 mental disease prior to fiscal year 2022 that were determined to be  
8 unallowable for federal reimbursement due to medicaid's institutions  
9 for mental disease exclusion rules.

10 (91) \$8,500,000 of the general fund—state appropriation for  
11 fiscal year 2023 is provided solely for the authority, in  
12 coordination with the department of health, to purchase and  
13 distribute opioid overdose reversal medications. The authority is  
14 encouraged to use these funds to leverage federal funding for this  
15 purpose to expand buying power.

16 (92) \$4,550,000 of the general fund—state appropriation for  
17 fiscal year 2023 and \$12,300,000 of the general fund—federal  
18 appropriation are provided solely for a transition to medicare rates  
19 and bundled payment arrangement methodology for opioid treatment  
20 providers. This increase is effective January 1, 2023, and payment  
21 shall include coverage for those items identified as covered by the  
22 medicare benefit.

23 (93) \$2,387,000 of the general fund—state appropriation for  
24 fiscal year 2023 is provided solely to support the creation of a  
25 bridge period for individuals also enrolled in the foundational  
26 community supports initiative who are transitioning from benefits  
27 under RCW 74.04.805 due to increased income or other changes in  
28 eligibility. The authority, department of social and health services,  
29 and department of commerce shall collaborate on this effort.

30 (94) \$490,000 of the general fund—state appropriation for fiscal  
31 year 2023 is provided solely to create a master leasing incentive  
32 program with specific emphasis on *Trueblood* programs. The authority  
33 shall also create a toolkit for use by landlords serving special  
34 populations. The authority and department of commerce shall  
35 collaborate on this effort.

36 (95) \$6,027,000 of the general fund—state appropriation for  
37 fiscal year 2023 and \$2,009,000 of the general fund—federal  
38 appropriation are provided solely to create and expand access to no  
39 barrier, low-barrier, and transitional housing programs using a

1 housing first model designed to assist and stabilize housing supports  
2 for adults with behavioral health conditions. Housing supports and  
3 services shall be made available with no requirement for treatment  
4 for their behavioral health condition and must be individualized to  
5 the needs of the individual. The authority and department of commerce  
6 shall collaborate on this effort.

7 (96) \$775,000 of the general fund—state appropriation for fiscal  
8 year 2023 is provided solely to create a rental voucher and bridge  
9 program and implement strategies to reduce instances where an  
10 individual leaves a state hospital or private behavioral health  
11 provider directly into homelessness.

12 (97) \$300,000 of the general fund—state appropriation for fiscal  
13 year 2023 is provided solely for the children and youth behavioral  
14 health work group to consider and develop longer term strategies and  
15 recommendations regarding the delivery of behavioral health services  
16 for clients aged prenatal through 25, and their families. The  
17 authority shall submit a report to the appropriate committees of the  
18 legislature and the office of the governor by November 1, 2022,  
19 detailing recommendations made by the work group to improve services  
20 for clients aged prenatal through 25.

21 (98) \$10,000,000 of the general fund—state appropriation for  
22 fiscal year 2023 is provided solely for bridge funding grants to  
23 community behavioral health agencies participating in federal  
24 certified community behavioral health clinic expansion grant programs  
25 to sustain their continued level of operations following expiration  
26 of federal grant funding during the planning process for adoption of  
27 the certified community behavioral health clinic model statewide.

28 (99) \$100,000 of the general fund—state appropriation for fiscal  
29 year 2023 and \$100,000 of the general fund—federal appropriation is  
30 provided solely for the authority to study alternate payment and  
31 service delivery models, including the certified community behavioral  
32 health clinic (CCBHC) model. The authority must submit a report to  
33 the health care and fiscal committees of the legislature by December  
34 1, 2022, and must include:

35 (a) Overviews of alternate payment models;

36 (b) An analysis of the impact of expanding alternate payment  
37 models on the state's behavioral health systems;

38 (c) Relevant federal regulations and options to implement  
39 alternate payment models under those regulations;

1 (d) Options for payment rate designs; and

2 (e) An analysis of the benefits and potential challenges in  
3 integrating the CCBHC reimbursement model within an integrated  
4 managed care environment.

5 (100) \$5,292,000 of the general fund—state appropriation for  
6 fiscal year 2023 and \$5,292,000 of the general fund—federal  
7 appropriation are provided solely for the department to increase  
8 contracted beds for children's long-term inpatient services.

9 (101) \$12,000 of the general fund—state appropriation for fiscal  
10 year 2023 is provided solely for implementation of Second Substitute  
11 Senate Bill No. 5664 (forensic competency programs). If the bill is  
12 not enacted by June 30, 2022, the amount provided in this subsection  
13 shall lapse.

14 (102) \$1,000,000 of the general fund—state appropriation for  
15 fiscal year 2023 is provided solely for the authority to deploy an  
16 opioid awareness campaign targeted at youth to increase the awareness  
17 of fentanyl.

18 (103) \$50,000 of the general fund—state appropriation for fiscal  
19 year 2023 is provided solely for the authority to contract with  
20 worldbridgers for a peer workforce expansion pilot project to  
21 increase certified peer support counselors in Clark county.

22 (104) \$628,000 of the general fund—state appropriation for fiscal  
23 year 2022, \$3,371,000 of the general fund—state appropriation for  
24 fiscal year 2023, and \$2,430,000 of the general fund—federal  
25 appropriation are provided solely for funding to operate crisis  
26 stabilization facilities in King and Spokane counties pursuant to the  
27 *Trueblood v. DSHS* settlement agreement.

28 (105) \$250,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$956,000 of the general fund—state appropriation for  
30 fiscal year 2023 are provided solely for the authority to expand  
31 eligibility to the wraparound with intensive service (WISe) program  
32 to undocumented immigrant and refugee children ineligible for  
33 federally funded medicaid benefits pursuant to the *AGC v. Washington*  
34 *state health care authority* settlement agreement.

35 (106) \$48,000 of the general fund—state appropriation for fiscal  
36 year 2023 and \$49,000 of the general fund—federal appropriation are  
37 provided solely for the authority to create a short-term residential  
38 crisis stabilization program (RCSP) for youth with severe behavioral  
39 health diagnoses. It is the intent of the legislature to fund the

1 contracted costs of these facilities beginning in the 2023-2025  
2 fiscal biennium.

3 (107) \$50,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for the department to provide  
5 information and support related to safe housing and support services  
6 for youth exiting inpatient mental health and/or substance use  
7 disorder facilities to stakeholders, inpatient treatment facilities,  
8 young people, and other community providers that serve unaccompanied  
9 youth and young adults.

10 (108) \$1,500,000 of the general fund—state appropriation for  
11 fiscal year 2023 is provided solely for the authority to contract to  
12 provide startup costs for a licensed youth residential psychiatric  
13 substance abuse and mental health agency located in Clark and Spokane  
14 counties for reopening evaluation and treatment units, increasing  
15 staff capacity, treating patients with cooccurring substance use and  
16 acute mental health disorders, and expanding outpatient services for  
17 young adults ages 18 to 24.

18 (109) \$100,000,000 of the general fund—state appropriation for  
19 fiscal year 2023 is provided solely for the authority to provide  
20 workforce stabilization grant funds to behavioral health agencies  
21 serving medicaid and state-funded clients to address the current  
22 workforce crisis and loss of access in community behavioral health as  
23 a bridge to increased behavioral health medicaid rates funded in  
24 subsection (58) of this section. These funds must be distributed to  
25 all nonhospital inpatient, residential, and outpatient licensed or  
26 certified behavioral health agencies receiving payment for medicaid  
27 services contracted through the medicaid managed care organizations  
28 and/or behavioral health administrative service organizations.

29 (a) In implementing the allocation of this funding, the authority  
30 must prioritize grant funding for staff compensation increases and  
31 retention and signing incentives to promote increased employee  
32 recruitment and retention. Funds may also be used to support other  
33 needed investments to help stabilize the community behavioral health  
34 workforce including, but not limited to, childcare stipends, student  
35 loan repayment, tuition assistance, relocation expenses, or other  
36 recruitment efforts to begin adding new staff and rebuilding lost  
37 capacity.

38 (b) To expedite prompt and fair distribution, the authority shall  
39 use a formula-based allocation method proportional to provider

1 medicaid claims data under this section and shall distribute funds  
2 directly to providers.

3 (c) Prior to the receipt of funds, providers must agree to expend  
4 these grants by June 30, 2023. The authority may impose additional  
5 requirements to ensure that the state receives adequate consideration  
6 for funding distributed in this subsection.

7 (d) By March 31, 2023, the authority must submit a report to the  
8 office of financial management and the appropriate committees of the  
9 legislature which includes detail on how the workforce stabilization  
10 funds were used for employee recruitment and retention.

11 (110) \$3,232,000 of the general fund—state appropriation for  
12 fiscal year 2023 and \$2,250,000 of the general fund—federal  
13 appropriation are provided solely for the authority to contract with  
14 opioid treatment providers to purchase five mobile methadone units  
15 and to contract for the operations of those units to fill treatment  
16 gaps statewide.

17 (111)(a) \$290,000 of the general fund—state appropriation for  
18 fiscal year 2023 and \$58,000 of the general fund—federal  
19 appropriation are provided solely for a task force on individuals who  
20 experience refusals of service for involuntary behavioral health  
21 treatment and then are referred to our state hospitals for forensic  
22 competency evaluation and restoration services, with members as  
23 provided in this subsection.

24 (i) The president of the senate shall appoint one member from  
25 each of the two largest caucuses of the senate.

26 (ii) The speaker of the house of representatives shall appoint  
27 one member from each of the two largest caucuses of the house of  
28 representatives.

29 (iii) The health care authority shall appoint the following  
30 members:

31 (A) The director of the health care authority or his or her  
32 designee;

33 (B) The secretary of the department of social and health services  
34 or his or her designee;

35 (C) The chief executive officer of western state hospital or his  
36 or her designee;

37 (D) The chief executive officer of eastern state hospital or his  
38 or her designee;

39 (E) The Washington state attorney general or his or her designee;



1 (F) Two individuals with lived experience of involuntary civil  
2 commitment for behavioral health;

3 (G) Two individuals with lived experience as a family member of a  
4 person who experienced involuntary civil commitment for behavioral  
5 health;

6 (H) A representative of:

7 (I) The Washington state hospital association;

8 (II) The Washington designated crisis responder association;

9 (III) Behavioral health administrative services organizations;

10 (IV) King county;

11 (V) Spokane county;

12 (VI) The Washington association of prosecuting attorneys;

13 (VII) The Washington defender association; and

14 (VIII) A services provider for forensically involved individuals;

15 and

16 (I) Up to two members from the state hospital employees exclusive  
17 bargaining unit representative, at least one of whom must have direct  
18 experience working with patients at state hospitals who have a  
19 history of violence.

20 (b) The task force shall choose as its cochairs one person from  
21 among its legislative members and one person from among its executive  
22 branch members. The health care authority shall convene the first  
23 meeting of the task force by June 30, 2022.

24 (c) The task force shall review the following issues in terms of  
25 those individuals who have a history of one or more acts of violence:

26 (i) Solutions to provide appropriate treatment for persons who  
27 experience difficulty obtaining placement in local evaluation and  
28 treatment facilities or secure withdrawal management and  
29 stabilization facilities due to a history of one or more violent acts  
30 as that term is defined under chapter 71.05 RCW; and

31 (ii) Acceptable procedures for obtaining needed medical clearance  
32 for involuntary treatment with a goal to reduce or avoid the use of  
33 emergency departments.

34 (d) Staff support for the task force must be provided by the  
35 health care authority.

36 (e) Legislative members of the task force are reimbursed for  
37 travel expenses in accordance with RCW 44.04.120. Nonlegislative  
38 members are not entitled to be reimbursed for travel expenses if they  
39 are elected officials or are participating on behalf of an employer,

1 governmental entity, or other organization. Any reimbursement for  
2 other nonlegislative members is subject to chapter 43.03 RCW.

3 (f) Task force expenditures for legislative members are subject  
4 to approval by the senate facilities and operations committee and the  
5 house of representatives executive rules committee, or their  
6 successor committees.

7 (g) The task force shall report preliminary findings and  
8 recommendations to the governor and appropriate committees of the  
9 legislature by October 15, 2022, and issue its final recommendations  
10 to the governor and appropriate committees of the legislature by  
11 December 1, 2022.

12 (112) \$3,990,000 of the general fund—state appropriation for  
13 fiscal year 2023 is provided solely with the downtown emergency  
14 service center to contract for three behavioral health response teams  
15 in King county. These teams must collaborate with regional outreach  
16 teams and agencies throughout King county and follow up with  
17 individuals after an acute crisis episode for up to three months to  
18 establish long-term community linkages and referrals to behavioral  
19 health treatment.

20 (113) \$759,000 of the general fund—state appropriation for fiscal  
21 year 2023 and \$759,000 of the general fund—federal appropriation are  
22 provided solely for the authority to extend continuous eligibility  
23 for apple health to children ages zero to six with income at or below  
24 215 percent of the federal poverty level. The centers for medicare  
25 and medicaid services must approve the 1115 medicaid waiver prior to  
26 the implementation of this policy.

27 (114) \$2,850,000 of the general fund—state appropriation for  
28 fiscal year 2023 is provided solely for the department to contract  
29 with the King county behavioral health administrative services  
30 organization to increase the number of mobile crisis teams in the  
31 county and to increase the service delivery capability of the mobile  
32 crisis system in the county.

33 **Sec. 216.** 2021 c 334 s 216 (uncodified) is amended to read as  
34 follows:

35 **FOR THE HUMAN RIGHTS COMMISSION**

36 General Fund—State Appropriation (FY 2022). . . . . ((~~\$2,946,000~~))  
37 \$3,214,000  
38 General Fund—State Appropriation (FY 2023). . . . . ((~~\$2,966,000~~))

1		<u>\$3,603,000</u>
2	General Fund—Federal Appropriation. . . . .	(( <del>\$2,572,000</del> ))
3		<u>\$2,715,000</u>
4	TOTAL APPROPRIATION. . . . .	(( <del>\$8,484,000</del> ))
5		<u>\$9,532,000</u>

6 The appropriations in this section are subject to the following  
7 conditions and limitations: \$1,000 of the general fund—state  
8 appropriation for fiscal year 2022 and \$1,000 of the general fund—  
9 state appropriation for fiscal year 2023 are provided solely for the  
10 implementation of Senate Bill No. 5027 (television closed captions).  
11 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~  
12 ~~in this subsection shall lapse.~~)

13 **Sec. 217.** 2021 c 334 s 217 (uncodified) is amended to read as  
14 follows:

15 **FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS**

16	Worker and Community Right to Know Fund—State	
17	Appropriation. . . . .	\$10,000
18	Accident Account—State Appropriation. . . . .	(( <del>\$24,093,000</del> ))
19		<u>\$25,185,000</u>
20	Medical Aid Account—State Appropriation. . . . .	(( <del>\$24,090,000</del> ))
21		<u>\$25,183,000</u>
22	TOTAL APPROPRIATION. . . . .	(( <del>\$48,193,000</del> ))
23		<u>\$50,378,000</u>

24 The appropriations in this section are subject to the following  
25 conditions and limitations: \$12,000 of the accident account—state  
26 appropriation and \$10,000 of the medical aid account—state  
27 appropriation are provided solely for the implementation of Engrossed  
28 Substitute House Bill No. 1097 (worker safety pandemic response).  
29 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~  
30 ~~in this subsection shall lapse.~~)

31 **Sec. 218.** 2021 c 334 s 218 (uncodified) is amended to read as  
32 follows:

33 **FOR THE CRIMINAL JUSTICE TRAINING COMMISSION**

34	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$34,677,000</del> ))
35		<u>\$38,732,000</u>
36	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$34,509,000</del> ))

1		<u>\$49,662,000</u>
2	General Fund—Private/Local Appropriation. . . . .	(( <del>\$5,961,000</del> ))
3		<u>\$8,016,000</u>
4	Death Investigations Account—State Appropriation. . . . .	(( <del>\$1,216,000</del> ))
5		<u>\$1,598,000</u>
6	Municipal Criminal Justice Assistance Account—State	
7	Appropriation. . . . .	\$460,000
8	Washington Auto Theft Prevention Authority Account—	
9	State Appropriation. . . . .	\$7,167,000
10	<u>Washington Internet Crimes Against Children Account—</u>	
11	<u>    State Appropriation. . . . .</u>	<u>\$2,270,000</u>
12	24/7 Sobriety Account—State Appropriation. . . . .	\$20,000
13	TOTAL APPROPRIATION. . . . .	(( <del>\$84,010,000</del> ))
14		<u>\$107,925,000</u>

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

17       (1) \$5,000,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$5,000,000 of the general fund—state appropriation for  
19 fiscal year 2023, are provided to the Washington association of  
20 sheriffs and police chiefs solely to verify the address and residency  
21 of registered sex offenders and kidnapping offenders under RCW  
22 9A.44.130.

23       (2) ((~~\$1,504,000~~)) \$3,393,000 of the general fund—state  
24 appropriation for fiscal year 2022 and ((~~\$1,513,000~~)) \$5,317,000 of  
25 the general fund—state appropriation for fiscal year 2023 are  
26 provided solely for 75 percent of the costs of providing ((~~five~~))  
27 four and one-half additional statewide basic law enforcement  
28 trainings in ((each)) fiscal year 2022 and eight and one-half  
29 additional statewide basic law enforcement trainings in fiscal year  
30 2023 bringing total classes to 19.5 in fiscal year 2022 and 23.5 in  
31 fiscal year 2023. The criminal justice training commission must  
32 schedule its funded classes to minimize wait times throughout each  
33 fiscal year and meet statutory wait time requirements. The criminal  
34 justice training commission must track and report the average wait  
35 time for students at the beginning of each class and provide the  
36 findings in an annual report to the legislature due in December of  
37 each year. At least three classes must be held in Spokane each year.

38       (3) The criminal justice training commission may not run a basic  
39 law enforcement academy class of fewer than 30 students.

1 (4) (~~(\$429,000 of the general fund state appropriation for fiscal~~  
2 ~~year 2022 and \$429,000 of the general fund state appropriation for~~  
3 ~~fiscal year 2023 are provided solely for expenditure into the~~  
4 ~~nonappropriated Washington internet crimes against children account)~~)  
5 \$2,270,000 of the Washington internet crimes against children account  
6 —state appropriation is provided solely for the implementation of  
7 chapter 84, Laws of 2015.

8 (5) (~~(\$5,000,000)~~) \$4,000,000 of the general fund—state  
9 appropriation for fiscal year 2022 and (~~(\$5,000,000)~~) \$4,000,000 of  
10 the general fund—state appropriation for fiscal year 2023 are  
11 provided solely for the mental health field response team program  
12 administered by the Washington association of sheriffs and police  
13 chiefs. The association must distribute \$7,000,000 in grants to the  
14 phase one and phase two regions as outlined in the settlement  
15 agreement under *Trueblood, et. al. v. Department of Social and Health*  
16 *Services, et. al.*, U.S. District Court-Western District, Cause No.  
17 14-cv-01178-MJP. The association must submit an annual report to the  
18 Governor and appropriate committees of the legislature by September  
19 1st of each year of the biennium. The report shall include best  
20 practice recommendations on law enforcement and behavioral health  
21 field response and include outcome measures on all grants awarded.

22 (6) \$899,000 of the general fund—state appropriation for fiscal  
23 year 2022 and \$899,000 of the general fund—state appropriation for  
24 fiscal year 2023 are provided solely for crisis intervention training  
25 for the phase one regions as outlined in the settlement agreement  
26 under *Trueblood, et. al. v. Department of Social and Health Services,*  
27 *et. al.*, U.S. District Court-Western District, Cause No. 14-cv-01178-  
28 MJP.

29 (7) (~~(\$1,216,000)~~) \$1,598,000 of the death investigations account  
30 —state appropriation is provided solely for the commission to provide  
31 240 hours of medicolegal forensic investigation training to coroners  
32 and medical examiners to meet the recommendations of the national  
33 commission on forensic science for certification and accreditation.

34 (8) \$13,000 of the general fund—state appropriation for fiscal  
35 year 2022, \$26,000 of the general fund—state appropriation for fiscal  
36 year 2023, and \$12,000 of the general fund—local appropriation are  
37 provided solely for an increase in vendor rates on the daily meals  
38 provided to basic law enforcement academy recruits during their  
39 training.

1 (9) (a) \$200,000 of the general fund—state appropriation for  
2 fiscal year 2022 and \$200,000 of the general fund—state appropriation  
3 for fiscal year 2023 are provided solely to implement chapter 378,  
4 Laws of 2019 (alternatives to arrest/jail).

5 (b) \$300,000 of the general fund—state appropriation for fiscal  
6 year 2022 and \$300,000 of the general fund—state appropriation for  
7 fiscal year 2023 are provided solely for evaluation of grant-funded  
8 programs under chapter 378, Laws of 2019 (alternatives to arrest/  
9 jail).

10 (10) \$750,000 of the general fund—state appropriation for fiscal  
11 year 2022 and \$750,000 of the general fund—state appropriation for  
12 fiscal year 2023 are provided solely for the Washington association  
13 of sheriffs and police chiefs to administer the sexual assault kit  
14 initiative project under RCW 36.28A.430, to assist multidisciplinary  
15 community response teams seeking resolutions to cases tied to  
16 previously unsubmitted sexual assault kits, and to provide support to  
17 survivors of sexual assault offenses. The commission must report to  
18 the governor and the chairs of the senate committee on ways and means  
19 and the house of representatives committee on appropriations by June  
20 30, 2022, on the number of sexual assault kits that have been tested,  
21 the number of kits remaining to be tested, the number of sexual  
22 assault cases that had hits to other crimes, the number of cases that  
23 have been reinvestigated, the number of those cases that were  
24 reinvestigated using state funding under this appropriation, and the  
25 local jurisdictions that were a recipient of a grant under the sexual  
26 assault kit initiative project.

27 (11) \$20,000 of the general fund—state appropriation for fiscal  
28 year 2022 and \$20,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely for a helmet distribution  
30 program in order to reduce traumatic brain injuries throughout the  
31 state. Of these amounts:

32 (a) \$10,000 of the general fund—state appropriation for fiscal  
33 year 2022 and \$10,000 of the general fund—state appropriation for  
34 fiscal year 2023 are provided solely for a grant to the Washington  
35 fire chiefs association to provide helmets to persons contacted by an  
36 official of a local fire department for not wearing a helmet while  
37 riding a skateboard or bicycle; and

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

1 fiscal year 2023 are provided solely to the Washington association of  
2 sheriffs and police chiefs to distribute to local law enforcement  
3 agencies to provide helmets to persons contacted by an official of a  
4 local law enforcement agency for not wearing a helmet while riding a  
5 skateboard or bicycle.

6 (12) \$307,000 of the general fund—state appropriation for fiscal  
7 year 2022 is provided solely for chapter 294, Laws of 2020 (critical  
8 stress management programs).

9 (13) \$727,000 of the general fund—state appropriation for fiscal  
10 year 2022, \$727,000 of the general fund—state appropriation for  
11 fiscal year 2023, and \$248,000 of the general fund—local  
12 appropriation are provided solely for chapter 119, Laws of 2020  
13 (correctional officer certification).

14 (14) \$406,000 of the general fund—state appropriation for fiscal  
15 year 2022 and \$408,000 of the general fund—state appropriation for  
16 fiscal year 2023 are provided to the Washington association of  
17 sheriffs and police chiefs solely to establish a behavioral health  
18 support and suicide prevention program for law enforcement officers.  
19 The program will begin with grants to three pilot locations and will  
20 leverage access to mental health professionals, critical stress  
21 management, and resiliency training.

22 (15) \$1,883,000 of the general fund—state appropriation for  
23 fiscal year 2022 and \$1,986,000 of the general fund—state  
24 appropriation for fiscal year 2023 are provided solely for  
25 implementation of Engrossed Second Substitute Senate Bill No. 5051  
26 (peace officer oversight). ~~((If the bill is not enacted by June 30,  
27 2021, the amounts provided in this subsection shall lapse.))~~

28 (16) \$474,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$446,000 of the general fund—state appropriation for  
30 fiscal year 2023 are provided solely for implementation of Substitute  
31 Senate Bill No. 5066 (officer duty to intervene). ~~((If the bill is  
32 not enacted by June 30, 2021, the amounts provided in this subsection  
33 shall lapse.))~~

34 (17) \$151,000 of the general fund—state appropriation for fiscal  
35 year 2022 and \$148,000 of the general fund—state appropriation for  
36 fiscal year 2023 are provided solely to support the participation of  
37 the Washington association of sheriffs and police chiefs in the joint  
38 legislative task force on jail standards created in section 957 of  
39 this act.

1 (18) \$374,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$296,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for the implementation of  
4 Engrossed Substitute House Bill No. 1267 (office of independent  
5 investigations). (~~If the bill is not enacted by June 30, 2021, the~~  
6 ~~amounts provided in this subsection shall lapse.~~)

7 (19) \$31,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$31,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely for the implementation of  
10 Substitute House Bill No. 1088 (impeachment disclosures). (~~If the~~  
11 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
12 ~~subsection shall lapse.~~)

13 (20) \$269,000 of the general fund—state appropriation for fiscal  
14 year 2022 and \$261,000 of the general fund—state appropriation for  
15 fiscal year 2023 are provided solely for the implementation of House  
16 Bill No. 1001 (law enforcement professional development). (~~If the~~  
17 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
18 ~~subsection shall lapse.~~)

19 (21) \$25,000 of the general fund—state appropriation for fiscal  
20 year 2022 is provided solely for the implementation of Engrossed  
21 Substitute House Bill No. 1054 (peace officer tactics and equipment).  
22 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~  
23 ~~this subsection shall lapse.~~)

24 (22) \$40,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$40,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for the implementation of  
27 Engrossed Second Substitute House Bill No. 1310 (use of force). (~~If~~  
28 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
29 ~~this subsection shall lapse.~~)

30 (23) \$25,000 of the general fund—state appropriation for fiscal  
31 year 2022 and \$25,000 of the general fund—state appropriation for  
32 fiscal year 2023 are provided solely for the implementation of  
33 Engrossed Substitute House Bill No. 1109 (victims of sexual assault).  
34 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~  
35 ~~in this subsection shall lapse.~~)

36 (24) \$30,000 of the general fund—state appropriation for fiscal  
37 year 2022 and \$30,000 of the general fund—state appropriation for  
38 fiscal year 2023 are provided solely for additional grants to local  
39 jurisdictions to investigate instances where a purchase or transfer



1 of a firearm was attempted by an individual who is prohibited from  
2 owning or possessing a firearm.

3 (25) \$2,500,000 of the general fund—state appropriation for  
4 fiscal year 2023 is provided solely for the criminal justice training  
5 commission to provide grant funding to local law enforcement agencies  
6 to support law enforcement wellness programs. Of the amount provided  
7 in this subsection:

8 (a) \$1,500,000 of the general fund—state appropriation for fiscal  
9 year 2023 is provided solely for the commission to provide grants to  
10 local law enforcement agencies for the purpose of establishing  
11 officer wellness programs. Grants provided under this subsection may  
12 be used for, but not limited to building resilience, injury  
13 prevention, peer support programs, physical fitness, proper  
14 nutrition, stress management, suicide prevention, and physical or  
15 behavioral health services. The commission must consult with a  
16 representative from the Washington association of sheriffs and police  
17 chiefs and a representative of the Washington state fraternal order  
18 of police and the Washington council of police and sheriffs in the  
19 development of the grant program.

20 (b) \$1,000,000 of the general fund—state appropriation for fiscal  
21 year 2023 is provided solely for the Washington association of  
22 sheriffs and police chiefs to establish and coordinate an online or  
23 mobile-based application for any Washington law enforcement officer;  
24 911 operator or dispatcher; and any other current or retired employee  
25 of a Washington law enforcement agency, and their families, to  
26 anonymously access on-demand wellness techniques, suicide prevention,  
27 resilience, physical fitness, nutrition, and other behavioral health  
28 and wellness supports.

29 (26) \$184,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$185,000 of the general fund—state appropriation for  
31 fiscal year 2023 are provided solely for the hiring of an assistant  
32 director for the criminal justice training commission certification  
33 unit.

34 (27) \$290,000 of the general fund—state appropriation for fiscal  
35 year 2023 is provided solely for academy training for limited  
36 authority Washington peace officers employed by the Washington state  
37 gambling commission, Washington state liquor and cannabis board,  
38 Washington state parks and recreation commission, department of  
39 natural resources, and the office of the insurance commissioner.

1 (a) Up to 30 officers must be admitted to attend the basic law  
2 enforcement academy and up to 30 officers must be admitted to attend  
3 basic law enforcement equivalency academy.

4 (b) Allocation of the training slots amongst the agencies must be  
5 based on the earliest application date to the commission. Training  
6 does not need to commence within six months of employment.

7 (c) The state agencies must reimburse the commission for the  
8 actual cost of training.

9 (28) \$1,575,000 of the general fund—state appropriation for  
10 fiscal year 2023 is provided solely to the Washington association of  
11 sheriffs and police chiefs to distribute to local law enforcement  
12 agencies for training of chapter 324, Laws of 2021 (permissible uses  
13 of force).

14 (29) \$2,150,000 of the general fund—state appropriation for  
15 fiscal year 2023 is provided solely to the Washington association of  
16 sheriffs and police chiefs to distribute to local law enforcement  
17 agencies for training of chapter 321, Laws of 2021 (duty to  
18 intervene).

19 (30) \$525,000 of the general fund—state appropriation for fiscal  
20 year 2023 is provided solely to the Washington association of  
21 sheriffs and police chiefs to distribute to local law enforcement  
22 agencies for training required under Substitute House Bill No. 1735  
23 (use of force by peace officers). If the bill is not enacted by June  
24 30, 2022, the amounts provided in this subsection shall lapse.

25 (31) \$1,050,000 of the general fund—state appropriation for  
26 fiscal year 2023 is provided solely to the Washington association of  
27 sheriffs and police chiefs to distribute to local law enforcement  
28 agencies for training required under Engrossed Substitute House Bill  
29 No. 2037 (use of force by peace officers). If the bill is not enacted  
30 by June 30, 2022, the amounts provided in this subsection shall  
31 lapse.

32 (32) \$525,000 of the general fund—state appropriation for fiscal  
33 year 2023 is provided solely to the Washington association of  
34 sheriffs and police chiefs to distribute to local law enforcement  
35 agencies for training required under Engrossed Senate Bill No. 5919  
36 (use of force by peace officers). If the bill is not enacted by June  
37 30, 2022, the amounts provided in this subsection shall lapse.

1           **Sec. 219.**   2021 c 334 s 219 (uncodified) is amended to read as  
2 follows:

3 **FOR THE OFFICE OF INDEPENDENT INVESTIGATIONS**

4	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$7,063,000</del> ))
5		<u>\$8,487,000</u>
6	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$12,657,000</del> ))
7		<u>\$15,621,000</u>
8	TOTAL APPROPRIATION. . . . .	(( <del>\$19,720,000</del> ))
9		<u>\$24,108,000</u>

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

12           (1) The appropriations in this section are provided solely for  
13 the implementation of Engrossed Substitute House Bill No. 1267  
14 (establishing an office of independent investigations), to create an  
15 office within the office of the governor for the purposes of  
16 investigating deadly force incidents involving peace officers. ((If  
17 the bill is not enacted by June 30, 2021, the amounts provided in  
18 this subsection shall lapse.))

19           (2) \$1,295,000 of the general fund—state appropriation for fiscal  
20 year 2023 is provided solely for contracting with the Washington  
21 state patrol for laboratory-based testing and processing of crime  
22 scene evidence collected during investigations.

23           (3) \$1,173,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$1,148,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for the purchase of information  
26 technology equipment.

27           (4) \$251,000 of the general fund—state appropriation for fiscal  
28 year 2022 and \$251,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely for contracted specialized  
30 training for investigators relating to death investigations in cases  
31 involving deadly force.

32           **Sec. 220.**   2021 c 334 s 220 (uncodified) is amended to read as  
33 follows:

34 **FOR THE DEPARTMENT OF LABOR AND INDUSTRIES**

35	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$13,752,000</del> ))
36		<u>\$12,067,000</u>
37	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$15,492,000</del> ))
38		<u>\$24,422,000</u>

1	General Fund—Federal Appropriation. . . . .	(( <del>\$11,876,000</del> ))
2		<u>\$20,839,000</u>
3	Asbestos Account—State Appropriation. . . . .	(( <del>\$573,000</del> ))
4		<u>\$599,000</u>
5	Electrical License Account—State Appropriation. . . . .	(( <del>\$56,707,000</del> ))
6		<u>\$59,319,000</u>
7	Farm Labor Contractor Account—State Appropriation. . . . .	\$28,000
8	Worker and Community Right to Know Fund—State	
9	Appropriation. . . . .	(( <del>\$1,000,000</del> ))
10		<u>\$1,065,000</u>
11	Construction Registration Inspection Account—State	
12	Appropriation. . . . .	(( <del>\$28,947,000</del> ))
13		<u>\$30,255,000</u>
14	Public Works Administration Account—State	
15	Appropriation. . . . .	(( <del>\$9,352,000</del> ))
16		<u>\$11,224,000</u>
17	Manufactured Home Installation Training Account—	
18	State Appropriation. . . . .	(( <del>\$395,000</del> ))
19		<u>\$425,000</u>
20	Accident Account—State Appropriation. . . . .	(( <del>\$366,060,000</del> ))
21		<u>\$382,497,000</u>
22	Accident Account—Federal Appropriation. . . . .	(( <del>\$16,047,000</del> ))
23		<u>\$16,072,000</u>
24	Medical Aid Account—State Appropriation. . . . .	(( <del>\$366,663,000</del> ))
25		<u>\$381,474,000</u>
26	Medical Aid Account—Federal Appropriation. . . . .	(( <del>\$3,608,000</del> ))
27		<u>\$3,617,000</u>
28	Plumbing Certificate Account—State Appropriation. . . . .	(( <del>\$3,316,000</del> ))
29		<u>\$3,486,000</u>
30	Pressure Systems Safety Account—State Appropriation. . . . .	(( <del>\$4,582,000</del> ))
31		<u>\$4,811,000</u>
32	TOTAL APPROPRIATION. . . . .	(( <del>\$898,398,000</del> ))
33		<u>\$952,200,000</u>

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

- 36 (1) ((~~\$8,551,000~~)) \$4,363,000 of the accident account—state  
37 appropriation and ((~~\$8,551,000~~)) \$4,363,000 of the medical aid  
38 account—state appropriation are provided solely for the labor and  
39 industries workers' compensation information system replacement

1 project. This subsection is subject to the conditions, limitations,  
2 and review provided in section 701 of this act. The department must:

3 (a) Submit a report by August 1, 2021, on the quantifiable  
4 deliverables accomplished in fiscal years 2020 and 2021 and the  
5 amount spent by each deliverable in each of the following  
6 subprojects:

- 7 (i) Business readiness;
- 8 (ii) Change readiness;
- 9 (iii) Commercial off the shelf procurement;
- 10 (iv) Customer access;
- 11 (v) Program foundations;
- 12 (vi) Independent assessment; and
- 13 (vii) In total by fiscal year;

14 (b) Submit quarterly data within 30 calendar days of the end of  
15 each quarter, effective July 1, 2021, on:

16 (i) All of the quantifiable deliverables accomplished by  
17 subprojects identified in (a)(i) through (vi) of this subsection and  
18 in total and the associated expenditures by each deliverable by  
19 fiscal month;

20 (ii) The contract full time equivalent charged by subprojects  
21 identified in (a)(i) through (vi) of this subsection, and in total,  
22 compared to the budget spending plan by month for each contracted  
23 vendor and what the ensuing contract equivalent budget spending plan  
24 by subprojects identified in (a)(i) through (vi) of this subsection,  
25 and in total, assumes by fiscal month;

26 (iii) The performance metrics by subprojects identified in (a)(i)  
27 through (vi) of this subsection, and in total, that are currently  
28 used, including monthly performance data; and

29 (iv) The risks identified independently by at least the quality  
30 assurance vendor and the office of the chief information officer, and  
31 how the project:

32 (A) Has mitigated each risk; and

33 (B) Is working to mitigate each risk, and when it will be  
34 mitigated;

35 (c) Submit the reports in (a) and (b) of this subsection to  
36 fiscal and policy committees of the legislature; and

37 (d) Receive an additional gated project sign off by the office of  
38 financial management, effective September 1, 2021. Prior to spending  
39 any project funding in this subsection each quarter, there is an  
40 additional gate of approval required for this project. The director

1 of financial management must agree that the (~~reporting data provided~~  
2 ~~each—quarter~~) project shows accountability, effective and  
3 appropriate use of the funding, and that risks are being mitigated to  
4 the spending and sign off on the spending for the ensuing quarter.

5 (2) \$250,000 of the medical aid account—state appropriation and  
6 \$250,000 of the accident account—state appropriation are provided  
7 solely for the department of labor and industries safety and health  
8 assessment and research for prevention program to conduct research to  
9 address the high injury rates of the janitorial workforce. The  
10 research must quantify the physical demands of common janitorial work  
11 tasks and assess the safety and health needs of janitorial workers.  
12 The research must also identify potential risk factors associated  
13 with increased risk of injury in the janitorial workforce and measure  
14 workload based on the strain janitorial work tasks place on janitors'  
15 bodies. The department must conduct interviews with janitors and  
16 their employers to collect information on risk factors, identify the  
17 tools, technologies, and methodologies used to complete work, and  
18 understand the safety culture and climate of the industry. The  
19 department must produce annual progress reports through the year 2022  
20 or until the tools are fully developed and deployed. The annual  
21 progress report must be submitted to the governor and legislature by  
22 December 1st of each year such report is due.

23 (3) \$258,000 of the accident account—state appropriation and  
24 \$258,000 of the medical aid account—state appropriation are provided  
25 solely for the department of labor and industries safety and health  
26 assessment research for prevention program to conduct research to  
27 prevent the types of work-related injuries that require immediate  
28 hospitalization. The department will develop and maintain a tracking  
29 system to identify and respond to all immediate in-patient  
30 hospitalizations and will examine incidents in defined high-priority  
31 areas, as determined from historical data and public priorities. The  
32 research must identify and characterize hazardous situations and  
33 contributing factors using epidemiological, safety-engineering, and  
34 human factors/ergonomics methods. The research must also identify  
35 common factors in certain types of workplace injuries that lead to  
36 hospitalization. The department must submit a report to the governor  
37 and appropriate legislative committees by August 30, 2021, and  
38 annually thereafter, summarizing work-related immediate  
39 hospitalizations and prevention opportunities, actions that employers

1 and workers can take to make workplaces safer, and ways to avoid  
2 severe injuries.

3 (4) (a) \$2,000,000 of the general fund—state appropriation for  
4 fiscal year 2022 and \$2,000,000 of the general fund—state  
5 appropriation for fiscal year 2023 are provided solely for grants to  
6 promote workforce development in aerospace and aerospace related  
7 supply chain industries by: Expanding the number of registered  
8 apprenticeships, preapprenticeships, and aerospace-related programs;  
9 and providing support for registered apprenticeships or programs in  
10 aerospace and aerospace-related supply chain industries.

11 (b) Grants awarded under this section may be used for:

12 (i) Equipment upgrades or new equipment purchases for training  
13 purposes;

14 (ii) New training space and lab locations to support capacity  
15 needs and expansion of training to veterans and veteran spouses, and  
16 underserved populations;

17 (iii) Curriculum development and instructor training for industry  
18 experts;

19 (iv) Tuition assistance for degrees in engineering and high-  
20 demand degrees that support the aerospace industry; and

21 (v) Funding to increase capacity and availability of child care  
22 options for shift work schedules.

23 (c) An entity is eligible to receive a grant under this  
24 subsection if it is a nonprofit, nongovernmental, or institution of  
25 higher education that provides training opportunities, including  
26 apprenticeships, preapprenticeships, preemployment training,  
27 aerospace-related degree programs, or incumbent worker training to  
28 prepare workers for the aerospace and aerospace-related supply chain  
29 industries.

30 (d) The department may use up to 5 percent of these funds for  
31 administration of these grants.

32 (5) \$3,632,000 of the accident account—state appropriation and  
33 \$876,000 of the medical aid account—state appropriation are provided  
34 solely for the creation of an agriculture compliance unit within the  
35 division of occupational safety and health. The compliance unit will  
36 perform compliance inspections and provide bilingual outreach to  
37 agricultural workers and employers.

38 (6) \$2,849,000 of the construction registration inspection  
39 account—state appropriation, \$152,000 of the accident account—state

1 appropriation, and \$31,000 of the medical aid account—state  
2 appropriation are provided solely for the conveyance management  
3 system replacement project and are subject to the conditions,  
4 limitations, and review provided in section 701 of this act.

5 (7) (~~(\$4,380,000)~~) (a) \$4,044,000 of the medical aid account—  
6 state appropriation is provided solely for the implementation of the  
7 provider credentialing system project and is subject to the  
8 conditions, limitations, and review provided in section 701 of this  
9 act.

10 (b) \$336,000 of the medical aid account—state appropriation is  
11 provided solely for the maintenance and operation of the provider  
12 credentialing project.

13 (8) \$530,000 of the accident account—state appropriation and  
14 \$94,000 of the medical aid account—state appropriation are provided  
15 solely for the department to conduct infectious disease rule making  
16 to ensure the state has general guidelines to follow in the case of  
17 an infectious disease outbreak and to provide education and outreach.

18 (9) \$334,000 of the accident account—state appropriation and  
19 \$60,000 of the medical aid account—state appropriation are provided  
20 for the maintenance and operating costs of the isolated worker  
21 protection information technology project.

22 (10) \$125,000 of the general fund—state appropriation for fiscal  
23 year 2022 and \$125,000 of the general fund—state appropriation for  
24 fiscal year 2023 are provided solely for the department to analyze  
25 patients who are maintained on chronic opioids. The department must  
26 submit a report of its findings to the governor and the appropriate  
27 committees of the legislature no later than October 1, 2023. The  
28 report shall include analysis of patient data, describing the  
29 characteristics of patients who are maintained on chronic opioids and  
30 their clinical needs, and a preliminary evaluation of potential  
31 interventions to improve care and reduce harms in this population.

32 (11) \$100,000 of the general fund—state appropriation for fiscal  
33 year 2022 and \$50,000 of the general fund—state appropriation for  
34 fiscal year 2023 are provided solely for a grant to an organization  
35 in Pierce county experienced in providing peer-to-peer training, in  
36 order to develop and implement a program aimed at reducing workplace  
37 sexual harassment in the agricultural sector, with the following  
38 deliverables:



1 (a) Peer-to-peer training and evaluation of sexual harassment  
2 training curriculum; and

3 (b) The building of a statewide network of peer trainers as  
4 farmworker leaders whose primary purpose is to prevent workplace  
5 sexual harassment and assault through leadership, education, and  
6 other tools.

7 (12) \$150,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$100,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely for a work group to investigate  
10 how to make Washington's industrial insurance system easier to access  
11 for employers and hiring entities to provide industrial insurance  
12 coverage for domestic workers.

13 (a) Domestic workers include, but are not limited to:  
14 Housecleaners, nannies, gardeners, and day laborers, including but  
15 not limited to those who may perform maintenance or repair work in or  
16 about the private home of the employer or hiring entity.

17 (b) The work group shall make recommendations to the governor and  
18 appropriate legislative committees on legislative, regulatory, or  
19 other changes that would make the industrial insurance system easier  
20 for day laborers and their employers to access. This work group will  
21 also explore the possible role of intermediary nonprofit  
22 organizations that assist and refer domestic workers and day  
23 laborers.

24 (c) The work group shall be comprised of the following  
25 representatives, to be appointed by the governor by July 1, 2021:

26 (i) Two representatives who are directly impacted domestic  
27 workers who work for private home employers or hiring entities;

28 (ii) Two representatives who are directly impacted day laborers  
29 who work for private home employers or hiring entities;

30 (iii) Two representatives from unions, workers' centers, or  
31 intermediary nonprofit organizations that assist and/or refer such  
32 directly impacted workers;

33 (iv) Two employer or hiring entity representatives who directly  
34 employ or hire single domestic workers in private homes;

35 (v) One employer or hiring entity representative who directly  
36 employs or hires day laborers in a private home;

37 (vi) One representative from a nonprofit organization that  
38 educates and organizes household employers; and

39 (vii) Representatives from the department, serving in an ex  
40 officio capacity.

1 (d) The department shall convene the work group by August 1,  
2 2021, and shall meet at least once every two months and may meet  
3 remotely in order to accommodate the involvement of domestic worker  
4 and day laborer representatives.

5 (e) The work group shall deliver its report and recommendations  
6 to the governor and the appropriate committees of the legislature no  
7 later than November 4, 2022.

8 (13) ~~\$237,000 of the accident account—state appropriation and~~  
9 ~~\$184,000 of the medical aid account—state appropriation are provided~~  
10 ~~solely for costs associated with the implementation of Engrossed~~  
11 ~~Substitute Senate Bill No. 5115 (health emergency/labor). ((If the~~  
12 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
13 ~~subsection shall lapse.))~~

14 (14) (~~(\$825,000)~~) \$1,228,000 of the accident account—state  
15 appropriation and (~~(\$620,000)~~) \$217,000 of the medical aid account—  
16 state appropriation are provided solely for costs associated with the  
17 implementation of Engrossed Substitute Senate Bill No. 5172  
18 (agricultural overtime). ((If the bill is not enacted by June 30,  
19 2021, the amounts provided in this subsection shall lapse.))

20 (15) \$760,000 of the general fund—state appropriation for fiscal  
21 year 2022 and \$1,393,000 of the general fund—state appropriation for  
22 fiscal year 2023 are provided solely for the implementation of Second  
23 Substitute Senate Bill No. 5183 (nonfatal strangulation). ((If the  
24 bill is not enacted by June 30, 2021, the amounts provided in this  
25 subsection shall lapse.))

26 (16) \$367,000 of the accident account—state appropriation and  
27 \$366,000 of the medical aid account—state appropriation are provided  
28 solely for the implementation of Engrossed Substitute Senate Bill No.  
29 5190 (health care workers/benefits). ((If the bill is not enacted by  
30 June 30, 2021, the amounts provided in this subsection shall lapse.))

31 (17) \$1,626,000 of the accident account—state appropriation and  
32 \$288,000 of the medical aid account—state appropriation are provided  
33 solely for the purpose of providing a temporary 7.5 percent increase  
34 to the base rate of pay for the compliance field positions in the  
35 following job classifications: Safety and health specialist 3, safety  
36 and health specialist 4, industrial hygienist 3, and industrial  
37 hygienist 4, who are responsible for inspections, investigations, and  
38 enforcement related to the COVID-19 pandemic, not including  
39 consultation staff within these classifications. The increase shall

1 be effective July 1, 2021, until June 30, 2023. Expenditure of the  
2 amount provided for this purpose is contingent upon execution of an  
3 appropriate memorandum of understanding between the governor or the  
4 governor's designee and the exclusive bargaining representative,  
5 consistent with the terms of this subsection.

6 (18) \$298,000 of the accident account—state appropriation and  
7 \$53,000 of the medical aid account—state appropriation are provided  
8 solely for the implementation of Engrossed Substitute House Bill No.  
9 1097 (increasing worker protections). (~~If the bill is not enacted by~~  
10 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

11 (19) \$1,360,000 of the accident account—state appropriation and  
12 \$240,000 of the medical aid account—state appropriation are provided  
13 solely for the department of labor and industries, in coordination  
14 with the Washington state apprenticeship training council, to  
15 establish behavioral health apprenticeship programs. The behavioral  
16 health apprenticeship programs shall be administered by the  
17 Washington state apprenticeship training council. The amounts  
18 provided in this subsection must be used to compensate behavioral  
19 health providers for the incurred operating costs associated with the  
20 apprenticeship program, including apprentice compensation, staff  
21 support and supervision of apprentices, development of on-the-job  
22 training catalogs for apprentices, and provider incentives for  
23 implementing a behavioral health apprenticeship program. In awarding  
24 this funding, special preference must be given to small or rural  
25 behavioral health providers and those that serve higher percentages  
26 of individuals from black, indigenous, and people of color  
27 communities.

28 (20) \$65,000 of the accident account—state appropriation and  
29 \$66,000 of the medical aid account—state appropriation are provided  
30 solely for the implementation of Substitute House Bill No. 1455  
31 (social security/L&I & ESD). (~~If the bill is not enacted by June 30,~~  
32 ~~2021, the amounts provided in this subsection shall lapse.~~)

33 (21) \$584,000 of the accident account—state appropriation and  
34 \$584,000 of the medical aid account—state appropriation are provided  
35 solely for costs associated with staff overtime affiliated with the  
36 state emergency operations center. Prior to utilizing these funds,  
37 the department of labor and industries must collaborate with the  
38 military department to determine if any overtime costs may be

1 eligible for reimbursement from the federal emergency management  
2 agency.

3 (22) \$961,000 of the accident account—state appropriation and  
4 \$169,000 of the medical aid account—state appropriation are provided  
5 solely for enhancements to the apprenticeship registration and  
6 tracking computer system to align data collection with federal  
7 regulations and to create functionality that allows for web-based  
8 document uploading. This project is subject to the conditions,  
9 limitations, and review provided in section 701 of this act.

10 (23) \$350,000 of the accident account—state appropriation and  
11 \$350,000 of the medical aid account—state appropriation are provided  
12 solely for the completion of the licensing and certification  
13 administrators IT project to meet the implementation requirements of  
14 chapter 277, Laws of 2020 (SHB 2409). This project is subject to the  
15 conditions, limitations, and review provided in section 701 of this  
16 act.

17 (24) \$94,000 of the medical aid account—state appropriation is  
18 provided solely to cover the overhead rent costs to increase the  
19 number of labor and industry vocational specialists embedded in  
20 WorkSource offices.

21 (25) \$616,000 of the public works administration account—state  
22 appropriation is provided solely to expand capacity to investigate  
23 and enforce prevailing-wage complaints.

24 (26) \$794,000 of the public works administration account—state  
25 appropriation is provided solely for planning and requirements  
26 gathering to make system improvements to the prevailing wage program  
27 information technology system. Of the amount in this subsection,  
28 \$300,000 is for two permanent information technology developers to  
29 maintain the system. This project is subject to the conditions,  
30 limitations, and review provided in section 701 of this act.

31 (27) \$2,500,000 of the general fund—state appropriation for  
32 fiscal year 2023 is provided solely to create and administer a grant  
33 program intended to modernize the technology and remote learning  
34 infrastructure within existing state registered apprenticeship  
35 programs as provided in Engrossed Second Substitute Senate Bill No.  
36 5600 (apprenticeship programs). If the bill is not enacted by June  
37 30, 2022, the amount provided in this subsection shall lapse. Grant  
38 applications must include a plan to sustain the investment over time.

1 Up to five percent of the total amount provided in this subsection  
2 can be used to cover administrative expenses.

3 (28) \$4,000,000 of the general fund—state appropriation for  
4 fiscal year 2023 is provided solely to create and administer a grant  
5 program intended to upgrade apprenticeship program equipment to  
6 better replicate conditions on the job during the training of  
7 apprentices as provided in Engrossed Second Substitute Senate Bill  
8 No. 5600 (apprenticeship programs). If the bill is not enacted by  
9 June 30, 2022, the amount provided in this subsection shall lapse.  
10 The grant program is limited to state registered apprenticeship  
11 programs. Up to five percent of the total within this subsection can  
12 be used to cover administrative expenses.

13 (29) \$2,000,000 of the general fund—state appropriation for  
14 fiscal year 2023 is provided solely to create and administer a grant  
15 program intended to provide wraparound support services to mitigate  
16 barriers to beginning or participating in state registered  
17 apprenticeship programs as provided in Engrossed Second Substitute  
18 Senate Bill No. 5600 (apprenticeship programs). If the bill is not  
19 enacted by June 30, 2022, the amount provided in this subsection  
20 shall lapse. Up to five percent of the amount provided in this  
21 subsection may be used to cover administrative expenses.

22 (30) \$12,000 of the general fund—state appropriation for fiscal  
23 year 2023 is provided solely for vouchers to cover the cost of  
24 driver's education courses for minors enrolled in a state registered  
25 apprenticeship program as provided in Engrossed Second Substitute  
26 Senate Bill No. 5600 (apprenticeship programs). If the bill is not  
27 enacted by June 30, 2022, the amount provided in this subsection  
28 shall lapse.

29 (31) \$205,000 of the general fund—state appropriation for fiscal  
30 year 2023 is provided solely to start conducting a four-year  
31 retention study of state registered apprentices as provided in  
32 Engrossed Second Substitute Senate Bill No. 5600 (apprenticeship  
33 programs). If the bill is not enacted by June 30, 2022, the amount  
34 provided in this subsection shall lapse. The study shall include the  
35 collection of data from all apprentices three months into their  
36 apprenticeship to understand challenges and barriers they face  
37 towards program participation. The aggregate data by trade must be  
38 displayed on a publicly available dashboard. Study data must be  
39 provided with apprenticeship coordinators to implement an early

1 response to connect apprentices with needed supports. The department  
2 shall submit an annual report to the governor and appropriate  
3 legislative committees beginning June 30, 2023.

4 (32) \$100,000 of the general fund—state appropriation for fiscal  
5 year 2023 is provided solely for the department to explore  
6 requirements needed to create a centralized technical support system  
7 for new nontraditional apprenticeship programs to help applicants  
8 navigate and start the process.

9 (33) \$207,000 of the general fund—state appropriation for fiscal  
10 year 2023 is provided solely for implementation of Substitute Senate  
11 Bill No. 5814 (child abuse/medical evaluation). If the bill is not  
12 enacted by June 30, 2022, the amount provided in this subsection  
13 shall lapse.

14 (34) \$191,000 of the general fund—state appropriation for fiscal  
15 year 2023 is provided solely for implementation of Engrossed Second  
16 Substitute Senate Bill No. 5600 (apprenticeship programs). If the  
17 bill is not enacted by June 30, 2022, the amount provided in this  
18 subsection shall lapse.

19 (35) \$454,000 of the general fund—state appropriation for fiscal  
20 year 2023 is provided solely for implementation of Substitute Senate  
21 Bill No. 5714 (solar canopies tax deferral). If the bill is not  
22 enacted by June 30, 2022, the amount provided in this subsection  
23 shall lapse.

24 (36) \$412,000 of the accident account—state appropriation and  
25 \$73,000 of the medical aid account—state appropriation are provided  
26 solely to implement Engrossed Substitute Senate Bill No. 5761 (wage  
27 and salary information). If the bill is not enacted by June 30, 2022,  
28 the amounts provided in this subsection shall lapse.

29 (37) \$500,000 of the general fund—state appropriation for fiscal  
30 year 2023 is provided solely for a grant to a nonprofit organization  
31 that will support development, outreach, and recruitment to provide  
32 job readiness skills and apprenticeship training to public school  
33 paraeducators to support college degree attainment to become  
34 certified teachers. The grant recipient must be a nonprofit  
35 organization serving classified public school employees statewide.

36 (38) \$1,000,000 of the general fund—state appropriation for  
37 fiscal year 2023 is provided solely to create a certified nursing  
38 assistant model joint labor-management apprenticeship program to  
39 address the certified nursing assistant staffing crisis in skilled

1 nursing facilities by improving workforce recruitment and retention,  
2 reducing barriers to entry, and restoring the pipeline of entry level  
3 health care professionals into skilled nursing facilities.

4 **Sec. 221.** 2021 c 334 s 221 (uncodified) is amended to read as  
5 follows:

6 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**

7 (1) The appropriations in this section are subject to the  
8 following conditions and limitations:

9 (a) The department of veterans affairs shall not initiate any  
10 services that will require expenditure of state general fund moneys  
11 unless expressly authorized in this act or other law. The department  
12 may seek, receive, and spend, under RCW 43.79.260 through 43.79.282,  
13 federal moneys that are unrelated to the coronavirus response and not  
14 anticipated in this act as long as the federal funding does not  
15 require expenditure of state moneys for the program in excess of  
16 amounts anticipated in this act. If the department receives  
17 unanticipated unrestricted federal moneys that are unrelated to the  
18 coronavirus response, those moneys must be spent for services  
19 authorized in this act or in any other legislation that provides  
20 appropriation authority, and an equal amount of appropriated state  
21 moneys shall lapse. Upon the lapsing of any moneys under this  
22 subsection, the office of financial management shall notify the  
23 legislative fiscal committees. As used in this subsection,  
24 "unrestricted federal moneys" includes block grants and other funds  
25 that federal law does not require to be spent on specifically defined  
26 projects or matched on a formula basis by state funds.

27 (b) Each year, there is fluctuation in the revenue collected to  
28 support the operation of the state veteran homes. When the department  
29 has foreknowledge that revenue will decrease, such as from a loss of  
30 census or from the elimination of a program, the legislature expects  
31 the department to make reasonable efforts to reduce expenditures in a  
32 commensurate manner and to demonstrate that it has made such efforts.  
33 In response to any request by the department for general fund—state  
34 appropriation to backfill a loss of revenue, the legislature shall  
35 consider the department's efforts in reducing its expenditures in  
36 light of known or anticipated decreases to revenues.

37 (2) HEADQUARTERS

38 General Fund—State Appropriation (FY 2022) . . . . . (~~(\$3,966,000)~~)

1		<u>\$4,087,000</u>
2	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$3,791,000</del> ))
3		<u>\$4,211,000</u>
4	Charitable, Educational, Penal, and Reformatory	
5	Institutions Account—State Appropriation . . . . .	\$10,000
6	TOTAL APPROPRIATION . . . . .	(( <del>\$7,767,000</del> ))
7		<u>\$8,308,000</u>
8	(3) FIELD SERVICES	
9	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$8,121,000</del> ))
10		<u>\$8,128,000</u>
11	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$7,878,000</del> ))
12		<u>\$8,192,000</u>
13	General Fund—Federal Appropriation . . . . .	(( <del>\$4,412,000</del> ))
14		<u>\$9,116,000</u>
15	General Fund—Private/Local Appropriation . . . . .	(( <del>\$4,959,000</del> ))
16		<u>\$6,730,000</u>
17	Veteran Estate Management Account—Private/Local	
18	Appropriation . . . . .	\$717,000
19	TOTAL APPROPRIATION . . . . .	(( <del>\$26,087,000</del> ))
20		<u>\$32,883,000</u>

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

23 (a) \$449,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$449,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for supporting the statewide  
26 plan to reduce suicide among service members, veterans, and their  
27 families. No later than December 1, 2022, the department must submit  
28 to the appropriate fiscal committees of the legislature a report that  
29 describes how the funding provided in this subsection was spent,  
30 including the numbers of individuals served and the types of services  
31 provided.

32 (b) \$233,000 of the general fund—state appropriation for fiscal  
33 year 2022 and \$233,000 of the general fund—state appropriation for  
34 fiscal year 2023 are provided solely for the traumatic brain injury  
35 program to reduce homelessness, domestic violence, and intimate  
36 partner violence impacts to the behavioral health system and justice  
37 system. No later than December 1, 2022, the department must submit to  
38 the appropriate fiscal committees of the legislature a report that



1 describes how the funding provided in this subsection was spent,  
2 including the numbers of individuals served and the types of services  
3 provided.

4 (c) \$300,000 of the general fund—state appropriation for fiscal  
5 year 2022 and \$300,000 of the general fund—state appropriation for  
6 fiscal year 2023 are provided solely for two veterans service  
7 officers, one located in eastern Washington and one located in  
8 western Washington.

9 (4) (~~INSTITUTIONAL SERVICES~~) STATE VETERANS HOMES PROGRAM

10	General Fund—State Appropriation (FY 2022). . . . .	(\$10,991,000)
11		<u>\$16,756,000</u>
12	General Fund—State Appropriation (FY 2023). . . . .	(\$12,510,000)
13		<u>\$23,897,000</u>
14	General Fund—Federal Appropriation. . . . .	(\$108,522,000)
15		<u>\$110,588,000</u>
16	General Fund—Private/Local Appropriation. . . . .	(\$21,794,000)
17		<u>\$18,632,000</u>
18	TOTAL APPROPRIATION. . . . .	(\$153,817,000)
19		<u>\$169,873,000</u>

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

22 (a) If the department receives additional unanticipated federal  
23 resources that are unrelated to the coronavirus response at any point  
24 during the remainder of the 2021-2023 fiscal biennium, an equal  
25 amount of general fund—state must be placed in unallotted status so  
26 as not to exceed the total appropriation level specified in this  
27 subsection. The department may submit as part of the policy level  
28 budget submittal documentation required by RCW 43.88.030 a request to  
29 maintain the general fund—state resources that were unallotted as  
30 required by this subsection.

31 (b) \$234,000 of the general fund—state appropriation for fiscal  
32 year 2022 and \$222,000 of the general fund—state appropriation for  
33 fiscal year 2023 are provided solely to implement Substitute House  
34 Bill No. 1218 (long-term care residents). (~~If the bill is not~~  
35 ~~enacted by June 30, 2021, the amounts provided in this subsection~~  
36 ~~shall lapse.~~)

37 (5) CEMETERY SERVICES

38	General Fund—State Appropriation (FY 2022). . . . .	\$85,000
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1	General Fund—State Appropriation (FY 2023) . . . . .	((\$101,000))
2		<u>\$130,000</u>
3	General Fund—Federal Appropriation . . . . .	\$710,000
4	TOTAL APPROPRIATION . . . . .	((\$896,000))
5		<u>\$925,000</u>

6       **Sec. 222.** 2021 c 334 s 222 (uncodified) is amended to read as  
7 follows:

8       **FOR THE DEPARTMENT OF HEALTH**

9	General Fund—State Appropriation (FY 2022) . . . . .	((\$99,870,000))
10		<u>\$120,491,000</u>
11	General Fund—State Appropriation (FY 2023) . . . . .	((\$96,638,000))
12		<u>\$128,406,000</u>
13	General Fund—Federal Appropriation . . . . .	((\$569,921,000))
14		<u>\$580,680,000</u>
15	General Fund—Private/Local Appropriation . . . . .	((\$234,627,000))
16		<u>\$248,242,000</u>
17	Hospital Data Collection Account—State Appropriation . . . . .	\$428,000
18	Health Professions Account—State Appropriation . . . . .	((\$146,975,000))
19		<u>\$157,579,000</u>
20	Aquatic Lands Enhancement Account—State	
21	Appropriation . . . . .	((\$633,000))
22		<u>\$637,000</u>
23	Emergency Medical Services and Trauma Care Systems	
24	Trust Account—State Appropriation . . . . .	((\$10,053,000))
25		<u>\$10,109,000</u>
26	Safe Drinking Water Account—State Appropriation . . . . .	((\$5,976,000))
27		<u>\$7,240,000</u>
28	Drinking Water Assistance Account—Federal	
29	Appropriation . . . . .	((\$16,759,000))
30		<u>\$20,903,000</u>
31	Waterworks Operator Certification Account—State	
32	Appropriation . . . . .	((\$1,978,000))
33		<u>\$2,007,000</u>
34	Drinking Water Assistance Administrative Account—	
35	State Appropriation . . . . .	((\$1,604,000))
36		<u>\$1,635,000</u>
37	Site Closure Account—State Appropriation . . . . .	((\$180,000))
38		<u>\$186,000</u>

1	Biotoxin Account—State Appropriation. . . . .	(( <del>\$1,675,000</del> ))
2		<u>\$1,730,000</u>
3	Model Toxics Control Operating Account—State	
4	Appropriation. . . . .	(( <del>\$7,555,000</del> ))
5		<u>\$8,164,000</u>
6	Medical Test Site Licensure Account—State	
7	Appropriation. . . . .	(( <del>\$3,187,000</del> ))
8		<u>\$3,281,000</u>
9	Secure Drug Take-Back Program Account—State	
10	Appropriation. . . . .	(( <del>\$299,000</del> ))
11		<u>\$1,435,000</u>
12	Youth Tobacco and Vapor Products Prevention Account—	
13	State Appropriation. . . . .	(( <del>\$3,222,000</del> ))
14		<u>\$3,243,000</u>
15	Dedicated Marijuana Account—State Appropriation	
16	(FY 2022). . . . .	(( <del>\$10,538,000</del> ))
17		<u>\$10,584,000</u>
18	Dedicated Marijuana Account—State Appropriation	
19	(FY 2023). . . . .	(( <del>\$10,562,000</del> ))
20		<u>\$11,000,000</u>
21	Public Health Supplemental Account—Private/Local	
22	Appropriation. . . . .	(( <del>\$3,619,000</del> ))
23		<u>\$3,708,000</u>
24	Accident Account—State Appropriation. . . . .	(( <del>\$348,000</del> ))
25		<u>\$369,000</u>
26	Medical Aid Account—State Appropriation. . . . .	(( <del>\$53,000</del> ))
27		<u>\$57,000</u>
28	<u>Statewide 988 Behavioral Health Crisis Response Line</u>	
29	<u>Account—State Appropriation. . . . .</u>	<u>\$80,000</u>
30	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
31	<u>Appropriation. . . . .</u>	<u>\$256,287,000</u>
32	TOTAL APPROPRIATION. . . . .	(( <del>\$1,226,700,000</del> ))
33		<u>\$1,578,481,000</u>

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

- 36 (1) The department of health shall not initiate any services that  
37 will require expenditure of state general fund moneys unless  
38 expressly authorized in this act or other law. The department of  
39 health and the state board of health shall not implement any new or

1 amended rules pertaining to primary and secondary school facilities  
2 until the rules and a final cost estimate have been presented to the  
3 legislature, and the legislature has formally funded implementation  
4 of the rules through the omnibus appropriations act or by statute.  
5 The department may seek, receive, and spend, under RCW 43.79.260  
6 through 43.79.282, federal moneys not anticipated in this act as long  
7 as the federal funding does not require expenditure of state moneys  
8 for the 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 Substitute  
32 Senate Bill No. 5141 (env. justice task force recs). ~~((If the bill is  
33 not enacted by June 30, 2021, the amounts provided in this subsection  
34 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.

7 ~~((21))~~ (20) (a) ~~((200,000))~~ \$65,000 of the general fund—state  
8 appropriation for fiscal year 2022 ~~((is))~~ and \$135,000 of the general  
9 fund—state appropriation for fiscal year 2023 are provided solely for  
10 a task force, chaired by the secretary of the department, implemented  
11 by August 1, 2021, to assist with the development of a "parks Rx"  
12 health and wellness pilot program that can be implemented in the  
13 Puget Sound, eastern Washington, and southwest Washington regions of  
14 Washington state.

15 (b) Members of the task force must include:

16 (i) The secretary of health, or the secretary's designee;

17 (ii) The following members to be appointed by the secretary of  
18 health:

19 (A) Two representatives of local parks and recreation agencies,  
20 from recommendations by the Washington recreation and park  
21 association;

22 (B) Two representatives of health care providers and community  
23 health workers, from recommendations by the association of Washington  
24 healthcare plans from recommendations by the department community  
25 health worker training program;

26 (C) Two representatives from drug-free health care professions,  
27 one representing the interests of state associations representing  
28 chiropractors and one representing the interests of physical  
29 therapists and athletic trainers from recommendations by their  
30 respective state associations;

31 (D) Two representatives from hospital and health systems, from  
32 recommendations by the Washington state hospital association;

33 (E) Two representatives of local public health agencies, from  
34 recommendations by the Washington state association of local public  
35 health officials; and

36 (F) Two representatives representing health carriers, from  
37 recommendations from the association of Washington healthcare plans;  
38 and

39 (iii) A representative from the Washington state parks, as  
40 designated by the Washington state parks and recreation commission.

1 (c) The secretary of health or the secretary's designee must  
2 chair the task force created in this subsection. Staff support for  
3 the task force must be provided by the department of health.

4 (d) The task force shall establish an ad hoc advisory committee  
5 in each of the three pilot regions for purposes of soliciting input  
6 on the design and scope of the parks Rx program. Advisory committee  
7 membership may not exceed 16 persons and must include diverse  
8 representation from the pilot regions, including those experiencing  
9 significant health disparities.

10 (e) The task force must meet at least once bimonthly through June  
11 2022.

12 (f) The duties of the task force are to advise the department of  
13 health on issues including but not limited to developing:

14 (i) A process to establish the pilot program described in this  
15 subsection around the state with a focused emphasis on diverse  
16 communities and where systematic inequities and discrimination have  
17 negatively affected health outcomes;

18 (ii) Model agreements that would enable insurers to offer  
19 incentives to public, nonprofit, and private employers to create  
20 wellness programs that offer employees a discount on health insurance  
21 in exchange for a certain usage level of outdoor parks and trails for  
22 recreation and physical activity; and

23 (iii) Recommendations on ways in which a public-private  
24 partnership approach may be utilized to fund the implementation of  
25 the pilot program described in this subsection.

26 (g) The members of the task force are encouraged to consider  
27 grant funding and outside funding options that can be used toward the  
28 pilot program.

29 (h) The department of health must report findings and  
30 recommendations of the task force to the governor and relevant  
31 committees of the legislature in compliance with RCW 43.01.036 by  
32 September 1, 2022.

33 ~~((+22))~~ (21) \$50,000 of the general fund—state appropriation for  
34 fiscal year 2022 and \$50,000 of the general fund—state appropriation  
35 for fiscal year 2023 are provided solely for a work group to make  
36 recommendations concerning funding and policy initiatives to address  
37 the spread of sexually transmitted infections in Washington.

38 (a) The work group membership must include, but is not limited  
39 to, the following members appointed by the governor:

1 (i) A representative from the department of health office of  
2 infectious disease;

3 (ii) A representative from the pharmacy quality assurance  
4 commission;

5 (iii) A representative from the Washington medical commission;

6 (iv) A representative from an organization representing health  
7 care providers;

8 (v) A representative from a local health jurisdiction located  
9 east of the crest of the Cascade mountains;

10 (vi) A representative from a local health jurisdiction located  
11 west of the crest of the Cascade mountains;

12 (vii) At least one representative from an organization working to  
13 address health care access barriers for LGBTQ populations;

14 (viii) At least one representative from an organization working  
15 to address health care access barriers for communities of color; and

16 (ix) At least one representative from an organization working to  
17 address health care access barriers for justice involved individuals.

18 (b) Staff support for the work group shall be provided by the  
19 department of health.

20 (c) The work group shall submit a report to the legislature by  
21 December 1, 2022, that includes recommendations to: (i) Eradicate  
22 congenital syphilis and hepatitis B by 2030; (ii) control the spread  
23 of gonorrhea, syphilis, and chlamydia; (iii) end the need for  
24 confirmatory syphilis testing by the public health laboratory; and  
25 (d) expand access to PrEP and PEP.

26 (d) Recommendations provided by the work group must be  
27 prioritized based on need and available funding.

28 ~~((+23))~~ (22) \$236,000 of the general fund—state appropriation  
29 for fiscal year 2022 and \$236,000 of the general fund—state  
30 appropriation for fiscal year 2023 are provided solely to implement  
31 Engrossed Second Substitute House Bill No. 1152 (comprehensive public  
32 health districts). ~~((If the bill is not enacted by June 30, 2021, the  
33 amounts provided in this subsection shall lapse.~~

34 ~~(+24))~~ (23) \$332,000 of the general fund—state appropriation for  
35 fiscal year 2022 and \$1,885,000 of the general fund—state  
36 appropriation for fiscal year 2023 are provided solely for the  
37 department to establish and operate regional shared service centers,  
38 regional health officers, and regional coordinators, as follows:

1 (a) The role and duties of the regional shared service centers  
2 shall be determined by the department and may include the  
3 coordination and facilitation of shared delivery of services under  
4 the foundational public health services, the implementation of  
5 Engrossed Second Substitute Senate Bill No. 5052 (health equity  
6 zones), and the development of relationships with other regional  
7 bodies, such as accountable communities of health.

8 (b) Regional health officers and regional coordinators must be  
9 employees of the department. The department may seek to colocate  
10 these employees with local health jurisdictions or other government  
11 agencies.

12 (c) The regional health officers shall be deputies of the state  
13 health officer. Regional health officers may: (i) Work in partnership  
14 with local health jurisdictions, the department, the state board of  
15 health, and federally recognized Indian tribes to provide  
16 coordination across counties; (ii) provide support to local health  
17 officers and serve as an alternative for local health officers during  
18 vacations and other absences, emergencies, and vacancies; and (iii)  
19 provide mentorship and training to new local health officers.

20 (d) A regional health officer must meet the same qualifications  
21 as local health officers provided in RCW 70.05.050.

22 ~~((25))~~ (24) \$34,000 of the general fund—state appropriation for  
23 fiscal year 2022 and \$58,000 of the general fund—local appropriation  
24 are provided solely for implementation of Second Substitute House  
25 Bill No. 1148 (acute care hospitals). ~~((If the bill is not enacted by  
26 June 30, 2021, the amounts provided in this subsection shall lapse.~~

27 ~~(26))~~ (25) \$832,000 of the general fund—local appropriation and  
28 \$554,000 of the health professions account—state appropriation are  
29 provided solely for implementation of Engrossed Second Substitute  
30 House Bill No. 1086 (behavioral health consumers). ~~((If the bill is  
31 not enacted by June 30, 2021, the amounts provided in this subsection  
32 shall lapse.~~

33 ~~(27))~~ (26) \$21,000 of the health professions account—state  
34 appropriation is provided solely for implementation of House Bill No.  
35 1063 (behav. health credentials). ~~((If the bill is not enacted by  
36 June 30, 2021, the amount provided in this subsection shall lapse.~~

37 ~~(28))~~ (27) \$374,000 of the general fund—state appropriation for  
38 fiscal year 2022 and \$362,000 of the general fund—state appropriation  
39 for fiscal year 2023 are provided solely for implementation of

1 Engrossed Substitute House Bill No. 1443 (cannabis industry/equity).  
2 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~  
3 ~~this subsection shall lapse.~~

4 ~~(29))~~ (28) \$97,000 of the general fund—local appropriation is  
5 provided solely for implementation of House Bill No. 1031 (birth  
6 cert., stillbirth). (~~If the bill is not enacted by June 30, 2021,~~  
7 ~~the amount provided in this subsection shall lapse.~~

8 ~~(30)~~ \$200,000 of the general fund—state appropriation for fiscal  
9 year 2022 and \$98,000 of the general fund—state appropriation for  
10 fiscal year 2023 are provided solely for implementation of Second  
11 Substitute House Bill No. 1127 (COVID-19 health data privacy). If the  
12 bill is not enacted by June 30, 2021, the amounts provided in this  
13 subsection shall lapse.

14 ~~(31))~~ (29) \$17,000 of the health professions account—state  
15 appropriation is provided solely for implementation of Substitute  
16 House Bill No. 1007 (supervised exp./distance). (~~If the bill is not~~  
17 ~~enacted by June 30, 2021, the amount provided in this subsection~~  
18 ~~shall lapse.~~

19 ~~(32))~~ (30) \$596,000 of the general fund—state appropriation for  
20 fiscal year 2022, \$58,000 of the general fund—state appropriation for  
21 fiscal year 2023, and \$64,000 of the hospital data collection account  
22 —state appropriation are provided solely for implementation of  
23 Engrossed Second Substitute House Bill No. 1272 (health system  
24 transparency). (~~If the bill is not enacted by June 30, 2021, the~~  
25 ~~amounts provided in this subsection shall lapse.~~

26 ~~(33))~~ (31) \$71,000 of the health professions account—state  
27 appropriation is provided solely for implementation of Substitute  
28 House Bill No. 1129 (international medical grads). (~~If the bill is~~  
29 ~~not enacted by June 30, 2021, the amount provided in this subsection~~  
30 ~~shall lapse.~~

31 ~~(34))~~ (32) \$2,809,000 of the model toxics control operating  
32 account—state appropriation is provided solely for implementation of  
33 Engrossed Second Substitute House Bill No. 1139 (lead in drinking  
34 water). (~~If the bill is not enacted by June 30, 2021, the amounts~~  
35 ~~provided in this subsection shall lapse.~~

36 ~~(35))~~ (33) \$17,000 of the general fund—state appropriation for  
37 fiscal year 2022 is provided solely for implementation of Substitute  
38 House Bill No. 1383 (respiratory care). (~~If the bill is not enacted~~  
39 ~~by June 30, 2021, the amount provided in this subsection shall lapse.~~

1       ~~(36))~~ (34) \$92,000 of the general fund—state appropriation for  
2 fiscal year 2022 is provided solely for implementation of Engrossed  
3 Substitute House Bill No. 1184 (risk-based water standards). ~~((If the~~  
4 ~~bill is not enacted by June 30, 2021, the amount provided in this~~  
5 ~~subsection shall lapse.~~

6       ~~(37))~~ (35) \$516,000 of the general fund—state appropriation for  
7 fiscal year 2022 and \$1,873,000 of the general fund—state  
8 appropriation for fiscal year 2023 are provided solely for  
9 implementation of Substitute House Bill No. 1225 (school-based health  
10 centers). ~~((If the bill is not enacted by June 30, 2021, the amounts~~  
11 ~~provided in this subsection shall lapse.~~

12       ~~(38))~~ (36) \$301,000 of the secure drug take-back program account  
13 —state appropriation is provided solely for implementation of Second  
14 Substitute House Bill No. 1161 (drug take-back programs). ~~((If the~~  
15 ~~bill is not enacted by June 30, 2021, the amount provided in this~~  
16 ~~subsection shall lapse.~~

17       ~~(39))~~ (37) \$22,000 of the general fund—state appropriation for  
18 fiscal year 2022 and \$78,000 of the general fund—state appropriation  
19 for fiscal year 2023 are provided solely for implementation of  
20 Engrossed House Bill No. 1311 (SUD apprenticeships/certs). ~~((If the~~  
21 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
22 ~~subsection shall lapse.~~

23       ~~(40))~~ (38) \$17,000 of the general fund—state appropriation for  
24 fiscal year 2022 is provided solely for implementation of House Bill  
25 No. 1378 (medical assistants). ~~((If the bill is not enacted by June~~  
26 ~~30, 2021, the amount provided in this subsection shall lapse.~~

27       ~~(41))~~ (39) Within amounts appropriated in this section from the  
28 health professions account, the Washington nursing commission shall  
29 contract with the state auditor's office to conduct a performance  
30 audit, specifically addressing the length of time required to license  
31 individuals who come from other states. The audit should address the  
32 obstacles contributing to any delay and make recommendations for  
33 improvement.

34       ~~((42))~~ (40) Within amounts appropriated in this section from  
35 the health professions account, the Washington medical commission  
36 shall contract with the state auditor's office to conduct a  
37 performance audit, which must address the length of time required to  
38 license individuals and comparatively analyze disciplinary processes  
39 with those of other states. The audit should address the obstacles

1 contributing to inefficiencies and make recommendations for  
2 improvement.

3 ~~((43))~~ (41) Within amounts appropriated in this section, the  
4 Washington nursing commission must hire sufficient staff to process  
5 applications for nursing licenses so that the time required for  
6 processing does not exceed seven days.

7 ~~((44))~~ (42) \$600,000 of the general fund—state appropriation  
8 for fiscal year 2022 and \$600,000 of the general fund—state  
9 appropriation for fiscal year 2023 are provided solely for the  
10 department to contract with a community-based nonprofit organization  
11 located in Yakima Valley to develop a Spanish language public radio  
12 media campaign aimed at providing education on the COVID-19 pandemic  
13 through an outreach program. The goal of the radio media campaign is  
14 to reach residents considered "essential workers," including but not  
15 limited to farmworkers, and provide information on best practices for  
16 limiting exposure, preventing transmission, and seeking treatment for  
17 COVID-19. The nonprofit organization must coordinate with medical  
18 professionals and other stakeholders on the content of the radio  
19 media campaign. The department, in coordination with the nonprofit,  
20 must provide a preliminary report to the legislature no later than  
21 December 31, 2021. A final report to the legislature must be  
22 submitted no later than June 30, 2023. Both reports must include: (a)  
23 A description of the outreach program and its implementation; (b) the  
24 number of individuals reached through the outreach program; and (c)  
25 any relevant demographic data regarding those individuals.

26 ~~((45))~~ (43) \$500,000 of the general fund—state appropriation  
27 for fiscal year 2022 and \$500,000 of the general fund—state  
28 appropriation for fiscal year 2023 is provided solely for the  
29 Washington poison center. This funding is provided in addition to  
30 funding pursuant to RCW 69.50.540.

31 ~~((46))~~ (44) \$400,000 of the general fund—state appropriation  
32 for fiscal year 2022 and \$400,000 of the general fund—state  
33 appropriation for fiscal year 2023 are provided solely for the  
34 department to contract with a community-based nonprofit organization  
35 located in Yakima Valley to develop a Spanish-language public radio  
36 media campaign aimed at preventing opioid use disorders through  
37 education outreach programs. The goal of the radio media campaign is  
38 reaching underserved populations, who may have limited literacy and  
39 who may experience cultural and informational isolation, to address

1 prevention, education and treatment for opioid users or those at risk  
2 for opioid use. The nonprofit organization must coordinate with  
3 stakeholders who are engaged in promoting healthy and educated  
4 choices about drug use and abuse to host four workshops and two  
5 conferences that present the latest research and best practices. The  
6 department, in coordination with the nonprofit, must provide a  
7 preliminary report to the legislature no later than December 31,  
8 2022. A final report must be submitted to the legislature no later  
9 than June 30, 2023. Both reports must include: (a) A description of  
10 the outreach programs and their implementation; (b) a description of  
11 the workshops and conferences held; (c) the number of individuals who  
12 participated in or received services in relation to the outreach  
13 programs; and (d) any relevant demographic data regarding those  
14 individuals.

15 ~~((47))~~ (45) \$2,122,000 of the general fund—state appropriation  
16 for fiscal year 2022 and \$2,122,000 of the general fund—state  
17 appropriation for fiscal year 2023 are provided solely for the  
18 ongoing operations and maintenance of the prescription monitoring  
19 program maintained by the department.

20 ~~((48))~~ (46) \$2,325,000 of the general fund—state appropriation  
21 for fiscal year 2022 and \$2,625,000 of the general fund—state  
22 appropriation for fiscal year 2023 are provided solely for:

23 (a) Staffing by the department, the department of veterans  
24 affairs, and the department of corrections to expand statewide  
25 suicide prevention efforts, which efforts include suicide prevention  
26 efforts for military service members and veterans and incarcerated  
27 persons;

28 (b) A suicide prevention public awareness campaign to provide  
29 education regarding the signs of suicide, interventions, and  
30 resources for support;

31 (c) Additional staffing for call centers to support the increased  
32 volume of calls to suicide hotlines;

33 (d) Training for first responders to identify and respond to  
34 individuals experiencing suicidal ideation;

35 (e) Support for tribal suicide prevention efforts;

36 (f) Strengthening behavioral health and suicide prevention  
37 efforts in the agricultural sector;

38 (g) Support for the three priority areas of the governor's  
39 challenge regarding identifying suicide risk among service members



1 and their families, increasing the awareness of resources available  
2 to service members and their families, and lethal means safety  
3 planning;

4 (h) Expansion of training for community health workers to include  
5 culturally informed training for suicide prevention;

6 (i) Coordination with the office of the superintendent of public  
7 instruction; and

8 (j) Support for the suicide prevention initiative housed in the  
9 University of Washington.

10 ~~((49))~~ (47) \$1,500,000 of the general fund—state appropriation  
11 for fiscal year 2022 and \$1,500,000 of the general fund—state  
12 appropriation for fiscal year 2023 are provided solely for the fruit  
13 and vegetable incentive program.

14 ~~((50))~~ (48) \$474,000 of the general fund—state appropriation  
15 for fiscal year 2022 is provided solely to implement Substitute House  
16 Bill No. 1218 (long-term care residents). ~~((If the bill is not  
17 enacted by June 30, 2021, the amount provided in this subsection  
18 shall lapse.~~

19 ~~(51))~~ (49) \$1,779,000 of the health professions account—state  
20 appropriation is provided solely to implement Engrossed Second  
21 Substitute Senate Bill No. 1504 (workforce education development  
22 act). ~~((If the bill is not enacted by June 30, 2021, the amount  
23 provided in this subsection shall lapse.~~

24 ~~(52))~~ (50) \$627,000 of the general fund—state appropriation for  
25 fiscal year 2022 and \$627,000 of the general fund—state appropriation  
26 for fiscal year 2023 are provided solely to implement the  
27 recommendations from the community health workers task force to  
28 provide statewide leadership, training, and integration of community  
29 health workers with insurers, health care providers, and public  
30 health systems.

31 ~~((53))~~ (51) \$250,000 of the general fund—state appropriation  
32 for fiscal year 2022 is provided solely for one-time grants to family  
33 planning clinics that are at risk of imminent closure, did not  
34 receive a paycheck protection program loan, and are ineligible for  
35 funding through the coronavirus aid, relief, and economic security  
36 (CARES) act or the coronavirus response and relief supplemental  
37 appropriations act of 2021 (CRRSA).

38 ~~((54))~~ (52) \$450,000 of the general fund—state appropriation  
39 for fiscal year 2022 is provided solely for the nursing care quality

1 assurance commission, in collaboration with the workforce training  
2 and education coordinating board and the department of labor and  
3 industries, to plan a home care aide to nursing assistant certified  
4 to licensed practical nurse (HCA-NAC-LPN) apprenticeship pathway. The  
5 plan must provide the necessary groundwork for the launch of at least  
6 three licensed practical nurse apprenticeship programs in the next  
7 phase of work. The plan for the apprenticeship programs must include  
8 programs in at least three geographically disparate areas of the  
9 state experiencing high levels of long-term care workforce shortages  
10 for corresponding health professions and incorporate the  
11 participation of local workforce development councils for  
12 implementation.

13 ~~((55))~~ (53) \$85,000 of the general fund—state appropriation for  
14 fiscal year 2022 and \$23,000 of the health professions account—state  
15 appropriation are provided solely to implement Senate Bill No. 5124  
16 (colon hydrotherapy). ~~((If the bill is not enacted by June 30, 2021,  
17 the amounts provided in this subsection shall lapse.))~~

18 (54) \$3,000,000 of the general fund—state appropriation for  
19 fiscal year 2023 is provided solely for the Washington nursing  
20 commission to manage a grant process to incentivize nurses to  
21 supervise nursing students in health care settings. The goal of the  
22 grant program is to create more clinical placements for nursing  
23 students to complete required clinical hours to earn their nursing  
24 degree and related licensure.

25 (55) \$761,000 of the general fund—state appropriation for fiscal  
26 year 2023 is provided solely for the Washington nursing commission to  
27 continue to implement virtual nursing assistant training and testing  
28 modalities, create an apprenticeship pathway into nursing for nursing  
29 assistants, implement rule changes to support a career path for  
30 nursing assistants, and collaborate with the workforce training and  
31 educational coordinating board on a pilot project to transform the  
32 culture and practice in long term care settings. The goal of these  
33 activities is to expand the nursing workforce for long term care  
34 settings.

35 (56) \$147,000 of the general fund—state appropriation for fiscal  
36 year 2023 is provided solely for the department in collaboration with  
37 the state health care authority and the University of Washington to  
38 develop a licensure and regulatory program for behavioral health

1 support specialists consistent with the provisions in Engrossed  
2 Second Substitute Senate Bill No. 5884 (behavioral health support).

3 (57) \$212,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for implementation of Substitute Senate  
5 Bill No. 5821 (cardiac & stroke response). If the bill is not enacted  
6 by June 30, 2022, the amount provided in this subsection shall lapse.

7 (58) \$41,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$777,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely for implementation of Substitute  
10 Senate Bill No. 5699 (cannabis analysis labs). If the bill is not  
11 enacted by June 30, 2022, the amounts provided in this subsection  
12 shall lapse.

13 (59) \$223,000 of the general fund—state appropriation for fiscal  
14 year 2022 and \$186,000 of the general fund—state appropriation for  
15 fiscal year 2023 are provided solely for the department to test for  
16 lead in child care facilities to prevent child lead exposure and to  
17 research, identify, and connect facilities to financial resources  
18 available for remediation costs.

19 (60) \$100,000 of the general fund—state appropriation for fiscal  
20 year 2022 and \$400,000 of the general fund—state appropriation for  
21 fiscal year 2023 are provided solely for the department to provide a  
22 grant to a statewide community based environmental justice  
23 organization to establish an environmental justice community  
24 participation fund. The participation fund must allocate the funding  
25 as grants to community-based organizations serving vulnerable  
26 populations in highly impacted communities in rural and urban areas  
27 for the purpose of supporting their communities' access,  
28 understanding, and participation in environmental justice council  
29 deliberations and the implementation of chapter 70A.02 RCW.

30 (61) \$1,244,000 of the general fund—state appropriation for  
31 fiscal year 2022 is provided solely for additional resources for the  
32 department to issue provider credentials within seven calendar days  
33 of receiving a complete application.

34 (62) \$532,000 of the general fund—state appropriation for fiscal  
35 year 2023 is provided solely for the department to create a program  
36 within the office of drinking water to offer engineering assistance  
37 to nonfluoridated water systems with over 5,000 connections. The  
38 program will assist water systems to plan for future community water  
39 fluoridation.

1 (63) \$102,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely for implementation of Engrossed  
3 Substitute House Bill No. 1881 (birth doulas) to waive the fee  
4 established in the bill for doulas who serve clients on medicaid. If  
5 the bill is not enacted by June 30, 2022, the amount provided in this  
6 subsection shall lapse.

7 (64) \$121,000 of the general fund—state appropriation for fiscal  
8 year 2023 is provided solely for the department to expand access to  
9 the smoking cessation quitline, implement electronic referrals to the  
10 quitline, and provide grants to develop messaging related to smoking  
11 cessation.

12 (65) \$7,400,000 of the general fund—state appropriation for  
13 fiscal year 2022 is provided solely for one-time grants to providers  
14 of family planning and reproductive health services that participate  
15 in the department's family planning and reproductive health program  
16 and which experienced drops in patient visit volume during the  
17 pandemic in order to maintain the availability of services for low-  
18 income Washingtonians.

19 (66) \$268,000 of the health professions account—state  
20 appropriation is provided solely for implementation of Substitute  
21 Senate Bill No. 5753 (board & commission sizes). If the bill is not  
22 enacted by June 30, 2022, the amount provided in this subsection  
23 shall lapse.

24 (67) \$166,000 of the general fund—state appropriation for fiscal  
25 year 2023 is provided solely for the department to conduct an oral  
26 health equity assessment. The department must use available data and  
27 community needs assessments to identify unmet oral health needs and  
28 develop recommendations to advance positive oral health outcomes  
29 while reducing inequities through increased access to community water  
30 fluoridation. The department must consult with the state office of  
31 equity and may collaborate with public health oral health care  
32 providers and community-based organizations to conduct the assessment  
33 and develop recommendations. The department must submit the oral  
34 health equity assessment report and recommendations to the  
35 appropriate committees of the legislature by June 30, 2023.

36 (68) \$14,000 of the health professions account—state  
37 appropriation is provided solely for implementation of Substitute  
38 Senate Bill No. 5496 (health prof. monitoring). If the bill is not

1 enacted by June 30, 2022, the amount provided in this subsection  
2 shall lapse.

3 (69) \$60,000 of the health professions account—state  
4 appropriation is provided solely for implementation of Substitute  
5 Senate Bill No. 5638 (mental health prof. licenses). If the bill is  
6 not enacted by June 30, 2022, the amount provided in this subsection  
7 shall lapse.

8 (70) \$100,000 of the general fund—state appropriation for fiscal  
9 year 2023 is provided solely for the department to convene a  
10 nonregulatory stakeholder forum to discuss solutions to per- and  
11 polyfluoroalkyl substances (PFAS) chemical contamination of surface  
12 and groundwater.

13 (71) \$7,501,000 of the general fund—state appropriation for  
14 fiscal year 2022, \$8,394,000 of the general fund—state appropriation  
15 for fiscal year 2023, and \$3,193,000 of the general fund—federal  
16 appropriation are provided solely for the costs of public health data  
17 systems and are subject to the conditions, limitations, and review  
18 requirements of section 701 of this act.

19 (72) \$390,000 of the general fund—state appropriation for fiscal  
20 year 2023 is provided solely for implementation of Substitute Senate  
21 Bill No. 5886 (rare diseases adv. council). If the bill is not  
22 enacted by June 30, 2022, the amount provided in this subsection  
23 shall lapse.

24 (73) \$814,000 of the general fund—state appropriation for fiscal  
25 year 2023 is provided solely for the department to expand grants to  
26 establish new school-based health centers and to add behavioral  
27 health capacity to existing school-based health centers.

28 (74) \$2,101,000 of the general fund—state appropriation for  
29 fiscal year 2023 is provided solely for the department to undergo a  
30 competitive procurement process for an updated medical marijuana  
31 authorization data system and is subject to the conditions,  
32 limitations, and review requirements of section 701 of this act.

33 (75) \$112,000 of the general fund—state appropriation for fiscal  
34 year 2022 and \$112,000 of the general fund—state appropriation for  
35 fiscal year 2023 are provided solely for implementation of Senate  
36 Bill No. 5534 (verifiable credentials). If the bill is not enacted by  
37 June 30, 2022, the amounts provided in this subsection shall lapse.

38 (76) \$114,000 of the general fund—state appropriation for fiscal  
39 year 2023 is provided solely for implementation of Substitute Senate

1 Bill No. 5626 (water system plans/climate). If the bill is not  
2 enacted by June 30, 2022, the amount provided in this subsection  
3 shall lapse.

4 (77) \$54,000 of the general fund—state appropriation for fiscal  
5 year 2022 and \$1,300,000 of the general fund—state appropriation for  
6 fiscal year 2023 are provided solely for the department to coordinate  
7 and lead a multi-agency approach to youth suicide prevention and  
8 intervention.

9 (78) \$654,000 of the general fund—state appropriation for fiscal  
10 year 2023 is provided solely for the department, in collaboration  
11 with an organization that represents pediatric care needs in  
12 Washington state, to establish a curriculum and provide training for  
13 community health workers in primary care clinics whose patients are  
14 significantly comprised of pediatric patients enrolled in medical  
15 assistance under chapter 74.09 RCW, beginning January 1, 2023, in  
16 support of the health care authority's two-year grant program. The  
17 department will coordinate ongoing curriculum development meetings  
18 with the relational health training work group.

19 (79) \$1,500,000 of the general fund—state appropriation for  
20 fiscal year 2023 is provided solely for a grant to the greater  
21 Columbia accountable community of health to develop and implement an  
22 innovative emergency medical services program to bridge the gap of  
23 unmet health care needs in the community.

24 (80) \$1,000,000 of the general fund—state appropriation for  
25 fiscal year 2023 is provided solely for a grant to cancer pathways to  
26 provide statewide education and support for adults, children, and  
27 families impacted by cancer, including support groups, camps for kids  
28 impacted by cancer, and risk reduction education for teens.

29 (81) \$100,149,000 of the coronavirus state fiscal recovery fund—  
30 federal appropriation is provided solely for the department's  
31 continued vaccine administration efforts, including mass vaccination  
32 sites where needed and pass-through contracts with local health  
33 jurisdictions. If the federal emergency management agency  
34 reimbursement at full cost for eligible activities is renewed beyond  
35 April 1, 2022, the department must conserve this appropriation and  
36 maximize the use of federal reimbursements. The legislature intends  
37 this funding to be sufficient to cover the department's vaccine  
38 administration activities through January 1, 2023. By June 1, 2022,  
39 the department must submit a report to the health care and fiscal

1 committees of the legislature detailing a cost-based COVID-19 vaccine  
2 administration fiscal response plan for the remainder of the  
3 2021-2023 fiscal biennium as well as any vaccine administration costs  
4 the department projects into the 2023-2025 fiscal biennium. This  
5 report must include a funding strategy for specific agency COVID-19  
6 vaccine administration initiatives, including, but not limited to,  
7 mass vaccination sites, primary care provider outreach, mobile  
8 vaccination administration, and outreach. This report must also  
9 include specific and itemized individual local health jurisdiction  
10 initiatives in which the department has or plans to request funding  
11 from the legislature on behalf of the local health jurisdiction.

12 (82) \$156,099,000 of the coronavirus state fiscal recovery fund—  
13 federal appropriation is provided solely for the department to  
14 respond to the COVID-19 pandemic through means including diagnostic  
15 testing, case investigation, outbreak response, care coordination,  
16 community outreach, operational and technical support, disease  
17 surveillance, client services, and support for local health  
18 jurisdictions and tribes. If the federal emergency management agency  
19 reimbursement at full cost for eligible activities is renewed beyond  
20 April 1, 2022, the department must conserve this appropriation and  
21 maximize the use of federal reimbursements. The legislature intends  
22 this funding to be sufficient to cover the department's response  
23 through January 1, 2023, at which point the legislature plans to  
24 reevaluate the scope of the public health threat posed by COVID-19.  
25 By June 1, 2022, the department must submit a report to the health  
26 care and fiscal committees of the legislature detailing a cost-based  
27 COVID-19 fiscal response plan for the remainder of the 2021-2023  
28 fiscal biennium as well as any costs the department projects into the  
29 2023-2025 fiscal biennium. This report must include a funding  
30 strategy for specific agency COVID-19 response initiatives,  
31 including, but not limited to, mass testing sites, testing contracts,  
32 laboratory and scientific analysis, and other agency initiatives in  
33 response to the pandemic. This report must also include specific and  
34 itemized individual local health jurisdiction initiatives in which  
35 the department has or plans to request funding from the legislature  
36 on behalf of the local health jurisdiction.

37 (83) \$85,000 of the health professions account—state  
38 appropriation is provided solely for the implementation of Senate  
39 Bill No. 5518 (OT licensure compact). If the bill is not enacted by  
40 June 30, 2022, the amount provided in this subsection shall lapse.

1       (84) \$91,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely for implementation of Engrossed Second  
3 Substitute Senate Bill No. 5702 (donor human milk coverage). If the  
4 bill is not enacted by June 30, 2022, the amount provided in this  
5 subsection shall lapse.

6       (85) \$404,000 of the model toxics control operating account—state  
7 appropriation is provided solely for implementation of Second  
8 Substitute Senate Bill No. 5703 (cosmetic products/chemicals). If the  
9 bill is not enacted by June 30, 2022, the amount provided in this  
10 subsection shall lapse.

11       (86) \$19,000 of the general fund—state appropriation for fiscal  
12 year 2023 is provided solely for implementation of Substitute Senate  
13 Bill No. 5723 (diversity in clinical trials). If the bill is not  
14 enacted by June 30, 2022, the amount provided in this subsection  
15 shall lapse.

16       (87) \$22,000 of the general fund—state appropriation for fiscal  
17 year 2023 is provided solely for implementation of Substitute Senate  
18 Bill No. 5765 (midwifery). If the bill is not enacted by June 30,  
19 2022, the amount provided in this subsection shall lapse.

20       (88) \$81,000 of the general fund—state appropriation for fiscal  
21 year 2023 is provided solely for implementation of Substitute Senate  
22 Bill No. 5848 (music therapists). If the bill is not enacted by June  
23 30, 2022, the amount provided in this subsection shall lapse.

24       (89) \$53,000 of the general fund—state appropriation for fiscal  
25 year 2023 is provided solely for implementation of Substitute Senate  
26 Bill No. 5900 (provisional paramedics, EMTs). If the bill is not  
27 enacted by June 30, 2022, the amount provided in this subsection  
28 shall lapse.

29       (90) \$300,000 of the general fund—state appropriation for fiscal  
30 year 2023 is provided solely for the department to create the  
31 criminal justice integrated data system task force, to be convened  
32 and chaired by a representative from the department.

33       (a) In addition to the chair, the task force shall consist of the  
34 following members or the member's designee with experience in  
35 criminal justice data systems and reporting:

36       (i) The governor;

37       (ii) The chief justice of the Washington state supreme court;

38       (iii) The attorney general;

39       (iv) The director of the department of corrections;



1 (v) The director of the department of children, youth, and  
2 families;

3 (vi) The director of the department of social and health  
4 services;

5 (vii) The director of the administrative office of the courts;

6 (viii) A representative of the Washington association of  
7 prosecuting attorneys;

8 (ix) A representative of the Washington association of sheriffs  
9 and police chiefs;

10 (x) A representative of the association of Washington cities;

11 (xi) A representative of the Washington state association of  
12 counties;

13 (xii) A representative of the office of crime victims advocacy;

14 (xiii) A representative from the Washington state institute for  
15 public policy;

16 (xiv) A representative from the office of public defense or a  
17 defense representative;

18 (xv) A representative from the Harborview injury prevention and  
19 research center;

20 (xvi) A representative from the Washington association of  
21 coroners and medical examiners; and

22 (xvii) A representative from the Washington state association of  
23 county clerks.

24 (b) The task force shall notify the members of the law and  
25 justice committees of the house and senate of scheduled meetings and  
26 agendas.

27 (c) By December 1, 2022, the task force shall submit a report to  
28 the legislature detailing recommendations, an implementation plan,  
29 and a feasibility study for a criminal justice integrated data system  
30 to receive and maintain data and information from local governments,  
31 state agencies, and nongovernmental entities. This report must also  
32 include:

33 (i) Recommendations on the creation and composition of a criminal  
34 justice data oversight council and processes by which the council  
35 will approve requests for projects, reports, and data analyses  
36 generated from the criminal justice integrated data system;

37 (ii) Opportunities to integrate and leverage federal and other  
38 dollars for this work; and

1 (iii) A staffing plan for the department of health to create a  
2 violence and death investigation resource center to collect and  
3 analyze vital statistics on violence and deaths in the state to:

4 (A) Identify localized and statewide trends;

5 (B) Survey medical examiners and coroners in the state to  
6 identify the critical needs of the offices;

7 (C) Develop systems to facilitate information and data sharing  
8 between medical examiner and coroner offices; and

9 (D) Develop best practices for death investigations in the state.

10 (d) Of the amounts provided in this subsection, \$100,000 of the  
11 general fund—state appropriation for fiscal year 2023 is provided  
12 solely for the department to contract with the Washington association  
13 of coroners and medical examiners to conduct a study of the critical  
14 shortage of board-certified forensic pathologists and recommend to  
15 the legislature what steps the state can take to foster a robust  
16 forensic pathology community. The study shall cover issues related to  
17 Conrad 30/J-1 visa waivers and measures to encourage enrollment in  
18 the University of Washington and Washington State University forensic  
19 pathology residency programs. This study must also include  
20 recommendations on how to create two new forensic pathology fellow  
21 slots, one in conjunction with the University of Washington and one  
22 in conjunction with Washington State University. The Washington  
23 association of coroners and medical examiners shall directly report  
24 its findings and recommendations to the governor and the appropriate  
25 committees of the legislature by December 1, 2022.

26 (91) \$39,000 of the coronavirus state fiscal recovery fund—  
27 federal appropriation is provided solely for implementation of  
28 Engrossed Substitute Senate Bill No. 5974 (transportation resources).  
29 If the bill is not enacted by June 30, 2022, the amount provided in  
30 this subsection shall lapse.

31 (92) \$428,000 of the general fund—state appropriation for fiscal  
32 year 2022 and \$855,000 of the general fund—state appropriation for  
33 fiscal year 2023 are provided solely for the continued operations of  
34 the Washington medical coordination center.

35 (93) \$17,000 of the general fund—state appropriation for fiscal  
36 year 2023 is provided solely for the department to conduct a survey  
37 of home care and home health agencies as defined in RCW 70.127.010,  
38 to gather financial information for tax or fee planning purposes,  
39 including but not limited to total by service line. Any such

1 financial information reported must be de-identified so it does not  
2 identify individual recipients of care. The department shall provide  
3 this information to the department of social and health services and  
4 service employees international union 775 for analysis upon  
5 completion of the survey.

6 (94) \$2,000,000 of the general fund—state appropriation for  
7 fiscal year 2023 is provided solely for the department to conduct a  
8 mass public awareness campaign targeted at alerting the public to the  
9 dangers caused by methamphetamines and fentanyl, including outreach  
10 to both youth and adults aimed at preventing addiction and overdose  
11 deaths.

12 **Sec. 223.** 2021 c 334 s 223 (uncodified) is amended to read as  
13 follows:

14 **FOR THE DEPARTMENT OF CORRECTIONS**

15 The appropriations to the department of corrections in this act  
16 shall be expended for the programs and in the amounts specified in  
17 this act. However, after May 1, 2022, unless prohibited by this act,  
18 the department may transfer general fund—state appropriations for  
19 fiscal year 2022 among programs after approval by the director of the  
20 office of financial management. The department of corrections must  
21 notify the fiscal committees of the legislature prior to receiving  
22 approval from the director of financial management. To the extent  
23 that appropriations under this section are insufficient to fund  
24 actual expenditures in excess of caseload forecast assumptions or for  
25 expenses in response to the COVID-19 pandemic, the department may  
26 transfer general fund—state appropriations for fiscal year 2022 that  
27 are provided solely for a specified purpose. The department may not  
28 transfer funds, including for expenses in response to the COVID-19  
29 pandemic in fiscal year 2022, and the director of financial  
30 management shall not approve the transfer, unless the transfer is  
31 consistent with the objective of conserving, to the maximum extent  
32 possible, the expenditure of state funds. The director of the office  
33 of financial management shall notify the appropriate fiscal  
34 committees of the legislature in writing seven days prior to  
35 approving any allotment modifications or transfers under this  
36 section. The written notification must include a narrative  
37 explanation and justification of the changes, along with expenditures

1 and allotments by budget unit and appropriation, both before and  
2 after any allotment modifications or transfers.

3 (1) ADMINISTRATION AND SUPPORT SERVICES

4 General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$77,278,000</del> ))
5	<u>\$78,909,000</u>
6 General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$79,651,000</del> ))
7	<u>\$88,685,000</u>
8 General Fund—Federal Appropriation. . . . .	\$400,000
9 TOTAL APPROPRIATION. . . . .	(( <del>\$157,329,000</del> ))
10	<u>\$167,994,000</u>

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

13 (a) \$1,135,000 of the general fund—state appropriation for fiscal  
14 year 2022 and \$1,731,000 of the general fund—state appropriation for  
15 fiscal year 2023 are provided solely for expansion of reentry  
16 supports and transition services for incarcerated individuals  
17 including development and implementation of a coaching model approach  
18 to supervision.

19 (b) Within the amounts provided in (a) of this subsection,  
20 \$100,000 of the general fund—state appropriation for fiscal year 2022  
21 is provided solely for the department to develop an implementation  
22 plan for a community supervision coaching model to begin in fiscal  
23 year 2023. The department must solicit input from incarcerated  
24 individuals, family members of incarcerated individuals, experts in  
25 supervision and reentry, community stakeholder and advocacy groups,  
26 and impacted labor organizations. The plan shall propose appropriate  
27 policies and procedures for the coaching model, including ongoing  
28 training and organizational culture assessments. During development  
29 of the plan, the department must consider potential inequities that  
30 may arise from any changes or additional requirements of supervision  
31 resulting from the model and mitigate those concerns to the greatest  
32 extent possible in its final plan. This plan must be submitted to the  
33 office of financial management prior to implementation.

34 (c) Within the amounts provided in (a) of this subsection,  
35 \$706,000 of the general fund—state appropriation for fiscal year 2023  
36 is provided solely for implementation of the plan to be developed  
37 under (b) of this subsection and for the department to submit an  
38 initial report to the legislature on the progress of implementation  
39 of the coaching supervision model by no later than February 1, 2023.

1 (d) \$17,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$17,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for implementation of Engrossed  
4 Second Substitute Senate Bill No. 5304 (providing reentry services to  
5 persons releasing from state and local institutions). (~~If this bill  
6 is not enacted by June 30, 2021, the amounts provided in this  
7 subsection shall lapse.~~)

8 (e) \$197,000 of the general fund—state appropriation for fiscal  
9 year 2022 and \$187,000 of the general fund—state appropriation for  
10 fiscal year 2023 are provided solely for implementation of Engrossed  
11 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If  
12 this bill is not enacted by June 30, 2021, the amounts provided in  
13 this subsection shall lapse.~~)

14 (f) (i) \$779,000 of the general fund—state appropriation for  
15 fiscal year 2022 and \$817,000 of the general fund—state appropriation  
16 for fiscal year 2023 are provided solely for increasing access to  
17 educational opportunities for incarcerated individuals.

18 (ii) Of the amounts provided in (f) (i) of this subsection,  
19 \$680,000 of the general fund—state appropriation for fiscal year 2022  
20 and \$285,000 of the general fund—state appropriation for fiscal year  
21 2023 are provided solely for implementation of Second Substitute  
22 House Bill No. 1044 (prison to postsecondary ed.). (~~If this bill is  
23 not enacted by June 30, 2021, the amounts provided in this subsection  
24 shall lapse.~~)

25 (g) \$1,116,000 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. This project must use one  
30 discrete organizational index across all department of corrections  
31 programs. Implementation of this sentencing calculation module must  
32 result in a reduction of tolling staff within six months of the  
33 project implementation date and the department must report this  
34 result. In addition, the report must include the budgeted and actual  
35 tolling staffing levels by fiscal month in fiscal year 2023 and the  
36 count of tolling staff reduced by fiscal month from date of  
37 implementation through six months post implementation. The report  
38 must be submitted to the senate ways and means and house

1 appropriations committees within 30 calendar days after six months  
2 post implementation.

3 (h) \$609,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$750,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for staff and vendor costs to  
6 transform correctional culture in prisons and work releases, and to  
7 improve health and safety for all, through additional training. The  
8 prison rape elimination act compliance specialists must be among the  
9 first staff trained.

10 (i) \$130,000 of the general fund—state appropriation for fiscal  
11 year 2023 is provided solely for a human resource consultant to  
12 implement Second Substitute Senate Bill No. 5695 (body scanners). If  
13 the bill is not enacted by June 30, 2022, the amount provided in this  
14 subsection shall lapse.

15 (j) \$1,135,000 of the general fund—state appropriation for fiscal  
16 year 2022 and \$1,731,000 of the general fund—state appropriation for  
17 fiscal year 2023 are provided solely for reentry investments to  
18 include reentry and discharge staffing. The staffing must provide  
19 expanded reentry and discharge services to include, but not limited  
20 to, transition services, pre-employment testing, enhanced health care  
21 discharge planning, housing voucher assistance, cognitive behavioral  
22 interventions, educational programming, and community partnership  
23 programs.

24 (2) CORRECTIONAL OPERATIONS

25	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$602,497,000</del> ))
26		<u>\$449,494,000</u>
27	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$605,877,000</del> ))
28		<u>\$684,893,000</u>
29	General Fund—Federal Appropriation . . . . .	(( <del>\$1,300,000</del> ))
30		<u>\$1,393,000</u>
31	<u>General Fund—Private/Local Appropriation . . . . .</u>	<u>\$335,000</u>
32	Washington Auto Theft Prevention Authority Account—	
33	State Appropriation . . . . .	(( <del>\$4,343,000</del> ))
34		<u>\$4,489,000</u>
35	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
36	<u>Appropriation . . . . .</u>	<u>\$48,720,000</u>
37	TOTAL APPROPRIATION . . . . .	(( <del>\$1,214,017,000</del> ))
38		<u>\$1,189,324,000</u>

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

3 (a) The department may contract for local jail beds statewide to  
4 the extent that it is at no net cost to the department. The  
5 department shall calculate and report the average cost per offender  
6 per day, inclusive of all services, on an annual basis for a facility  
7 that is representative of average medium or lower offender costs. The  
8 department shall not pay a rate greater than \$85 per day per offender  
9 excluding the costs of department of corrections provided services,  
10 including evidence-based substance abuse programming, dedicated  
11 department of corrections classification staff on-site for  
12 individualized case management, transportation of offenders to and  
13 from department of corrections facilities, and gender responsive  
14 training for jail staff. The capacity provided at local correctional  
15 facilities must be for offenders whom the department of corrections  
16 defines as close medium or lower security offenders. Programming  
17 provided for offenders held in local jurisdictions is included in the  
18 rate, and details regarding the type and amount of programming, and  
19 any conditions regarding transferring offenders must be negotiated  
20 with the department as part of any contract. Local jurisdictions must  
21 provide health care to offenders that meets standards set by the  
22 department. The local jail must provide all medical care including  
23 unexpected emergent care. The department must utilize a screening  
24 process to ensure that offenders with existing extraordinary medical/  
25 mental health needs are not transferred to local jail facilities. If  
26 extraordinary medical conditions develop for an inmate while at a  
27 jail facility, the jail may transfer the offender back to the  
28 department, subject to terms of the negotiated agreement. Health care  
29 costs incurred prior to transfer are the responsibility of the jail.

30 (b) (~~(\$501,000)~~) \$574,000 of the general fund—state appropriation  
31 for fiscal year 2022 and (~~(\$501,000)~~) \$671,000 of the general fund—  
32 state appropriation for fiscal year 2023 are provided solely for the  
33 department to maintain the facility, property, and assets at the  
34 institution formerly known as the maple lane school in Rochester.  
35 Additional funds are provided for a stationary engineer and a  
36 custodian.

37 (c) Funding in this subsection is sufficient for the department  
38 to track and report to the legislature on the changes in working  
39 conditions and overtime usage as a result of increased funding

1 provided for custody relief and health care delivery by December 1,  
2 2022.

3 (d) \$39,000 of the general fund—state appropriation for fiscal  
4 year 2022 is provided solely for implementation of Engrossed  
5 Substitute House Bill No. 1054 (peace officer tactics, equip). (~~If~~  
6 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~  
7 ~~subsection shall lapse.~~)

8 (e) \$2,000,000 of the general fund—state appropriation for fiscal  
9 year 2023 is provided solely to acquire and implement a sentencing  
10 calculation module for the offender management network information  
11 system and is subject to the conditions, limitations, and review  
12 requirements of section 701 of this act. This project must use one  
13 discrete organizational index across all department of corrections  
14 programs. Implementation of this sentencing calculation module must  
15 result in a reduction of tolling staff within six months of the  
16 project implementation date and the department must report this  
17 result. In addition, the report must include the budgeted and actual  
18 tolling staffing levels by fiscal month in fiscal year 2023 and the  
19 count of tolling staff reduced by fiscal month from date of  
20 implementation through six months post implementation. The report  
21 must be submitted to the senate ways and means and house  
22 appropriations committees within 30 calendar days after six months  
23 post implementation.

24 (f) \$714,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$695,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for dedicated prison rape  
27 elimination act compliance specialists. Of the amount provided in  
28 this subsection, one compliance specialist staff must be provided at  
29 each of the following prisons:

- 30 (i) Monroe correctional center;
- 31 (ii) Larch correctional center;
- 32 (iii) Olympic correctional center;
- 33 (iv) Cedar creek correctional center;
- 34 (v) Washington corrections center for women; and
- 35 (vi) Mission creek corrections center for women.

36 (g) \$146,000 of the general fund—state appropriation for fiscal  
37 year 2023 is provided solely for implementation of Engrossed Senate  
38 Bill No. 5054 (impaired driving). Funding is for direct variable  
39 costs due to estimated prison caseload impacts. If the bill is not



1 enacted by June 30, 2022, the amount provided in this subsection  
2 shall lapse.

3 (h) \$2,750,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for three body scanners, correctional  
5 officer staffing, corrections specialist staffing, a drug recovery  
6 system, body scanner training, and body scanner installation costs to  
7 implement Second Substitute Senate Bill No. 5695 (body scanners). If  
8 the bill is not enacted by June 30, 2022, the amount provided in this  
9 subsection shall lapse.

10 (i) \$5,962,000 of the general fund—state appropriation for fiscal  
11 year 2022, \$9,106,000 of the general fund—state appropriation for  
12 fiscal year 2023, and \$20,311,000 of the coronavirus state fiscal  
13 recovery fund—federal appropriation are provided solely to restore  
14 graduated reentry reductions made in the 2021-2023 biennial operating  
15 budget.

16 (j) \$28,409,000 of the coronavirus state fiscal recovery fund—  
17 federal appropriation is provided solely for expenses incurred in  
18 response to the COVID-19 pandemic during fiscal year 2022.

19 (k) \$1,251,000 of the general fund—state appropriation for fiscal  
20 year 2022 and \$1,294,000 of the general fund—state appropriation for  
21 fiscal year 2023 are provided solely for reentry investments to  
22 include reentry and discharge staffing. The staffing must provide  
23 expanded reentry and discharge services to include, but not limited  
24 to, transition services, pre-employment testing, enhanced health care  
25 discharge planning, cognitive behavioral interventions, educational  
26 programming, and community partnership programs.

27 (l) \$150,000 of the general fund—state appropriation for fiscal  
28 year 2023 is provided solely for the department to collaborate with  
29 the department of social and health services to conduct a study of  
30 the feasibility of placing long-term care individuals under the  
31 jurisdiction of the department in nursing home facilities licensed or  
32 to be licensed by the department of social and health services to  
33 better meet the client's care needs. The department of corrections  
34 must provide daily operating costs of prisons where these individuals  
35 may be coming from, the fiscal year 2021 daily costs per incarcerated  
36 individual assigned to the sage living unit, and the costs associated  
37 with electronic home monitoring costs per individual.

38 (3) COMMUNITY SUPERVISION

39 General Fund—State Appropriation (FY 2022) . . . . . ((~~\$248,374,000~~))

1		<u>\$161,100,000</u>
2	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$274,412,000</del> ))
3		<u>\$223,947,000</u>
4	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
5	<u>Appropriation. . . . .</u>	<u>\$15,030,000</u>
6	TOTAL APPROPRIATION. . . . .	(( <del>\$522,786,000</del> ))
7		<u>\$400,077,000</u>

8       The appropriations in this subsection are subject to the  
9 following conditions and limitations:

10       (a) The department of corrections shall contract with local and  
11 tribal governments for jail capacity to house offenders who violate  
12 the terms of their community supervision. A contract rate increase  
13 may not exceed five percent each year. The department may negotiate  
14 to include medical care of offenders in the contract rate if medical  
15 payments conform to the department's offender health plan and  
16 pharmacy formulary, and all off-site medical expenses are preapproved  
17 by department utilization management staff. If medical care of  
18 offender is included in the contract rate, the contract rate may  
19 exceed five percent to include the cost of that service.

20       (b) The department shall engage in ongoing mitigation strategies  
21 to reduce the costs associated with community supervision violators,  
22 including improvements in data collection and reporting and  
23 alternatives to short-term confinement for low-level violators.

24       (c) \$7,394,000 of the general fund—state appropriation for fiscal  
25 year 2023 is provided solely for implementation of the plan to be  
26 developed under subsection (1)(b) of this section.

27       (d) Within existing resources the department must update the  
28 response to violations and new criminal activity policy to reflect  
29 the savings assumed in this section as related to mandatory maximum  
30 confinement sanctions.

31       (e) ((~~\$1,124,000~~)) \$661,000 of the general fund—state  
32 appropriation for fiscal year 2022 and ((~~\$523,000~~)) \$725,000 of the  
33 general fund—state appropriation for fiscal year 2023 are provided  
34 solely for increased costs associated with the relocation of leased  
35 facilities. The department shall engage in ongoing strategies to  
36 reduce the need for relocating facilities and when necessary contract  
37 only with lessors with rates that align with comparable market rates  
38 in the area.

1 (f) \$59,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$23,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for implementation of Engrossed  
4 Second Substitute Senate Bill No. 5071 (civil commitment transition).  
5 (~~If this bill is not enacted by June 30, 2021, the amounts provided~~  
6 ~~in this subsection shall lapse.~~)

7 (g) \$450,000 of the general fund—state appropriation for fiscal  
8 year 2022 is provided solely for conducting a community corrections  
9 caseload study. The department of corrections shall contract with an  
10 independent third party to provide a comprehensive review of the  
11 community corrections staffing model and develop an updated staffing  
12 model for use by the department of corrections. The updated model  
13 must include additional time and flexibility for community  
14 corrections officers to focus on case management, engagement, and  
15 interventions. The department of corrections shall submit a report,  
16 including a summary of the review and update, to the governor and  
17 appropriate committees of the legislature by July 1, 2022.

18 (h) \$2,521,000 of the general fund—state appropriation for fiscal  
19 year 2023 is provided solely to acquire and implement a sentencing  
20 calculation module for the offender management network information  
21 system and is subject to the conditions, limitations, and review  
22 requirements of section 701 of this act. This project must use one  
23 discrete organizational index across all department of corrections  
24 programs. Implementation of this sentencing calculation module must  
25 result in a reduction of tolling staff within six months of the  
26 project implementation date and the department must report this  
27 result. In addition, the report must include the budgeted and actual  
28 tolling staffing levels by fiscal month in fiscal year 2023 and the  
29 count of tolling staff reduced by fiscal month from date of  
30 implementation through six months post implementation. The report  
31 must be submitted to the senate ways and means and house  
32 appropriations committees within 30 calendar days after six months  
33 post implementation.

34 (i) \$1,629,000 of the general fund—state appropriation for fiscal  
35 year 2023 is provided solely for implementation of Substitute Senate  
36 Bill No. 5592 (cost of supervision), to backfill for revenue loss due  
37 to the repeal of the cost of supervision account and related fees. If  
38 the bill is not enacted by June 30, 2022, the amount provided in this  
39 subsection shall lapse.

1 (j) Within the amounts provided in this subsection (3) for work  
2 release programs, the department will operate the Helen B. Ratcliff  
3 work release facility.

4 (k) \$11,000 of the general fund—state appropriation for fiscal  
5 year 2023 is provided solely for implementation of Engrossed Senate  
6 Bill No. 5054 (impaired driving). Funding is for costs due to  
7 estimated community supervision caseload impacts. If the bill is not  
8 enacted by June 30, 2022, the amount provided in this subsection  
9 shall lapse.

10 (l) \$1,930,000 of the coronavirus state fiscal recovery fund—  
11 federal appropriation is provided solely for expenses incurred in  
12 response to the COVID-19 pandemic during fiscal year 2022.

13 (m) \$1,749,000 of the general fund—state appropriation for fiscal  
14 year 2022 and \$10,536,000 of the general fund—state appropriation for  
15 fiscal year 2023 are provided solely for reentry investments to  
16 include reentry and discharge staffing. The staffing must provide  
17 expanded reentry and discharge services to include, but not limited  
18 to, transition services, pre-employment testing, housing voucher  
19 assistance, cognitive behavioral interventions, educational  
20 programming, and community partnership programs.

21 (4) CORRECTIONAL INDUSTRIES

22	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$7,324,000</del> ))
23		<u>\$8,696,000</u>
24	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$7,539,000</del> ))
25		<u>\$8,806,000</u>
26	TOTAL APPROPRIATION. . . . .	(( <del>\$14,863,000</del> ))
27		<u>\$17,502,000</u>

28 (5) INTERAGENCY PAYMENTS

29	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$58,651,000</del> ))
30		<u>\$57,553,000</u>
31	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$52,702,000</del> ))
32		<u>\$49,839,000</u>
33	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
34	<u>Appropriation. . . . .</u>	<u>\$459,000</u>
35	TOTAL APPROPRIATION. . . . .	(( <del>\$111,353,000</del> ))
36		<u>\$107,851,000</u>

37 The appropriations in this subsection are subject to the  
38 following conditions and limitations:

1       (a) \$21,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely to acquire and implement a sentencing  
3 calculation module for the offender management network information  
4 system and is subject to the conditions, limitations, and review  
5 requirements of section 701 of this act. This project must use one  
6 discreet organizational index across all department of corrections  
7 programs. Implementation of this sentencing calculation module must  
8 result in a reduction of tolling staff within six months of the  
9 project implementation date, which the department must report on. The  
10 report must include the budgeted and actual tolling staffing levels  
11 by fiscal month in fiscal year 2023 and the count of tolling staff  
12 reduced by fiscal month from date of implementation through six  
13 months post implementation. The report must be submitted to the  
14 senate ways and means and house appropriations committees within 30  
15 calendar days after six months post implementation.

16       (b) \$192,000 of the coronavirus state fiscal recovery fund—  
17 federal appropriation is provided solely for medical staffing in  
18 prisons for patient centered care and behavioral health care to  
19 increase access to care and expanded screening of individuals in  
20 prison facilities to include chronic illnesses, infectious disease,  
21 diabetes, heart disease, serious mental health, and behavioral health  
22 services.

23       (c) \$4,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$9,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for an electronic health records  
26 system solution and is subject to the conditions, limitations, and  
27 review requirements of section 701 of this act. The department must  
28 collaborate with the Washington state department of veterans affairs  
29 on the development of the system's business requirements.

30       (d) \$19,000 of the general fund—state appropriation for fiscal  
31 year 2023 is provided solely for implementation of Second Substitute  
32 Senate Bill No. 5695 (body scanners). If the bill is not enacted by  
33 June 30, 2022, the amount provided in this subsection shall lapse.

34       (e) \$126,000 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 reentry investments to  
37 include reentry and discharge staffing. The staffing must provide  
38 expanded reentry and discharge services to include, but not limited  
39 to, transition services, pre-employment testing, enhanced health care

1 discharge planning, housing voucher assistance, cognitive behavioral  
2 interventions, educational programming, and community partnership  
3 programs.

4 (6) OFFENDER CHANGE

5	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$77,046,000</del> ))
6		<u>\$73,278,000</u>
7	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$77,596,000</del> ))
8		<u>\$82,376,000</u>
9	<u>General Fund—Federal Appropriation. . . . .</u>	<u>\$215,000</u>
10	TOTAL APPROPRIATION. . . . .	(( <del>\$154,642,000</del> ))
11		<u>\$155,869,000</u>

12 The appropriations in this subsection are subject to the  
13 following conditions and limitations:

14 (a) The department of corrections shall use funds appropriated in  
15 this subsection (6) for offender programming. The department shall  
16 develop and implement a written comprehensive plan for offender  
17 programming that prioritizes programs which follow the risk-needs-  
18 responsivity model, are evidence-based, and have measurable outcomes.  
19 The department is authorized to discontinue ineffective programs and  
20 to repurpose underspent funds according to the priorities in the  
21 written plan.

22 (b) The department of corrections shall collaborate with the  
23 state health care authority to explore ways to utilize federal  
24 medicaid funds as a match to fund residential substance use disorder  
25 treatment-based alternative beds under RCW 9.94A.664 under the drug  
26 offender sentencing alternative program and residential substance use  
27 disorder treatment beds that serve individuals on community custody.  
28 The department of corrections must complete a report and submit its  
29 findings and recommendations to the appropriate committees of the  
30 legislature by December 15, 2021.

31 (c) \$3,106,000 of the general fund—state appropriation for fiscal  
32 year 2022 and \$3,106,000 of the general fund—state appropriation for  
33 fiscal year 2023 are provided solely for the housing voucher program.

34 (d) \$3,300,000 of the general fund—state appropriation for fiscal  
35 year 2022 is provided solely for temporary court facilities,  
36 staffing, and to provide release assistance, including limited  
37 housing and food assistance, and other costs associated with  
38 individuals resentenced or ordered released from confinement as a  
39 result of the *State v. Blake* decision.

1 (e) (i) \$1,001,000 of the general fund—state appropriation for  
2 fiscal year 2022 and \$675,000 of the general fund—state appropriation  
3 for fiscal year 2023 are provided solely for increasing access to  
4 educational opportunities for incarcerated individuals.

5 (ii) Of the amounts provided in (e) (i) of this subsection,  
6 \$272,000 of the general fund—state appropriation for fiscal year 2022  
7 and \$247,000 of the general fund—state appropriation for fiscal year  
8 2023 are provided solely for implementation of Second Substitute  
9 House Bill No. 1044 (prison to postsecondary ed.). ((If the bill is  
10 not enacted by June 30, 2021, the amounts provided in this subsection  
11 shall lapse.))

12 (f) \$784,000 of the general fund—state appropriation for fiscal  
13 year 2023 is provided solely for reentry support items such as  
14 disposable cell phones, prepaid phone cards, hygiene kits, housing  
15 vouchers, and release medications associated with individuals  
16 resentenced or ordered released from confinement as a result of the  
17 State v. Blake decision.

18 (g) \$1,268,000 of the general fund—state appropriation for fiscal  
19 year 2023 is provided solely for resentencing and reentry staffing  
20 associated with individuals resentenced or ordered released from  
21 confinement as a result of the State v. Blake decision.

22 (h) \$438,000 of the general fund—state appropriation for fiscal  
23 year 2023 is provided solely for program specialist staffing for  
24 increased comprehensive assessments and treatments, and substance use  
25 disorder treatment to implement Second Substitute Senate Bill No.  
26 5695 (body scanners). If the bill is not enacted by June 30, 2022,  
27 the amount provided in this subsection shall lapse.

28 (i) \$4,508,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$7,893,000 of the general fund—state appropriation for  
30 fiscal year 2023 are provided solely for reentry investments to  
31 include reentry and discharge staffing. The staffing must provide  
32 expanded reentry and discharge services to include, but not limited  
33 to cognitive behavioral interventions and educational programming.

34 (7) HEALTH CARE SERVICES

35	General Fund—State Appropriation (FY 2022). . . . .	((\$174,184,000))
36		\$133,855,000
37	General Fund—State Appropriation (FY 2023). . . . .	((\$175,599,000))
38		\$191,178,000
39	General Fund—Federal Appropriation. . . . .	\$1,400,000

1	<u>General Fund—Private/Local Appropriation. . . . .</u>	<u>\$2,000</u>
2	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
3	<u>Appropriation. . . . .</u>	<u>\$25,915,000</u>
4	TOTAL APPROPRIATION. . . . .	(( <del>\$351,183,000</del> ))
5		<u>\$352,350,000</u>

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

8 (a) The state prison medical facilities may use funds  
9 appropriated in this subsection to purchase goods, supplies, and  
10 services through hospital or other group purchasing organizations  
11 when it is cost effective to do so.

12 (b) \$183,000 of the general fund—state appropriation for fiscal  
13 year 2022 and \$167,000 of the general fund—state appropriation for  
14 fiscal year 2023 are provided solely for implementation of Engrossed  
15 Second Substitute Senate Bill No. 5304 (providing reentry services to  
16 persons releasing from state and local institutions). ((If the bill  
17 is not enacted by June 30, 2021, the amounts provided in this  
18 subsection shall lapse.))

19 (c) \$13,947,000 of the coronavirus state fiscal recovery fund—  
20 federal appropriation is provided solely to increase medical staffing  
21 in prisons for patient centered care and behavioral health care.  
22 Funding must be used to increase access to care and expanded  
23 screening of individuals in prison facilities to include chronic  
24 illnesses, infectious disease, diabetes, heart disease, serious  
25 mental health, and behavioral health services.

26 (d) \$420,000 of the general fund—state appropriation for fiscal  
27 year 2022 and \$436,000 of the general fund—state appropriation for  
28 fiscal year 2023 are provided solely for telehealth carts, necessary  
29 technology costs, and the build out of 64 dedicated teleservice rooms  
30 that will allow for legal and medical telepresence at all 12 prison  
31 facilities.

32 (e) \$77,000 of the general fund—state appropriation for fiscal  
33 year 2022 and \$900,000 of the general fund—state appropriation for  
34 fiscal year 2023 are provided solely for an electronic health records  
35 system solution and is subject to the conditions, limitations, and  
36 review requirements of section 701 of this act. The department must  
37 collaborate with the Washington state department of veterans affairs  
38 on the development of the system's business requirements.



1 (f) \$829,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely for nursing staff for dry cell watch at  
3 Washington corrections center for men to implement Second Substitute  
4 Senate Bill No. 5695 (body scanners). If the bill is not enacted by  
5 June 30, 2022, the amount provided in this subsection shall lapse.

6 (g) \$5,395,000 of the general fund—state appropriation for fiscal  
7 year 2022 and \$8,239,000 of the general fund—state appropriation for  
8 fiscal year 2023 are provided solely to restore graduated reentry  
9 reductions in the 2021-2023 biennial operating budget.

10 (h) \$11,968,000 of the coronavirus state fiscal recovery fund—  
11 federal appropriation are provided solely for expenses incurred in  
12 response to the COVID-19 pandemic during fiscal year 2022.

13 (i) \$613,000 of the general fund—state appropriation for fiscal  
14 year 2022 and \$1,069,000 of the general fund—state appropriation for  
15 fiscal year 2023 are provided solely for reentry investments to  
16 include reentry and discharge staffing. The staffing must provide  
17 expanded reentry and discharge services to include, but not limited  
18 to, enhanced health care discharge planning.

19 **Sec. 224.** 2021 c 334 s 224 (uncodified) is amended to read as  
20 follows:

21 **FOR THE DEPARTMENT OF SERVICES FOR THE BLIND**

22	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$3,534,000</del> ))
23		<u>\$4,703,000</u>
24	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$3,573,000</del> ))
25		<u>\$6,015,000</u>
26	General Fund—Federal Appropriation . . . . .	(( <del>\$25,544,000</del> ))
27		<u>\$25,507,000</u>
28	General Fund—Private/Local Appropriation . . . . .	\$60,000
29	TOTAL APPROPRIATION . . . . .	(( <del>\$32,711,000</del> ))
30		<u>\$36,285,000</u>

31 The appropriations in this subsection are subject to the  
32 following conditions and limitations:

33 (1) \$50,000 of the general fund—state appropriation for fiscal  
34 year 2022 is provided solely for the department to consult with a  
35 food service architect to determine the feasibility and cost of  
36 remodels to select cafes owned by entrepreneurs participating in the  
37 business enterprise program, and to prepare a report that includes  
38 the results, recommendations, cost, and potential funding sources

1 that could be used to assist with remodels. The report is due to the  
2 governor and appropriate legislative committees by November 1, 2021.

3 (2) \$70,000 of the general fund—state appropriation is provided  
4 solely for the department to provide individualized training to its  
5 blind, visually-impaired, deaf, and hearing-impaired staff in  
6 Microsoft 365 programs.

7 (3) \$100,000 of the general fund—state appropriation for fiscal  
8 year 2023 is provided solely for the department to contract with a  
9 consultant and create a report that identifies new or expanded  
10 enterprise opportunities for blind individuals, potential revenue  
11 sources, and new needs and methods for preparing individuals to  
12 effectively manage these enterprises. The report is due to the  
13 governor and appropriate legislative committees by June 30, 2023.

14 (4) \$888,000 of the general fund—state appropriation for fiscal  
15 year 2022 and \$1,552,000 of the general fund—state appropriation for  
16 fiscal year 2023 is provided solely to remodel and upgrade equipment  
17 for select cafes owned by entrepreneurs participating in the business  
18 enterprise program to help them adjust to the changing needs of  
19 dining caused by the COVID-19 pandemic.

20 **Sec. 225.** 2021 c 334 s 225 (uncodified) is amended to read as  
21 follows:

22 **FOR THE EMPLOYMENT SECURITY DEPARTMENT**

23	General Fund—State Appropriation (FY 2022). . . . .	\$1,757,000
24	General Fund—State Appropriation (FY 2023). . . . .	<del>((2,834,000))</del>
25		<u>\$8,167,000</u>
26	General Fund—Federal Appropriation. . . . .	<del>((382,529,000))</del>
27		<u>\$337,206,000</u>
28	General Fund—Private/Local Appropriation. . . . .	<del>((36,416,000))</del>
29		<u>\$37,295,000</u>
30	Unemployment Compensation Administration Account—	
31	Federal Appropriation. . . . .	<del>((420,315,000))</del>
32		<u>\$444,445,000</u>
33	Administrative Contingency Account—State	
34	Appropriation. . . . .	<del>((26,636,000))</del>
35		<u>\$26,931,000</u>
36	Employment Service Administrative Account—State	
37	Appropriation. . . . .	<del>((60,926,000))</del>
38		<u>\$68,198,000</u>

1	Family and Medical Leave Insurance Account—State	
2	Appropriation. . . . .	(( <del>\$139,697,000</del> ))
3		<u>\$147,943,000</u>
4	Workforce Education Investment Account—State	
5	Appropriation. . . . .	(( <del>\$7,400,000</del> ))
6		<u>\$12,283,000</u>
7	Long-Term Services and Supports Trust Account—State	
8	Appropriation. . . . .	(( <del>\$32,265,000</del> ))
9		<u>\$33,564,000</u>
10	Coronavirus State Fiscal Recovery Fund—Federal	
11	Appropriation. . . . .	(( <del>\$168,745,000</del> ))
12		<u>\$66,128,000</u>
13	Unemployment Insurance Relief Account—State	
14	Appropriation. . . . .	\$500,000,000
15	TOTAL APPROPRIATION. . . . .	(( <del>\$1,779,520,000</del> ))
16		<u>\$1,683,917,000</u>

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

19       (1) The department is directed to maximize the use of federal  
20 funds. The department must update its budget annually to align  
21 expenditures with anticipated changes in projected revenues.

22       (2) \$30,458,000 of the long-term services and supports trust  
23 account—state appropriation is provided solely for implementation of  
24 the long-term services and support trust program. Of this amount,  
25 \$10,932,833 is provided for implementation of the long-term services  
26 and support trust program information technology project and is  
27 subject to the conditions, limitations, and review provided in  
28 section 701 of this act.

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.

34       (4) \$101,000 of the employment service administrative account—  
35 state appropriation is provided solely for information technology  
36 enhancements necessary for implementation of job title reporting and  
37 is subject to the conditions, limitations, and review provided in  
38 section 701 of this act.

1 (5) (a) Within existing resources, the department shall coordinate  
2 outreach and education to paid family and medical leave benefit  
3 recipients with a statewide family resource, referral, and linkage  
4 system that connects families with children prenatal through age five  
5 and residing in Washington state to appropriate services and  
6 community resources. This coordination shall include but is not  
7 limited to placing information about the statewide family resource,  
8 referral, and linkage system on the paid family and medical leave  
9 program web site and in printed materials, and conducting joint  
10 events.

11 (b) Within existing resources, by December 1, 2021, and each year  
12 thereafter, the department shall submit a report to the governor and  
13 the appropriate committees of the legislature concerning the ability  
14 for the paid family and medical leave program and a statewide family  
15 resource, referral, and linkage system to provide integrated services  
16 to eligible beneficiaries. The report shall include an analysis of  
17 any statutory changes needed to allow information and data to be  
18 shared between the statewide family resource, referral, and linkage  
19 system and the paid family and medical leave program.

20 (6) Within existing resources, the department shall report the  
21 following to the legislature and the governor by September 30, 2021,  
22 and each year thereafter:

23 (a) An inventory of the department's programs, services, and  
24 activities, identifying federal, state, and other funding sources for  
25 each;

26 (b) Federal grants received by the department, segregated by line  
27 of business or activity, for the most recent five fiscal years, and  
28 the applicable rules;

29 (c) State funding available to the department, segregated by line  
30 of business or activity, for the most recent five fiscal years;

31 (d) A history of staffing levels by line of business or activity,  
32 identifying sources of state or federal funding, for the most recent  
33 five fiscal years;

34 (e) A projected spending plan for the employment services  
35 administrative account and the administrative contingency account.  
36 The spending plan must include forecasted revenues and estimated  
37 expenditures under various economic scenarios.

38 (7) \$3,264,000 of the employment services administrative account—  
39 state appropriation is provided solely for the continuation of the  
40 office of agricultural and seasonal workforce services.

1 (8) \$476,000 of the unemployment compensation administration  
2 account—federal appropriation is provided for the department to  
3 implement chapter 2, Laws of 2021 (unemployment insurance). If the  
4 department does not receive adequate funding from the United States  
5 department of labor to cover these costs, the department may use  
6 funding made available to the state through section 903 (d), (f), and  
7 (g) of the social security act (Reed act) in an amount not to exceed  
8 the amount provided in this subsection (8).

9 (9) (a) \$875,000 of the general fund—state appropriation for  
10 fiscal year 2022 (~~(, \$875,000 of the general fund—state appropriation~~  
11 ~~for fiscal year 2023,~~) and (((\$7,385,000)) \$8,260,000 of the  
12 workforce education investment account—state appropriation are  
13 provided solely for career connected learning grants as provided in  
14 RCW 28C.30.050.

15 (b) \$3,000,000 of the workforce education investment account—  
16 state appropriation is provided solely for career connect learning  
17 grants to sector intermediaries. Up to five percent of the amount in  
18 this subsection may be used for administrative expenses associated  
19 with the sector intermediary grant program.

20 (c) \$1,000,000 of the workforce education investment account—  
21 state appropriation is provided solely for career connect learning  
22 grants to public and private four-year institutions to create and  
23 promote career launch pathways.

24 (10) \$1,222,000 of the employment services administrative account  
25 —state appropriation and \$1,500,000 of the family and medical leave  
26 insurance account—state appropriation are provided solely for the  
27 maintenance and operation of the disaster recovery continuity of  
28 operations information technology project.

29 (11) \$80,000 of the employment services administrative account—  
30 state appropriation is provided solely for the department to produce  
31 a report on the feasibility of replicating the existing unemployment  
32 insurance program to serve individuals not eligible for unemployment  
33 insurance due to immigration status. The study shall identify  
34 programmatic differences that would mitigate barriers to access and  
35 reduce fear of participation and identify the operational and  
36 caseload costs associated with the replication. If using a replica of  
37 the unemployment insurance program conflicts with federal law, the  
38 study shall assess the operational and caseload costs of similar  
39 social net programs that serve individuals regardless of their

1 citizenship status. The departments shall jointly submit  
2 recommendations required by this section to the governor and  
3 appropriate legislative committees no later than November 5, 2021.

4 The department shall:

5 (a) Work with the departments of labor and industries, social and  
6 health services, and commerce and the office of the governor;

7 (b) Convene and meet at least three times with a group of eight  
8 to ten external stakeholders comprised of representatives from  
9 geographically diverse immigrant advocacy groups, labor organizations  
10 with a state-wide presence, workers' rights groups, and legal and  
11 policy advocacy groups focused on immigration and employment law; and

12 (c) Hold at least one listening session with community members.

13 (12) (~~(\$41,456,000)~~) \$31,288,000 of the (~~general fund federal~~  
14 ~~appropriation (ARPA) and~~) coronavirus state fiscal recovery fund—  
15 federal appropriation, \$2,684,000 of the general fund—federal  
16 appropriation (CRF), and \$13,063,000 of the unemployment compensation  
17 administration account—federal appropriation are provided solely for  
18 the department to address the impacts of COVID-19 on the state  
19 unemployment system in order to prevent and detect fraud, promote  
20 equitable access to the unemployment insurance system, and ensure the  
21 timely payment of unemployment insurance benefits. Of the amounts  
22 provided in this subsection:

23 (a) \$22,346,000 of the (~~general fund federal appropriation~~  
24 ~~(ARPA)~~) coronavirus state fiscal recovery fund—federal appropriation  
25 is provided solely for the department to address an anticipated  
26 increase in the unemployment insurance appeals caseload.

27 (b) (~~(\$5,768,000)~~) \$6,223,000 of the (~~general fund federal~~  
28 ~~appropriation (ARPA)~~) unemployment compensation account—federal  
29 appropriation is provided solely for the department to ensure  
30 adequate security measures are in place to prevent unemployment  
31 insurance fraud and cases are investigated in a timely manner.

32 (c) \$4,465,000 of the (~~general fund federal appropriation~~  
33 ~~(ARPA)~~) coronavirus state fiscal recovery fund—federal appropriation  
34 is provided solely for the department to migrate and upgrade the  
35 unemployment insurance customer call center phone system to a cloud-  
36 based system. Prior to executing a contract, the department shall  
37 consult with the office of the chief information officer. The  
38 department must ensure that the project plan, timeline with  
39 quantifiable deliverables, and budget by fiscal year by fund, to

1 include ongoing costs by fiscal year, are adhered to. The department  
2 shall report on the status of the project to the office of financial  
3 management and the relevant committees of the legislature by December  
4 1, 2021.

5 ~~((d))~~ ~~(((\$400,000 of the general fund federal appropriation (ARPA)~~  
6 ~~is provided solely for translation of documents and letters and other~~  
7 ~~improvements to ensure customer ease-of-access.~~

8 ~~(e))~~ \$4,477,000 of the ~~((general fund federal appropriation~~  
9 ~~(ARPA))~~ coronavirus state fiscal recovery fund—federal appropriation  
10 is provided for the department to process the unemployment insurance  
11 claimant backlog and to make program changes that enhance user  
12 experience in order to reduce claimant errors.

13 ~~((f))~~ (e) \$1,417,000 of the general fund—federal appropriation  
14 (CRF) is provided solely for the department to contract with the  
15 national guard to assist the department with its unemployment  
16 insurance claims backlog.

17 ~~((g))~~ (f) \$1,267,000 of the general fund—federal appropriation  
18 (CRF) is provided solely for the department to contract with a vendor  
19 to provide fact-finding services related to unemployment insurance  
20 claims.

21 ~~((h) \$4,000,000))~~ (g) \$6,840,000 of the ~~((general fund federal~~  
22 ~~appropriation (ARPA) for fiscal year 2022))~~ unemployment compensation  
23 administration account—federal appropriation is provided solely for  
24 the department to ~~((translate notices))~~ implement the federal United  
25 States department of labor equity grant. This grant includes  
26 improving the translation of notices sent to claimants as part of  
27 their unemployment insurance claims into any of the 10 languages most  
28 frequently spoken in the state and other equity initiatives approved  
29 by the grantor. The department must also ensure that letters, alerts,  
30 and notices produced manually or by the department's unemployment  
31 insurance technology system are written in plainly understood  
32 language and evaluated for ease of claimant comprehension before they  
33 are approved for use.

34 (13) \$10,000,000 of the unemployment compensation administration  
35 account—federal appropriation is provided solely for the department  
36 to make information technology improvements to improve user  
37 experience and increase security to prevent unemployment insurance  
38 fraud. If the department does not receive adequate funding from the  
39 United States department of labor to cover these costs, the

1 department may use funding made available to the state through  
2 section 903 (d), (f), and (g) of the social security act (Reed act)  
3 in an amount not to exceed the amount provided in this subsection.  
4 This subsection is subject to the conditions, limitations, and review  
5 provided in section 701 of this act.

6 (14) Within existing resources, the department shall report to  
7 the legislature by September 2, 2021, the following information  
8 pertaining to the unemployment insurance program:

9 (a) The number of full time equivalent employees of the  
10 department who were working in the unemployment insurance program,  
11 including those who were reassigned internally to the unemployment  
12 insurance program, the number of full time equivalent employees that  
13 were contracted by the department from other state agencies, and the  
14 number of contractors or consultants engaged by the department, on a  
15 monthly basis beginning March 1, 2020, through the latest available  
16 month;

17 (b) A projection of full-time equivalent staffing or contractor  
18 needs that would be affordable within anticipated base and above-base  
19 federal unemployment administrative revenues;

20 (c) A spending plan for anticipated federal unemployment revenues  
21 other than base or above-base revenues, including any proposed  
22 additional full-time equivalent staff, consultants, contractors, or  
23 other investments related to helping the department reduce the  
24 backlog of unemployment insurance claims, appeals, denials,  
25 overpayments, and other claimant issues; and

26 (d) A budget for the unemployment insurance program, showing  
27 expenditures by object and fund source, for fiscal years 2022 and  
28 2023, along with any projected shortfalls in revenues.

29 (15) \$797,000 of the general fund—state appropriation for fiscal  
30 year 2022, \$1,874,000 of the general fund—state appropriation for  
31 fiscal year 2023, and \$979,000 of the family medical leave insurance  
32 account—state appropriation is provided solely for the implementation  
33 of Engrossed Substitute Senate Bill No. 5097 (paid leave coverage).  
34 ~~((If the bill is not enacted by June 30, 2021, the amount provided in  
35 this subsection shall lapse.))~~

36 (16) \$90,000 of the unemployment account—federal appropriation is  
37 provided solely for the implementation of Engrossed Substitute Senate  
38 Bill No. 5190 (health care workers/benefits). ~~((If the bill is not~~



1 ~~enacted by June 30, 2021, the amount provided in this subsection~~  
2 ~~shall lapse.))~~

3 (17) \$5,322,000 of the unemployment account—federal appropriation  
4 is provided solely for the department to implement Engrossed  
5 Substitute Senate Bill No. 5193 (unemployment ins. system). (~~If the~~  
6 ~~bill is not enacted by July 1, 2021, the amount provided in this~~  
7 ~~subsection shall lapse.))~~

8 (18) (~~(\$168,745,000)~~) \$34,840,000 of the coronavirus state fiscal  
9 recovery account—federal appropriation is provided solely for the  
10 implementation of Engrossed Second Substitute House Bill No. 1073  
11 (paid leave coverage). (~~Of the amount provided in this subsection,~~  
12 ~~at least 95 percent is provided solely for grants and assistance~~  
13 ~~awarded by the department pursuant to the bill. If the bill is not~~  
14 ~~enacted by June 30, 2021, the amount provided in this subsection~~  
15 ~~shall lapse.))~~

16 (19) \$500,000,000 of the unemployment insurance relief fund—state  
17 appropriation is provided solely for the implementation of  
18 unemployment insurance relief provided pursuant to Engrossed  
19 Substitute Senate Bill No. 5478 (unemployment insurance). (~~If the~~  
20 ~~bill is not enacted by June 30, 2021, the amount provided in this~~  
21 ~~subsection shall lapse.)) The department is directed to implement the  
22 bill within existing resources.~~

23 (20) \$1,806,000 of the long-term services and supports trust  
24 account—state appropriation is provided solely for the implementation  
25 of Substitute House Bill No. 1323 (long-term services trust). (~~If~~  
26 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~  
27 ~~subsection shall lapse.))~~

28 (21) \$1,075,000 of the unemployment account—federal appropriation  
29 is provided solely for the implementation of Substitute House Bill  
30 No. 1455 (social security/L&I & ESD). (~~If the bill is not enacted by~~  
31 ~~June 30, 2021, the amount provided in this subsection shall lapse.))~~

32 (22) \$10,571,000 of the (~~general—fund~~) unemployment  
33 compensation administration account—federal appropriation is provided  
34 solely for administration costs related to the federal unemployment  
35 insurance programs extended under the American rescue plan act of  
36 2021, P.L. 117-2.

37 (23) \$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 the North Central

1 educational service district 171 to support the development of  
2 industry and education partnerships and expand career awareness,  
3 exploration and preparation activities for youth in Grant county.

4 (24) \$4,843,000 of the employment service administrative account—  
5 state appropriation is provided solely for the replacement of the  
6 WorkSource integrated technology platform. The replacement system  
7 must support the workforce administration statewide to ensure  
8 adoption of the United States department of labor's integrated  
9 service delivery model and program performance requirements for the  
10 state's workforce innovation and opportunity act and other federal  
11 grants. This subsection is subject to the conditions, limitations,  
12 and review provided in section 701 of this act.

13 (25) \$6,208,000 of the general fund—state appropriation for  
14 fiscal year 2023 is provided solely for the continuation of the  
15 economic security for all program. The department must collect  
16 quarterly data on the number of participants that participate in the  
17 program, the costs associated with career, training, and other  
18 support services provided, and progress made towards self-  
19 sufficiency.

20 (26) \$1,720,000 of the family and medical leave insurance account  
21 —state appropriation is provided solely for implementation of Second  
22 Substitute Senate Bill No. 5649 (modifying PFML). If the bill is not  
23 enacted by June 30, 2022, the amount provided in this subsection  
24 shall lapse.

25 (27) \$702,000 of the unemployment compensation administration  
26 account—federal appropriation is provided for implementation of  
27 Engrossed Substitute Senate Bill No. 5873 (social cost factor in UI).  
28 If the bill is not enacted by June 30, 2022, the amount provided in  
29 this subsection shall lapse.

30 (28) \$262,000 of the employment services administrative account—  
31 state appropriation is provided solely for implementation of  
32 Engrossed Substitute Senate Bill No. 5847 (providing PSLF  
33 information). If the bill is not enacted by June 30, 2022, the amount  
34 provided in this subsection shall lapse.

35 **Sec. 226.** 2021 c 334 s 226 (uncodified) is amended to read as  
36 follows:

37 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—GENERAL**

1       (1)(a) The appropriations to the department of children, youth,  
2 and families in this act shall be expended for the programs and in  
3 the amounts specified in this act. Appropriations made in this act to  
4 the department of children, youth, and families shall initially be  
5 allotted as required by this act. The department shall seek approval  
6 from the office of financial management prior to transferring moneys  
7 between sections of this act except as expressly provided in this  
8 act. Subsequent allotment modifications shall not include transfers  
9 of moneys between sections of this act except as expressly provided  
10 in this act, nor shall allotment modifications permit moneys that are  
11 provided solely for a specified purpose to be used for other than  
12 that purpose. However, after May 1, 2022, unless prohibited by this  
13 act, the department may transfer general fund—state appropriations  
14 for fiscal year 2022 among programs after approval by the director of  
15 the office of financial management. However, the department may not  
16 transfer state appropriations that are provided solely for a  
17 specified purpose except as expressly provided in (b) of this  
18 subsection.

19       (b) To the extent that transfers under (a) of this subsection are  
20 insufficient to fund actual expenditures in excess of fiscal year  
21 2022 caseload forecasts and utilization assumptions in the foster  
22 care, adoption support, child protective services, working  
23 connections child care, and the juvenile rehabilitation programs or  
24 in response to the COVID-19 pandemic, the department may transfer  
25 appropriations that are provided solely for a specified purpose.

26       (2) The health care authority, the health benefit exchange, the  
27 department of social and health services, the department of health,  
28 and the department of children, youth, and families shall work  
29 together within existing resources to establish the health and human  
30 services enterprise coalition (the coalition). The coalition, led by  
31 the health care authority, must be a multi-organization collaborative  
32 that provides strategic direction and federal funding guidance for  
33 projects that have cross-organizational or enterprise impact,  
34 including information technology projects that affect organizations  
35 within the coalition. The office of the chief information officer  
36 shall maintain a statewide perspective when collaborating with the  
37 coalition to ensure that projects are planned for in a manner that  
38 ensures the efficient use of state resources, supports the adoption  
39 of a cohesive technology and data architecture, and maximizes federal  
40 financial participation. (~~The work of the coalition and any project~~

1 ~~identified as a coalition project is subject to the conditions,~~  
2 ~~limitations, and review provided in section 701 of this act.)~~

3 (3) Information technology projects or investments and proposed  
4 projects or investments impacting time capture, payroll and payment  
5 processes and systems, eligibility, case management, and  
6 authorization systems within the department are subject to technical  
7 oversight by the office of the chief information officer.

8 **Sec. 227.** 2021 c 334 s 227 (uncodified) is amended to read as  
9 follows:

10 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—CHILDREN AND**  
11 **FAMILIES SERVICES PROGRAM**

12	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$389,597,000</del> ))
13		<u>\$374,951,000</u>
14	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$403,209,000</del> ))
15		<u>\$451,309,000</u>
16	General Fund—Federal Appropriation. . . . .	(( <del>\$475,829,000</del> ))
17		<u>\$487,653,000</u>
18	General Fund—Private/Local Appropriation. . . . .	\$2,824,000
19	Coronavirus State Fiscal Recovery Fund—Federal	
20	Appropriation. . . . .	(( <del>\$5,500,000</del> ))
21		<u>\$16,126,000</u>
22	TOTAL APPROPRIATION. . . . .	(( <del>\$1,276,959,000</del> ))
23		<u>\$1,332,863,000</u>

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

26 (1) \$748,000 of the general fund—state appropriation for fiscal  
27 year 2022 and \$748,000 of the general fund—state appropriation for  
28 fiscal year 2023 are provided solely to contract for the operation of  
29 one pediatric interim care center. The center shall provide  
30 residential care for up to thirteen children through two years of  
31 age. Seventy-five percent of the children served by the center must  
32 be in need of special care as a result of substance abuse by their  
33 mothers. The center shall also provide on-site training to  
34 biological, adoptive, or foster parents. The center shall provide at  
35 least three months of consultation and support to the parents  
36 accepting placement of children from the center. The center may  
37 recruit new and current foster and adoptive parents for infants  
38 served by the center. The department shall not require case

1 management as a condition of the contract. No later than December 1,  
2 2021, the department must, in consultation with the health care  
3 authority, report to the appropriate legislative committees on  
4 potential options to maximize federal funding for the center,  
5 including any potential for the center to bill managed care  
6 organizations for services provided to medicaid recipients.

7 (2) (a) \$453,000 of the general fund—state appropriation for  
8 fiscal year 2022 and (~~(\$453,000)~~) \$722,000 of the general fund—state  
9 appropriation for fiscal year 2023 are provided solely for the costs  
10 of hub home foster (~~(families that provide a foster care delivery~~  
11 model that includes a hub home. Use of the hub home model is intended  
12 to support foster parent retention, improve child outcomes, and  
13 encourage the least restrictive community placements for children in  
14 out-of-home care)) and kinship family constellations, and for a  
15 contract with an organization with expertise in implementing the hub  
16 home model with fidelity to provide technical assistance to hub home  
17 families and the department.

18 (b) Of the amounts provided in this subsection, \$150,000 of the  
19 general fund—state appropriation for fiscal year 2023 is provided  
20 solely to support long-term implementation of the hub home model,  
21 including integrating the hub home model within the department's  
22 current and future service array and multi-year expansion planning.  
23 The department shall submit a preliminary report to the governor and  
24 appropriate legislative committees by December 1, 2022, and a final  
25 report to the governor and appropriate legislative committees by June  
26 30, 2023, that details its progress and plans for long-term  
27 implementation of the hub home model.

28 (3) \$579,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$579,000 of the general fund—state appropriation for  
30 fiscal year 2023 and \$110,000 of the general fund—federal  
31 appropriation are provided solely for a receiving care center east of  
32 the Cascade mountains.

33 (4) \$1,245,000 of the general fund—state appropriation for fiscal  
34 year 2022 and \$1,245,000 of the general fund—state appropriation for  
35 fiscal year 2023 are provided solely for services provided through  
36 children's advocacy centers.

37 (5) In fiscal year 2022 and in fiscal year 2023, the department  
38 shall provide a tracking report for social service specialists and  
39 corresponding social services support staff to the office of

1 financial management, and the appropriate policy and fiscal  
2 committees of the legislature. The report shall detail progress  
3 toward meeting the targeted 1:18 caseload ratio standard for child  
4 and family welfare services caseload-carrying staff and targeted 1:8  
5 caseload ratio standard for child protection services caseload  
6 carrying staff. To the extent to which the information is available,  
7 the report shall include the following information identified  
8 separately for social service specialists doing case management work,  
9 supervisory work, and administrative support staff, and identified  
10 separately by job duty or program, including but not limited to  
11 intake, child protective services investigations, child protective  
12 services family assessment response, and child and family welfare  
13 services:

14 (a) Total full time equivalent employee authority, allotments and  
15 expenditures by region, office, classification and band, and job duty  
16 or program;

17 (b) Vacancy rates by region, office, and classification and band;  
18 and

19 (c) Average length of employment with the department, and when  
20 applicable, the date of exit for staff exiting employment with the  
21 department by region, office, classification and band, and job duty  
22 or program.

23 (6) \$94,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$94,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for a contract with a child  
26 advocacy center in Spokane to provide continuum of care services for  
27 children who have experienced abuse or neglect and their families.

28 (7) (a) \$539,000 of the general fund—state appropriation for  
29 fiscal year 2022, (~~(\$540,000)~~) \$1,000,000 of the general fund—state  
30 appropriation for fiscal year 2023, \$656,000 of the general fund  
31 private/local appropriation, and \$252,000 of the general fund—federal  
32 appropriation are provided solely for a contract with an educational  
33 advocacy provider with expertise in foster care educational outreach.  
34 The amounts in this subsection are provided solely for contracted  
35 education coordinators to assist foster children in succeeding in  
36 K-12 and higher education systems and to assure a focus on education  
37 during the department's transition to performance-based contracts.  
38 Funding must be prioritized to regions with high numbers of foster  
39 care youth, (~~(or)~~) regions where backlogs of youth that have formerly

1 requested educational outreach services exist, or youth with high  
2 educational needs. The department is encouraged to use private  
3 matching funds to maintain educational advocacy services.

4 (b) The department shall contract with the office of the  
5 superintendent of public instruction, which in turn shall contract  
6 with a nongovernmental entity or entities to provide educational  
7 advocacy services pursuant to RCW 28A.300.590.

8 (8) \$375,000 of the general fund—state appropriation for fiscal  
9 year 2022, \$375,000 of the general fund—state appropriation for  
10 fiscal year 2023, and \$112,000 of the general fund—federal  
11 appropriation are provided solely for the department to develop,  
12 implement, and expand strategies to improve the capacity,  
13 reliability, and effectiveness of contracted visitation services for  
14 children in temporary out-of-home care and their parents and  
15 siblings. Strategies may include, but are not limited to, increasing  
16 mileage reimbursement for providers, offering transportation-only  
17 contract options, and mechanisms to reduce the level of parent-child  
18 supervision when doing so is in the best interest of the child. The  
19 department shall report to the office of financial management and the  
20 relevant fiscal and policy committees of the legislature regarding  
21 these strategies by November 1, 2022. The report shall include the  
22 number and percentage of parents requiring supervised visitation and  
23 the number and percentage of parents with unsupervised visitation,  
24 prior to reunification.

25 (9) For purposes of meeting the state's maintenance of effort for  
26 the state supplemental payment program, the department of children,  
27 youth, and families shall track and report to the department of  
28 social and health services the monthly state supplemental payment  
29 amounts attributable to foster care children who meet eligibility  
30 requirements specified in the state supplemental payment state plan.  
31 Such expenditures must equal at least \$3,100,000 annually and may not  
32 be claimed toward any other federal maintenance of effort  
33 requirement. Annual state supplemental payment expenditure targets  
34 must continue to be established by the department of social and  
35 health services. Attributable amounts must be communicated by the  
36 department of children, youth, and families to the department of  
37 social and health services on a monthly basis.

38 (10) \$2,230,000 of the general fund—state appropriation for  
39 fiscal year 2022, \$2,230,000 of the general fund—state appropriation

1 for fiscal year 2023, and \$156,000 of the general fund—federal  
2 appropriation are provided solely to increase the travel  
3 reimbursement for in-home service providers.

4 (11) \$197,000 of the general fund—state appropriation for fiscal  
5 year 2022 and \$197,000 of the general fund—state appropriation for  
6 fiscal year 2023 are provided solely for the department to conduct  
7 biennial inspections and certifications of facilities, both overnight  
8 and day shelters, that serve those who are under 18 years old and are  
9 homeless.

10 (12) \$6,195,000 of the general fund—state appropriation for  
11 fiscal year 2022, \$6,195,000 of the general fund—state appropriation  
12 for fiscal year 2023, and \$1,188,000 of the general fund—federal  
13 appropriation are provided solely for the department to operate  
14 emergent placement and enhanced emergent placement contracts.

15 (a) The department shall not include the costs to operate  
16 emergent placement contracts in the calculations for family foster  
17 home maintenance payments and shall submit as part of the budget  
18 submittal documentation required by RCW 43.88.030 any costs  
19 associated with increases in the number of emergent placement  
20 contract beds after the effective date of this section that cannot be  
21 sustained within existing appropriations.

22 (b) Beginning October 1, 2021, and every quarter thereafter, the  
23 department shall publish on its website the rates or fees paid for  
24 emergent placement contracts, the number of beds retained, and the  
25 number of beds purchased. If the department determines that there is  
26 a need to increase the rates or fees paid or the number of beds  
27 retained or purchased under this subsection, the secretary shall  
28 request authorization from the office of financial management and  
29 notify the fiscal committees of the legislature.

30 (13) Beginning January 1, 2022, and continuing through the  
31 2021-2023 fiscal biennium, the department must provide semi-annual  
32 reports to the governor and appropriate legislative committees that  
33 includes the number of in-state behavioral rehabilitation services  
34 providers and licensed beds, the number of out-of-state behavioral  
35 rehabilitation services placements, and a comparison of these numbers  
36 to the same metrics expressed as an average over the prior six  
37 months. The report shall identify separately beds with the enhanced  
38 behavioral rehabilitation services rate. Effective January 1, 2022,  
39 and to the extent the information is available, the report will



1 include the same information for emergency placement services beds  
2 and enhanced emergency placement services beds.

3 (14) \$250,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$250,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for implementing the supportive  
6 visitation model that utilizes trained visit navigators to provide a  
7 structured and positive visitation experience for children and their  
8 parents.

9 (15) \$600,000 of the general fund—state appropriation for fiscal  
10 year 2022 and \$600,000 of the general fund—state appropriation for  
11 fiscal year 2023 are provided solely for enhanced adoption placement  
12 services for legally free children in state custody, through a  
13 partnership with a national nonprofit organization with private  
14 matching funds. These funds must supplement, but not supplant, the  
15 work of the department to secure permanent adoptive homes for  
16 children with high needs.

17 (16) The department of children, youth, and families shall make  
18 foster care maintenance payments to programs where children are  
19 placed with a parent in a residential program for substance abuse  
20 treatment. These maintenance payments are considered foster care  
21 maintenance payments for purposes of forecasting and budgeting at  
22 maintenance level as required by RCW 43.88.058.

23 (17) \$2,000,000 of the general fund—state appropriation for  
24 fiscal year 2022 and \$2,000,000 of the general fund—(~~federal~~) state  
25 appropriation for fiscal year 2023 are provided solely for the  
26 department to contract with one or more nonprofit, nongovernmental  
27 organizations to purchase and deliver concrete goods to low-income  
28 families.

29 (18) \$5,500,000 of the (~~general fund federal appropriation~~  
30 ~~(ARPA/CSFRF)~~) coronavirus state fiscal recovery fund—federal  
31 appropriation is provided solely for one-time \$250 per child grants  
32 to families on behalf of up to 22,000 children who may be at risk of  
33 child welfare system involvement and have experienced economic  
34 impacts of the COVID-19 pandemic.

35 (19) The department is authorized to use the amounts provided in  
36 this section for services and maintenance payments to former  
37 dependent youth as authorized and directed in the supporting foster  
38 youth and families through the pandemic act, P.L. 116-260, division  
39 X.

1 (20) \$387,000 of the general fund—state appropriation for fiscal  
2 year 2022, \$393,000 of the general fund—state appropriation for  
3 fiscal year 2023, and \$143,000 of the general fund—federal  
4 appropriation are provided solely to increase all fees paid to child-  
5 placing agencies by 7.5 percent, effective July 1, 2021.

6 (21)(a) \$739,000 of the general fund—state appropriation for  
7 fiscal year 2022, \$702,000 of the general fund—state appropriation  
8 for fiscal year 2023, and \$482,000 of the general fund—federal  
9 appropriation are provided solely for the department of children,  
10 youth, and families to create and implement a new approach to  
11 transition planning for young people preparing to exit the child  
12 welfare system and juvenile rehabilitation institutions, pursuant to  
13 the recommendations in the *improving stability for youth exiting*  
14 *systems of care* report submitted in January 2020 as required by RCW  
15 43.330.720. The department must engage young people, caregivers,  
16 providers, and other stakeholders in the creation and implementation  
17 of the approach by:

18 (i) Providing one statewide adolescent transitions program  
19 manager and six adolescent liaisons, one in each region of the  
20 department, who are dedicated to supporting the transition planning  
21 approaches developed by the department, providing program oversight,  
22 and supporting improved outcomes for adolescents during the  
23 transition to adulthood; and

24 (ii) Strengthening the administration and competency of the  
25 independent living program and direct independent living services. No  
26 later than June 1, 2022, the department must centralize  
27 administration of its independent living program and develop a  
28 framework for service delivery, including best practice  
29 recommendations. The framework must be codesigned with adolescents,  
30 caregivers, providers, and stakeholders. No later than June 30, 2022,  
31 the department must develop and launch a competitive request for  
32 proposal process to solicit bidders to provide independent living  
33 services under the new framework.

34 (b) No later than November 30, 2022, the department must report  
35 to the governor and appropriate legislative committees on the  
36 implementation of the new approach to transition planning, the new  
37 independent living framework, and the state's capacity to provide  
38 high-quality transition services, including independent living  
39 services, to youth and young adults exiting the child welfare system

1 and juvenile rehabilitation institutions. The report must identify  
2 any remaining service gaps that prevent statewide implementation and  
3 address the additional resources needed to improve outcomes for young  
4 people exiting these systems of care.

5 (22) \$2,400,000 of the general fund—state appropriation for  
6 fiscal year 2022 and \$2,400,000 of the general fund—state  
7 appropriation for fiscal year 2023 are provided solely for  
8 implementation of performance-based contracts for family support and  
9 related services pursuant to RCW 74.13B.020.

10 (23) The appropriations in this section include sufficient  
11 funding for continued implementation of chapter 80, Laws of 2018  
12 (2SSB 6453) (kinship caregiver legal support).

13 (24) The appropriations in this section include sufficient  
14 funding to implement chapter 51, Laws of 2020 (SHB 2873) (families in  
15 conflict).

16 (25) \$511,000 of the general fund—state appropriation for fiscal  
17 year 2023 and \$153,000 of the general fund—federal appropriation are  
18 provided solely to implement Second Substitute House Bill No. 1219  
19 (youth counsel/dependency). ~~((If the bill is not enacted by June 30,~~  
20 ~~2021, the amounts provided in this subsection shall lapse.))~~

21 (26) \$219,000 of the general fund—state appropriation for fiscal  
22 year 2022, \$208,000 of the general fund—state appropriation for  
23 fiscal year 2023, and \$295,000 of the general fund—federal  
24 appropriation are provided solely to implement Second Substitute  
25 House Bill No. 1061 (child welfare/developmental disability). ~~((If~~  
26 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
27 ~~this subsection shall lapse.))~~

28 ~~((27) (\$29,000 of the general fund—state appropriation for fiscal~~  
29 ~~year 2022 is provided solely to implement Second Substitute House~~  
30 ~~Bill No. 1127 (COVID-19 health data privacy). If the bill is not~~  
31 ~~enacted by June 30, 2021, the amount provided in this subsection~~  
32 ~~shall lapse.~~

33 ~~(28))~~ \$451,000 of the general fund—state appropriation for  
34 fiscal year 2022 and \$662,000 of the general fund—state appropriation  
35 for fiscal year 2023 are provided solely for the department to  
36 contract with a community organization with expertise in the LifeSet  
37 case management model to serve youth and adults currently being  
38 served in or exiting the foster care, juvenile justice, and mental  
39 health systems to successfully transition to adulthood.

1       ~~((29))~~ (28) \$326,000 of the general fund—state appropriation  
2 for fiscal year 2022, \$326,000 of the general fund—state  
3 appropriation for fiscal year 2023, and \$148,000 of the general fund—  
4 federal appropriation are provided solely to implement Engrossed  
5 Second Substitute House Bill No. 1194 (parent-child visitation). ~~((If~~  
6 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
7 ~~this subsection shall lapse.~~

8       ~~(30))~~ (29) \$499,000 of the general fund—state appropriation for  
9 fiscal year 2022, \$499,000 of the general fund—state appropriation  
10 for fiscal year 2023, and \$310,000 of the general fund—federal  
11 appropriation are provided solely to expand the family connections  
12 program in two areas of the state in which the program is not already  
13 established as of the effective date of this section. One expansion  
14 site must be located west of the crest of the Cascade mountain range  
15 and the other expansion site must be located east of the crest of the  
16 Cascade mountain range. The program expansion must follow the family  
17 connections program model pursuant to RCW 74.13.715. To operate the  
18 two expansion sites, the department must contract with a community-  
19 based organization that has experience working with the foster care  
20 population and administering the family connections program.

21       ~~((31))~~ (30) \$25,000 of the general fund—state appropriation for  
22 fiscal year 2023 and \$25,000 of the general fund—federal  
23 appropriation (ARPA) are provided solely for the department to  
24 implement Engrossed Second Substitute House Bill No. 1227 (child  
25 abuse allegations). ~~((If the bill is not enacted by June 30, 2021,~~  
26 ~~the amounts provided in this subsection shall lapse.~~

27       ~~(32))~~ (31) If the department receives an allocation of federal  
28 funding through an unanticipated receipt, the department shall not  
29 expend more than what was approved or for another purpose than what  
30 was approved by the governor through the unanticipated receipt  
31 process pursuant to RCW 43.79.280.

32       (32) \$1,513,000 of the general fund—state appropriation for  
33 fiscal year 2023 is provided solely for start-up costs associated  
34 with a new behavioral rehabilitation services facility in Vancouver.

35       (33) \$800,000 of the general fund—state appropriation for fiscal  
36 year 2023 and \$200,000 of the general fund—federal appropriation are  
37 provided solely for the department to contract for a child welfare  
38 workload study, which must include an evaluation of workload impacts

1 required by state and federal law and make recommendations for  
2 staffing models and system improvements.

3 (a) The study must consider, but is not limited to, enacted laws  
4 and forthcoming legislation related to child welfare such as the  
5 keeping families together act, chapter 211, Laws of 2021, and the  
6 family first prevention services act.

7 (b) The study must include, at a minimum, all child welfare case-  
8 carrying workers including but not limited to: Child protective  
9 services, child welfare case workers, and child welfare licensing  
10 staff, including foster care assessment, safety and monitoring, and  
11 child protective services licensing.

12 (c) The study must evaluate the workload impacts related to  
13 changes in the application of the federal Indian child welfare act,  
14 25 U.S.C. Secs. 1901-1963 and the Washington state Indian child  
15 welfare act, chapter 13.38 RCW as required by *In re Dependency of*  
16 *G.J.A., A.R.A., S.S.A., J.J.A., and V.A.*, 197 Wn.2d 868 (2021) and *In*  
17 *re Dependency of Z.J.G. and M.E.J.G.*, 196 Wn.2d 152 (2020).

18 (d) The department must establish a steering committee inclusive  
19 of members who are familiar with public child welfare practice and  
20 who have had substantial experience with similar studies. The  
21 steering committee members will be appointed by the agency secretary  
22 and must include internal and external members.

23 (e) A final report must also include recommendations to  
24 streamline internal processes; to more equitably allocate staff and  
25 contracted resources statewide; to reduce workload through  
26 technology; to reduce staff attrition; and to increase direct service  
27 time. The report must be submitted to the governor and appropriate  
28 fiscal committees of the legislature by June 30, 2023.

29 (34) \$10,626,000 of the coronavirus state fiscal recovery fund—  
30 federal appropriation is provided solely for the department to  
31 contract with a community organization to administer monthly stipends  
32 to young adults who were impacted by the federal moratorium that  
33 prohibited states from discharging them from extended foster care due  
34 to age through September 30, 2021, and young adults who age out of  
35 extended foster care between October 1, 2021, and June 30, 2023.

36 (35) \$200,000 of the general fund—state appropriation for fiscal  
37 year 2022 is provided solely for the department to contract for a  
38 systems assessment of state and federally funded services and  
39 benefits for young adults enrolled in or exiting extended foster care  
40 and make recommendations to improve the continuum of supports for the

1 extended foster care population to support successful transitions to  
2 independent adulthood.

3 (a) The systems assessment must include, but is not limited to,  
4 the following:

5 (i) A survey of state and federally funded services and benefits,  
6 and the utilization of such services and benefits, including but not  
7 limited to economic services, housing programs and payment vouchers,  
8 independent living programs, educational supports, and access to  
9 postsecondary opportunities, including vocational training and  
10 placement programs, legal services, navigation assistance, and peer  
11 mentoring. The survey must examine how these services and benefits  
12 contribute to a continuum of supports for young adults enrolled in  
13 extended foster care and those who have exited since September 2021;

14 (ii) A young adult needs assessment, including collecting data on  
15 young adults enrolled in extended foster care and those who have  
16 exited since September 2021. The needs assessment must also gauge  
17 young adults' awareness of and ability to access the available  
18 services and benefits;

19 (iii) Identification of gaps or redundancies within the existing  
20 array of state and federally funded programs serving the extended  
21 foster care population;

22 (iv) Identification of funding sources or programs that could be  
23 used to address any gaps in the array of services and benefits  
24 available; and

25 (v) An assessment of the various data systems currently used or  
26 capable of being used to report on the young adult population served  
27 by the extended foster care program. The data assessment must include  
28 a discussion of any system limitations and recommendations to support  
29 future data tracking of outcomes for this population.

30 (b) The department and contractor must engage with state agencies  
31 administering relevant programs, contracted organizations serving the  
32 extended foster care population, and young adults currently in  
33 extended foster care and those who have exited since September 2021  
34 to conduct the systems assessment. A status update must be submitted  
35 to the governor and appropriate fiscal and policy committees of the  
36 legislature by November 30, 2022. A final report must be submitted to  
37 the governor and appropriate fiscal and policy committees by June 30,  
38 2023.

39 (36) \$4,294,000 of the general fund—state appropriation for  
40 fiscal year 2022, \$17,174,000 of the general fund—state appropriation

1 for fiscal year 2023, and \$4,712,000 of the general fund—federal  
2 appropriation are provided solely to increase the child visitation  
3 hourly reimbursement rate; to reimburse mileage starting from the  
4 first mile driven; and to train and provide resources to service  
5 providers to provide services that are culturally appropriate in  
6 cases where the Indian child welfare act (ICWA) applies.

7 (37) \$8,440,000 of the general fund—state appropriation for  
8 fiscal year 2023 is provided solely to increase the reimbursement  
9 rates for combined in-home services providers as recommended in the  
10 October 2021 combined in-home services cost study.

11 (38) \$850,000 of the general fund—state appropriation for fiscal  
12 year 2022 and \$2,561,000 of the general fund—state appropriation for  
13 fiscal year 2023 are provided solely for the foster parent alliance  
14 of Washington state to provide parents with individualized education,  
15 training, and support to facilitate successful reunification with  
16 children in a shorter amount of time and with fewer incidence of  
17 return to care.

18 (39) \$767,000 of the general fund—state appropriation for fiscal  
19 year 2023 is provided solely to continue the child welfare housing  
20 assistance pilot program, created in chapter 328, Laws of 2019, to  
21 the end of the fiscal biennium.

22 (40) \$637,000 of the general fund—state appropriation for fiscal  
23 year 2023 is provided solely to expand the child welfare housing  
24 program that serves families involved in child welfare services who  
25 are at risk of out-of-home placement and a lack of appropriate  
26 housing is a contributing factor.

27 (41) \$50,000 of the general fund—state appropriation for fiscal  
28 year 2022 and \$275,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely for improving the financial  
30 capability of dependent youth.

31 (a) The department shall develop a report with recommendations of  
32 how to improve access to private, self-controlled bank accounts for  
33 dependent youth ages 14 and up as well as other strategies for  
34 improving financial capability of dependent youth. The department  
35 must consult with stakeholders on development of the recommendations  
36 and report. The report shall include but is not limited to an  
37 analysis of the following:

38 (i) The documentation and information necessary for youth to  
39 establish bank accounts;

1 (ii) Appropriate mechanisms to support youth in establishing the  
2 accounts;

3 (iii) Issues related to compliance with current state and federal  
4 laws that could impact the availability of accounts and release of  
5 funds; and

6 (iv) Data on the number of dependent youth, including youth in  
7 extended foster care, ages 14 and up with private, self-controlled  
8 bank accounts.

9 (b) The report must include recommendations on how to ensure  
10 statewide access to high quality, developmentally, and culturally  
11 appropriate financial education for dependent youth ages 12 and up.

12 (c) The report must include recommendations for statutory or  
13 policy changes, including the number of youth who have established a  
14 private self-controlled bank account, to implement the  
15 recommendations of the report.

16 (d) The analysis and recommendations are due to the appropriate  
17 committees of the legislature by December 1, 2022, in compliance with  
18 RCW 43.01.036.

19 **Sec. 228.** 2021 c 334 s 228 (uncodified) is amended to read as  
20 follows:

21 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—JUVENILE**  
22 **REHABILITATION PROGRAM**

23	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$127,325,000</del> ))
24		<u>\$123,710,000</u>
25	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$129,690,000</del> ))
26		<u>\$131,775,000</u>
27	General Fund—Federal Appropriation . . . . .	(( <del>\$3,464,000</del> ))
28		<u>\$694,000</u>
29	General Fund—Private/Local Appropriation . . . . .	(( <del>\$1,787,000</del> ))
30		<u>\$174,000</u>
31	Washington Auto Theft Prevention Authority Account—	
32	State Appropriation . . . . .	\$196,000
33	TOTAL APPROPRIATION . . . . .	(( <del>\$262,462,000</del> ))
34		<u>\$256,549,000</u>

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

37 (1) ~~((~~\$331,000~~ of the general fund state appropriation for fiscal~~  
38 ~~year 2022 and ~~\$331,000~~ of the general fund state appropriation for~~



1 ~~fiscal year 2023 are provided solely for deposit in the county~~  
2 ~~criminal justice assistance account for costs to the criminal justice~~  
3 ~~system associated with the implementation of chapter 338, Laws of~~  
4 ~~1997 (juvenile code revisions). The amounts provided in this~~  
5 ~~subsection are intended to provide funding for county adult court~~  
6 ~~costs associated with the implementation of chapter 338, Laws of 1997~~  
7 ~~and shall be distributed in accordance with RCW 82.14.310.~~

8 ~~(2))~~ \$2,841,000 of the general fund—state appropriation for  
9 fiscal year 2022 and \$2,841,000 of the general fund—state  
10 appropriation for fiscal year 2023 are provided solely for grants to  
11 county juvenile courts for the juvenile justice programs identified  
12 by the Washington state institute for public policy in its report:  
13 "Inventory of Evidence-based, Research-based, and Promising Practices  
14 for Prevention and Intervention Services for Children and Juveniles  
15 in the Child Welfare, Juvenile Justice, and Mental Health Systems."  
16 Additional funding for this purpose is provided through an  
17 interagency agreement with the health care authority. County juvenile  
18 courts shall apply to the department of children, youth, and families  
19 for funding for program-specific participation and the department  
20 shall provide grants to the courts consistent with the per-  
21 participant treatment costs identified by the institute.

22 ~~((3))~~ (2) \$1,537,000 of the general fund—state appropriation  
23 for fiscal year 2022 and \$1,537,000 of the general fund—state  
24 appropriation for fiscal year 2023 are provided solely for expansion  
25 of the juvenile justice treatments and therapies in department of  
26 children, youth, and families programs identified by the Washington  
27 state institute for public policy in its report: "Inventory of  
28 Evidence-based, Research-based, and Promising Practices for  
29 Prevention and Intervention Services for Children and Juveniles in  
30 the Child Welfare, Juvenile Justice, and Mental Health Systems." The  
31 department may concentrate delivery of these treatments and therapies  
32 at a limited number of programs to deliver the treatments in a cost-  
33 effective manner.

34 ~~((4))~~ (3)(a) \$6,198,000 of the general fund—state appropriation  
35 for fiscal year 2022 and \$6,198,000 of the general fund—state  
36 appropriation for fiscal year 2023 are provided solely to implement  
37 evidence- and research-based programs through community juvenile  
38 accountability grants, administration of the grants, and evaluations  
39 of programs funded by the grants. In addition to funding provided in

1 this subsection, funding to implement alcohol and substance abuse  
2 treatment programs for locally committed offenders is provided  
3 through an interagency agreement with the health care authority.

4 (b) The department of children, youth, and families shall  
5 administer a block grant to county juvenile courts for the purpose of  
6 serving youth as defined in RCW 13.40.510(4)(a) in the county  
7 juvenile justice system. Funds dedicated to the block grant include:  
8 Consolidated juvenile service (CJS) funds, community juvenile  
9 accountability act (CJAA) grants, chemical dependency/mental health  
10 disposition alternative (CDDA), and suspended disposition alternative  
11 (SDA). The department of children, youth, and families shall follow  
12 the following formula and must prioritize evidence-based programs and  
13 disposition alternatives and take into account juvenile courts  
14 program-eligible youth in conjunction with the number of youth served  
15 in each approved evidence-based program or disposition alternative:  
16 (i) Thirty-seven and one-half percent for the at-risk population of  
17 youth ten to seventeen years old; (ii) fifteen percent for the  
18 assessment of low, moderate, and high-risk youth; (iii) twenty-five  
19 percent for evidence-based program participation; (iv) seventeen and  
20 one-half percent for minority populations; (v) three percent for the  
21 chemical dependency and mental health disposition alternative; and  
22 (vi) two percent for the suspended dispositional alternatives.  
23 Funding for the special sex offender disposition alternative (SSODA)  
24 shall not be included in the block grant, but allocated on the  
25 average daily population in juvenile courts. Funding for the  
26 evidence-based expansion grants shall be excluded from the block  
27 grant formula. Funds may be used for promising practices when  
28 approved by the department of children, youth, and families and  
29 juvenile courts, through the community juvenile accountability act  
30 committee, based on the criteria established in consultation with  
31 Washington state institute for public policy and the juvenile courts.

32 (c) The department of children, youth, and families and the  
33 juvenile courts shall establish a block grant funding formula  
34 oversight committee with equal representation from the department of  
35 children, youth, and families and the juvenile courts. The purpose of  
36 this committee is to assess the ongoing implementation of the block  
37 grant funding formula, utilizing data-driven decision making and the  
38 most current available information. The committee will be co-chaired  
39 by the department of children, youth, and families and the juvenile  
40 courts, who will also have the ability to change members of the

1 committee as needed to achieve its purpose. The committee may make  
2 changes to the formula categories in (d)(ii) of this subsection if it  
3 determines the changes will increase statewide service delivery or  
4 effectiveness of evidence-based program or disposition alternative  
5 resulting in increased cost/benefit savings to the state, including  
6 long-term cost/benefit savings. The committee must also consider  
7 these outcomes in determining when evidence-based expansion or  
8 special sex offender disposition alternative funds should be included  
9 in the block grant or left separate.

10 (d) The juvenile courts and administrative office of the courts  
11 must collect and distribute information and provide access to the  
12 data systems to the department of children, youth, and families and  
13 the Washington state institute for public policy related to program  
14 and outcome data. The department of children, youth, and families and  
15 the juvenile courts must work collaboratively to develop program  
16 outcomes that reinforce the greatest cost/benefit to the state in the  
17 implementation of evidence-based practices and disposition  
18 alternatives.

19 ~~((5) \$1,352,000))~~ (4) \$645,000 of the general fund—state  
20 appropriation for fiscal year 2022 and ~~((1,352,000))~~ \$645,000 of the  
21 general fund—state appropriation for fiscal year 2023 are provided  
22 solely for funding of the teamchild project.

23 ~~((6) \$283,000 of the general fund—state appropriation for fiscal~~  
24 ~~year 2022 and \$283,000 of the general fund—state appropriation for~~  
25 ~~fiscal year 2023 are provided solely for the juvenile detention~~  
26 ~~alternatives initiative.~~

27 ~~(7))~~ (5) \$500,000 of the general fund—state appropriation for  
28 fiscal year 2022 and \$500,000 of the general fund—state appropriation  
29 for fiscal year 2023 are provided solely for a grant program focused  
30 on criminal street gang prevention and intervention. The department  
31 of children, youth, and families may award grants under this  
32 subsection. The department of children, youth, and families shall  
33 give priority to applicants who have demonstrated the greatest  
34 problems with criminal street gangs. Applicants composed of, at a  
35 minimum, one or more local governmental entities and one or more  
36 nonprofit, nongovernmental organizations that have a documented  
37 history of creating and administering effective criminal street gang  
38 prevention and intervention programs may apply for funding under this  
39 subsection. Each entity receiving funds must report to the department

1 of children, youth, and families on the number and types of youth  
2 served, the services provided, and the impact of those services on  
3 the youth and the community.

4 ~~((+8))~~ (6) The juvenile rehabilitation institutions may use  
5 funding appropriated in this subsection to purchase goods, supplies,  
6 and services through hospital group purchasing organizations when it  
7 is cost-effective to do so.

8 ~~((+9))~~ (7) \$50,000 of the general fund—state appropriation for  
9 fiscal year 2022 and \$50,000 of the general fund—state appropriation  
10 for fiscal year 2023 are provided solely for grants to county  
11 juvenile courts to establish alternative detention facilities similar  
12 to the proctor house model in Jefferson county, Washington, that will  
13 provide less restrictive confinement alternatives to youth in their  
14 local communities. County juvenile courts shall apply to the  
15 department of children, youth, and families for funding and each  
16 entity receiving funds must report to the department on the number  
17 and types of youth serviced, the services provided, and the impact of  
18 those services on the youth and the community.

19 ~~((+10))~~ (8) \$432,000 of the general fund—state appropriation for  
20 fiscal year 2022 and \$432,000 of the general fund—state appropriation  
21 for fiscal year 2023 are provided solely for the department to  
22 provide housing services to clients releasing from incarceration into  
23 the community.

24 ~~((+11))~~ (9) \$100,000 of the general fund—state appropriation for  
25 fiscal year 2022 is provided solely to assess the juvenile court  
26 assessment tool. The juvenile rehabilitation program shall contract  
27 with the Washington state institute for public policy to review the  
28 standardized juvenile court assessment tool to assess whether it  
29 accurately determines eligibility criteria and properly assigns youth  
30 to programs that meet their needs. The institute must work in  
31 collaboration with the juvenile block grant proviso committee.

32 ~~((+12))~~ (10)(a) \$773,000 of the general fund—state appropriation  
33 for fiscal year 2022 and \$986,000 of the general fund—state  
34 appropriation for fiscal year 2023 are provided solely for  
35 implementation of Engrossed Second Substitute House Bill No. 1186  
36 (concerning juvenile rehabilitation community transition services).  
37 ~~((If the bill is not enacted by June 30, 2021, the amounts provided  
38 in this subsection shall lapse.))~~

1 (b) Of the amounts provided in (a) of this subsection, \$50,000 of  
2 the general fund—state appropriation for fiscal year 2022 and  
3 \$105,000 of the general fund—state appropriation for fiscal year 2023  
4 are provided solely for housing vouchers.

5 ~~((13))~~ (11) \$128,000 of the general fund—state appropriation  
6 for fiscal year 2022 is provided solely for implementation of  
7 Engrossed Second Substitute House Bill No. 1295 (institutional ed./  
8 release). ~~((If the bill is not enacted by June 30, 2021, the amount  
9 provided in this subsection shall lapse.~~

10 ~~(14))~~ (12) \$122,000 of the general fund—state appropriation for  
11 fiscal year 2022 and \$123,000 of the general fund—state appropriation  
12 for fiscal year 2023 are provided solely for implementation of  
13 Engrossed Substitute Senate Bill No. 5118 (supporting successful  
14 reentry). ~~((If the bill is not enacted by June 30, 2021, the amounts  
15 provided in this subsection shall lapse.~~

16 ~~(15))~~ (13) Sufficient funding is provided within this section  
17 for implementation of Engrossed Second Substitute Senate Bill No.  
18 5304 (reentry services/state and local institutions).

19 ~~((16))~~ (14) Within existing resources, the department shall  
20 evaluate the Martin hall juvenile detention facility located in  
21 Medical Lake as an option for increased capacity needs for the  
22 juvenile rehabilitation program.

23 (15) \$703,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$848,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for implementation of Second  
26 Substitute Senate Bill No. 5535 (repealing requirements for parent  
27 payment of the cost of their child's support, treatment, and  
28 confinement in juvenile rehabilitation residential facilities). If  
29 the bill is not enacted by June 30, 2022, the amounts provided in  
30 this subsection shall lapse.

31 (16) \$295,000 of the general fund—state appropriation for fiscal  
32 year 2022 is provided solely for the expansion of exercise and  
33 wellness opportunities for residents at the Naselle youth camp.

34 (17) \$2,100,000 of the general fund—state appropriation for  
35 fiscal year 2022 is provided solely for maintaining staffing levels  
36 at juvenile rehabilitation facilities independent from fluctuating  
37 caseloads.

1 **Sec. 229.** 2021 c 334 s 229 (uncodified) is amended to read as  
2 follows:

3 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—EARLY LEARNING**  
4 **PROGRAM**

5	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$289,936,000</del> ))
6		<u>\$252,370,000</u>
7	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$348,787,000</del> ))
8		<u>\$408,090,000</u>
9	General Fund—Federal Appropriation. . . . .	(( <del>\$1,066,945,000</del> ))
10		<u>\$1,145,913,000</u>
11	General Fund—Private/Local Appropriation. . . . .	(( <del>\$86,000</del> ))
12		<u>\$100,000</u>
13	Education Legacy Trust Account—State Appropriation. . . . .	(( <del>\$28,127,000</del> ))
14		<u>\$28,175,000</u>
15	Home Visiting Services Account—State Appropriation. . . . .	(( <del>\$23,966,000</del> ))
16		<u>\$25,585,000</u>
17	Home Visiting Services Account—Federal Appropriation. . . . .	\$29,776,000
18	Washington Opportunity Pathways Account—State	
19	Appropriation. . . . .	\$80,000,000
20	Workforce Education Investment Account—State	
21	Appropriation. . . . .	\$8,482,000
22	TOTAL APPROPRIATION. . . . .	(( <del>\$1,876,105,000</del> ))
23		<u>\$1,978,491,000</u>

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

26 (1) (a) ((~~\$80,273,000~~)) \$82,040,000 of the general fund—state  
27 appropriation for fiscal year 2022, ((~~\$119,932,000~~)) \$134,730,000 of  
28 the general fund—state appropriation for fiscal year 2023,  
29 \$24,070,000 of the education legacy trust account—state  
30 appropriation, \$80,000,000 of the opportunity pathways account—state  
31 appropriation, and \$25,452,000 of the general fund—federal  
32 appropriation (CRRSA/GEER) are provided solely for the early  
33 childhood education and assistance program. These amounts shall  
34 support at least 15,162 slots in fiscal year 2022 and 15,912 slots in  
35 fiscal year 2023. Of the total slots in each fiscal year, 100 slots  
36 must be reserved for foster children to receive school-year-round  
37 enrollment.

38 (b) Of the amounts provided in this subsection, \$14,930,000 of  
39 the general fund—state appropriation for fiscal year 2023 and

1 \$14,889,000 of the general fund—federal appropriation (CRRSA/GEER)  
2 are for a slot rate increase of ten percent beginning July 1, 2021.  
3 The funding provided in this subsection is sufficient for the  
4 department to increase rates according to inflation, pursuant to  
5 Engrossed Second Substitute Senate Bill No. 5237 (child care & early  
6 dev. exp.), beginning in fiscal year 2023 and annually thereafter.

7 (c) Of the amounts provided in this subsection, \$1,358,000 of the  
8 general fund—state appropriation for fiscal year 2022 and \$4,612,000  
9 of the general fund—state appropriation for fiscal year 2023 are  
10 provided solely for the department to provide early childhood  
11 education and assistance program services during summer 2022 to 2,212  
12 part day program slots, including 2,011 slots in an in-person  
13 learning program and 201 slots provided other additional services.

14 (d) Of the amounts provided in this subsection, \$9,327,000 of the  
15 general fund—state appropriation for fiscal year 2023 is provided  
16 solely for the conversion of 2,077 part day program slots to 1,765  
17 full day slots and 312 extended day slots.

18 (e) Of the amounts provided in this subsection, \$409,000 of the  
19 general fund—state appropriation for fiscal year 2022 and \$859,000 of  
20 the general fund—state appropriation for fiscal year 2023 are  
21 provided solely for a \$54 per slot quality support rate, which will  
22 increase by 1.5 percent annually beginning in fiscal year 2024.

23 (f) The department of children, youth, and families must develop  
24 a methodology to identify, at the school district level, the  
25 geographic locations of where early childhood education and  
26 assistance program slots are needed to meet the entitlement specified  
27 in RCW 43.216.556. This methodology must be linked to the caseload  
28 forecast produced by the caseload forecast council and must include  
29 estimates of the number of slots needed at each school district and  
30 the corresponding facility needs required to meet the entitlement in  
31 accordance with RCW 43.216.556. This methodology must be included as  
32 part of the budget submittal documentation required by RCW 43.88.030.

33 (2) \$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 to develop and provide  
36 culturally relevant supports for parents, family, and other  
37 caregivers.

38 (3) The department is the lead agency for and recipient of the  
39 federal child care and development fund grant. Amounts within this

1 grant shall be used to fund child care licensing, quality  
2 initiatives, agency administration, and other costs associated with  
3 child care subsidies.

4 (4) The legislature recognizes that the federal government has  
5 provided substantial additional funding through the coronavirus  
6 response and relief supplemental appropriations act, P.L. 116-260,  
7 division M. and the American rescue plan act of 2021, P.L. 117-2. The  
8 purpose of the additional federal funding is to ensure access to  
9 affordable child care and to stabilize and support child care  
10 providers from the effects of the COVID-19 pandemic. The legislature  
11 intends with the passage of Engrossed Second Substitute Senate Bill  
12 No. 5237 (child care & early dev. exp.) to implement these federal  
13 purposes by expanding eligibility for subsidized child care, reducing  
14 parent copayments, increasing provider base rates to recognize  
15 increased costs, and providing other financial support to stabilize  
16 the child care sector to remain open or to reopen. The legislature  
17 finds that the state lacked the fiscal capacity to make these  
18 investments and the additional federal funding has provided the  
19 opportunity to supplement state funding to expand and accelerate  
20 child care access, affordability, and provider support as the state  
21 navigates the COVID-19 pandemic and its aftermath.

22 (5) (~~(\$20,110,000 of the general fund state appropriation in~~  
23 ~~fiscal year 2022, \$45,757,000)~~ \$50,861,000 of the general fund—state  
24 appropriation in fiscal year 2023, \$8,482,000 of the workforce  
25 education investment account—state appropriation, \$283,375,000 of the  
26 general fund—federal appropriation, \$59,893,000 of the general fund—  
27 federal appropriation (CARES), (~~(\$65,482,000)~~) \$98,723,000 of the  
28 general fund—federal appropriation (CRRSA), and (~~(\$111,252,000)~~)  
29 \$153,814,000 of the general fund—federal appropriation (ARPA) are  
30 provided solely for the working connections child care program under  
31 RCW 43.216.135. Of the amounts provided in this subsection:

32 (a) The department of children, youth, and families shall work in  
33 collaboration with the department of social and health services to  
34 determine the appropriate amount of state expenditures for the  
35 working connections child care program to claim towards the state's  
36 maintenance of effort for the temporary assistance for needy families  
37 program. The departments will also collaborate to track the average  
38 monthly child care subsidy caseload and expenditures by fund type,  
39 including child care development fund, general fund—state



1 appropriation, and temporary assistance for needy families for the  
2 purpose of estimating the annual temporary assistance for needy  
3 families reimbursement from the department of social and health  
4 services to the department of children, youth, and families.  
5 Effective December 1, 2022, and annually thereafter, the department  
6 of children, youth, and families must report to the governor and the  
7 appropriate fiscal and policy committees of the legislature the total  
8 state contribution for the working connections child care program  
9 claimed the previous fiscal year towards the state's maintenance of  
10 effort for the temporary assistance for needy families program and  
11 the total temporary assistance for needy families reimbursement from  
12 the department of social and health services for the previous fiscal  
13 year.

14 (b) \$6,390,000 is for the compensation components of the  
15 2021-2023 collective bargaining agreement covering family child care  
16 providers as provided in section 947 of this act. Of the amounts  
17 provided in this subsection:

18 (i) \$4,410,000 is for a 35 cent per hour per child rate increase  
19 for family, friends, and neighbor providers (FFNs) beginning July 1,  
20 2022;

21 (ii) \$854,000 is to increase the rate paid to providers who reach  
22 level 3.5 of the state's early achievers quality rating system by two  
23 percent beginning July 1, 2021; and

24 (iii) \$1,126,000 is to increase the nonstandard hour care rate by  
25 \$10.00 per child per month beginning July 1, 2021.

26 (c) \$42,562,000 of the general fund—federal appropriation (ARPA)  
27 and \$2,785,000 of the general fund—federal appropriation (CRRSA) are  
28 provided solely for the implementation of an agreement reached  
29 between the governor and the service employees international union  
30 local 925 for a cost of care rate enhancement for family child care  
31 providers under the provisions of chapter 41.56 RCW for fiscal year  
32 2023 as provided in section 936 of this act.

33 (d) \$49,600,000 of the general fund—state appropriation for  
34 fiscal year 2023 is provided solely to increase child care center  
35 subsidy base rates by 16 percent beginning July 1, 2022.

36 (e) \$21,215,000 of the general fund—federal appropriation (CRRSA)  
37 is provided solely for enrollment based payments from April 2022  
38 through June 2022.

1        (f) \$59,893,000 of the general fund—federal appropriation  
2 (CARES), \$65,925,000 of the general fund—federal appropriation  
3 (CRRSA), and \$99,918,000 of the general fund—federal appropriation  
4 (ARPA) are provided solely for enhancements to the working child care  
5 connections program, pursuant to Engrossed Second Substitute Senate  
6 Bill No. 5237 (child care & early dev. exp.). Of the amounts provided  
7 in this subsection:

8        (i) \$28,759,000 of the general fund—federal appropriation  
9 (CARES), \$11,993,000 of the general fund—federal appropriation  
10 (CRRSA), and \$35,979,000 of the general fund—federal appropriation  
11 (ARPA) are provided solely for the implementation of reduced  
12 household child care monthly copayments. For households at or below  
13 50 percent of the state median income, copayments are capped at \$115  
14 through January 1, 2022, and \$90 from January 1, 2022, through fiscal  
15 year 2023. For households at or below 60 percent of the state median  
16 income, copayments are capped at \$115 through June 30, 2023.

17        (ii) \$31,134,000 of the general fund—federal appropriation  
18 (CARES), \$40,195,000 of the general fund—federal appropriation  
19 (CRRSA), and \$45,476,000 of the general fund—federal appropriation  
20 (ARPA) are provided solely to increase subsidy base rates to the 85th  
21 percentile of market for child care providers. The state and the  
22 representative for family child care providers must enter into  
23 bargaining over the implementation of subsidy rate increases, and  
24 apply those increases consistent with the terms of this proviso and  
25 the agreement reached between the parties.

26        (iii) \$3,930,000 of the general fund—federal appropriation  
27 (CRRSA) and \$4,903,000 of the general fund—federal appropriation  
28 (ARPA) are provided solely to waive work requirements for student  
29 parents utilizing the working connections child care program.

30        (iv) \$6,726,000 of the general fund—federal appropriation (CRRSA)  
31 and \$10,633,000 of the general fund—federal appropriation (ARPA) are  
32 provided solely to expand eligibility for the working connections  
33 child care program to households at or below 60 percent of state  
34 median income, beginning October 1, 2021.

35        (v) \$1,549,000 of the general fund—federal appropriation (CRRSA)  
36 and \$982,000 of the general fund—federal appropriation (ARPA) are  
37 provided solely for the department to implement an infant rate  
38 enhancement for child care providers.

1       ~~((d) In order to not exceed the appropriated amount, the~~  
2 ~~department shall manage the program so that the average monthly~~  
3 ~~caseload does not exceed 33,000 households and the department shall~~  
4 ~~give prioritized access into the program according to the following~~  
5 ~~order:~~

6       ~~(i) Families applying for or receiving temporary assistance for~~  
7 ~~needy families (TANF);~~

8       ~~(ii) TANF families curing sanction;~~

9       ~~(iii) Foster children;~~

10       ~~(iv) Families that include a child with special needs;~~

11       ~~(v) Families in which a parent of a child in care is a minor who~~  
12 ~~is not living with a parent or guardian and who is a full-time~~  
13 ~~student in a high school that has a school-sponsored on-site child~~  
14 ~~care center;~~

15       ~~(vi) Families with a child residing with a biological parent or~~  
16 ~~guardian who have received child protective services, child welfare~~  
17 ~~services, or a family assessment response from the department in the~~  
18 ~~past six months, and have received a referral for child care as part~~  
19 ~~of the family's case management;~~

20       ~~(vii) Families that received subsidies within the last thirty~~  
21 ~~days and:~~

22       ~~(A) Have reapplied for subsidies; and~~

23       ~~(B) Have household income of 60 percent of the state median~~  
24 ~~income or below; and~~

25       ~~(viii) All other eligible families.~~

26       ~~(e))~~ (g) On July 1, 2021, and July 1, 2022, the department, in  
27 collaboration with the department of social and health services, must  
28 report to the governor and the appropriate fiscal and policy  
29 committees of the legislature on the status of overpayments in the  
30 working connections child care program. The report must include the  
31 following information for the previous fiscal year:

32       (i) A summary of the number of overpayments that occurred;

33       (ii) The reason for each overpayment;

34       (iii) The total cost of overpayments;

35       (iv) A comparison to overpayments that occurred in the past two  
36 preceding fiscal years; and

37       (v) Any planned modifications to internal processes that will  
38 take place in the coming fiscal year to further reduce the occurrence  
39 of overpayments.

1 (6) Within available amounts, the department in consultation with  
2 the office of financial management shall report enrollments and  
3 active caseload for the working connections child care program to the  
4 governor and the legislative fiscal committees and the legislative-  
5 executive WorkFirst poverty reduction oversight task force on an  
6 agreed upon schedule. The report shall also identify the number of  
7 cases participating in both temporary assistance for needy families  
8 and working connections child care. The department must also report  
9 on the number of children served through contracted slots.

10 (7) \$623,000 of the general fund—state appropriation for fiscal  
11 year 2022, \$935,000 of the general fund—state appropriation for  
12 fiscal year 2023, and \$6,701,000 of the general fund—federal  
13 appropriation are provided solely for the seasonal child care  
14 program.

15 (8) \$871,000 of the general fund—state appropriation for fiscal  
16 year 2022 and \$871,000 of the general fund—state appropriation for  
17 fiscal year 2023 are provided solely for the department of children,  
18 youth, and families to contract with a countywide nonprofit  
19 organization with early childhood expertise in Pierce county for a  
20 pilot project to prevent child abuse and neglect using nationally  
21 recognized models.

22 (a) The nonprofit organization must continue to implement a  
23 countywide resource and referral linkage system for families of  
24 children who are prenatal through age five.

25 (b) The nonprofit organization must offer a voluntary brief  
26 newborn home visiting program. The program must meet the diverse  
27 needs of Pierce county residents and, therefore, it must be flexible,  
28 culturally appropriate, and culturally responsive. The department, in  
29 collaboration with the nonprofit organization, must examine the  
30 feasibility of leveraging federal and other fund sources, including  
31 federal Title IV-E and medicaid funds, for home visiting provided  
32 through the pilot. The department must report its findings to the  
33 governor and appropriate legislative committees by September 1, 2022.

34 (9) (a) \$5,899,000 of the general fund—state appropriation for  
35 fiscal year 2022 and \$8,382,000 of the general fund—state  
36 appropriation for fiscal year 2023 are provided solely for the early  
37 childhood intervention prevention services (ECLIPSE) program. The  
38 department shall contract for ECLIPSE services to provide therapeutic  
39 child care and other specialized treatment services to abused,

1 neglected, at-risk, and/or drug-affected children. The department  
2 shall pursue opportunities to leverage other funding to continue and  
3 expand ECLIPSE services. Priority for services shall be given to  
4 children referred from the department.

5 (b) Of the amounts provided in this subsection (9), \$1,246,000 of  
6 the general fund—state appropriation for fiscal year 2022 and  
7 \$3,719,000 of the general fund—state appropriation for fiscal year  
8 2023 are provided solely for the expansion of ECLIPSE services,  
9 pursuant to Engrossed Second Substitute Senate Bill No. 5237 (child  
10 care & early dev. exp.). Funding provided for the expansion of  
11 services is intended to serve new geographic areas not currently  
12 served by ECLIPSE services. (~~If the bill is not enacted by June 30,~~  
13 ~~2021, the amounts provided in this subsection (9) (b) shall lapse.~~)

14 (10) The department shall place a ten percent administrative  
15 overhead cap on any contract entered into with the University of  
16 Washington. In a bi-annual report to the governor and the  
17 legislature, the department shall report the total amount of funds  
18 spent on the quality rating and improvements system and the total  
19 amount of funds spent on degree incentives, scholarships, and tuition  
20 reimbursements.

21 (11) \$1,728,000 of the general fund—state appropriation for  
22 fiscal year 2022 and \$1,728,000 of the general fund—state  
23 appropriation for fiscal year 2023 are provided solely for reducing  
24 barriers for low-income providers to participate in the early  
25 achievers program.

26 (12) \$300,000 of the general fund—state appropriation for fiscal  
27 year 2022 and \$300,000 of the general fund—state appropriation for  
28 fiscal year 2023 are provided solely for a contract with a nonprofit  
29 entity experienced in the provision of promoting early literacy for  
30 children through pediatric office visits.

31 (13) \$4,000,000 of the education legacy trust account—state  
32 appropriation is provided solely for early intervention assessment  
33 and services.

34 (14) The department shall work with state and local law  
35 enforcement, federally recognized tribal governments, and tribal law  
36 enforcement to develop a process for expediting fingerprinting and  
37 data collection necessary to conduct background checks for tribal  
38 early learning and child care providers.

1 (15) \$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 implementation of chapter  
4 202, Laws of 2017 (children's mental health).

5 (16) Within existing resources, the department shall implement  
6 chapter 409, Laws of 2019 (early learning access).

7 (17)(a) \$7,355,000 of the general fund—state appropriation for  
8 fiscal year 2022, \$11,126,000 of the general fund—state appropriation  
9 for fiscal year 2023, \$11,032,000 of the general fund—federal  
10 appropriation (CRRSA), and \$9,632,000 of the general fund—federal  
11 appropriation (ARPA) are provided solely for the implementation of  
12 Engrossed Second Substitute Senate Bill No. 5237 (child care & early  
13 dev. exp.). (~~If the bill is not enacted by June 30, 2021, the~~  
14 ~~amounts provided in this subsection shall lapse.~~) The legislature  
15 intends for the appropriations provided in this subsection to  
16 stabilize and support child care providers and early learning  
17 contractors and to expand families' access to affordable, quality  
18 child care and early learning during and after the COVID-19 public  
19 health emergency. Of the amounts provided in this subsection:

20 (i) \$2,535,000 of the general fund—state appropriation for fiscal  
21 year 2022, \$2,535,000 of the general fund—state appropriation for  
22 fiscal year 2023, and \$4,604,000 of the general fund—federal  
23 appropriation (CRRSA) are provided solely for the implementation of  
24 complex needs funds.

25 (ii) \$966,000 of the general fund—federal appropriation (CRRSA)  
26 and \$1,836,000 of the general fund—federal appropriation (ARPA) are  
27 provided solely for the implementation of trauma-informed care  
28 supports.

29 (iii) \$180,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$3,200,000 of the general fund—state appropriation for  
31 fiscal year 2023 are provided solely for the department to implement  
32 dual language rate enhancements.

33 (iv) \$671,000 of the general fund—state appropriation for fiscal  
34 year 2022, \$656,000 of the general fund—state appropriation for  
35 fiscal year 2023, and \$3,982,000 of the general fund—federal  
36 appropriation (ARPA) are provided solely for the implementation of  
37 equity grants.

38 (v) \$773,000 of the general fund—state appropriation for fiscal  
39 year 2022, (~~(\$773,000)~~) \$1,033,000 of the general fund—state

1 appropriation for fiscal year 2023, \$1,500,000 of the general fund—  
2 federal appropriation (CRRSA), and \$900,000 of the general fund—  
3 federal appropriation (ARPA) are provided solely for infant and early  
4 childhood mental health consultation. Of the amount provided in this  
5 subsection, \$260,000 of the general fund—state appropriation for  
6 fiscal year 2023 is provided solely for the department to contract  
7 for two tribal mental health consultants, one located east of the  
8 crest of the Cascade mountains and one located west of the crest of  
9 the Cascade mountains, who will provide culturally relevant infant  
10 and early childhood mental health supports for tribal child care and  
11 early learning programs. The department must consult with federally  
12 recognized tribes through the Indian policy early learning committee  
13 during the contracting process for the tribal mental health  
14 consultants.

15 (vi) \$365,000 of the general fund—federal appropriation (CRRSA)  
16 and \$495,000 of the general fund—federal appropriation (ARPA) are  
17 provided solely for the expansion of family, friend, and neighbor  
18 child care play and learn groups.

19 (vii) \$930,000 of the general fund—state appropriation for fiscal  
20 year 2022, \$1,075,000 of the general fund—state appropriation for  
21 fiscal year 2023, \$3,597,000 of the general fund—federal  
22 appropriation (CRRSA), and \$2,419,000 of the general fund—federal  
23 appropriation (ARPA) are provided solely for the implementation of  
24 trainings, early achievers scholarships, and other professional  
25 development activities. Amounts provided in this subsection may be  
26 used to contract with a nonprofit organization that provides  
27 relationship-based professional development support to family,  
28 friend, and neighbor, child care center, and licensed family care  
29 providers.

30 (viii) \$1,585,000 of the general fund—state appropriation for  
31 fiscal year 2022 and \$2,196,000 of the general fund—state  
32 appropriation for fiscal year 2023 are provided solely for the  
33 department to expand the birth-to-three early childhood education and  
34 assistance program.

35 (ix) \$421,000 of the general fund—state appropriation for fiscal  
36 year 2022 and \$408,000 of the general fund—state appropriation for  
37 fiscal year 2023 are provided solely for the department to  
38 collaborate with the department of commerce on technical assistance  
39 to employers interested in providing child care to employees.

1 (b) The state and the representative for family child care  
2 providers must enter into bargaining over the implementation of  
3 grants and rate increases included in this proviso, and apply those  
4 increases consistent with the terms of this proviso and the agreement  
5 reached between the parties.

6 (18) \$265,000 of the general fund—state appropriation for fiscal  
7 year 2022 and \$265,000 of the general fund—state appropriation for  
8 fiscal year 2023 are provided solely for a statewide family resource  
9 and referral linkage system, with coordinated access point of  
10 resource navigators who will connect families with children prenatal  
11 through age five with services, programs, and community resources  
12 through a facilitated referral and linkage process.

13 (19)(a) \$414,000 of the general fund—federal appropriation (ARPA)  
14 is provided solely for the department to establish a pilot project to  
15 determine the feasibility of a child care license category for multi-  
16 site programs operating under one owner or one entity. The department  
17 shall adopt rules to implement the pilot project and may waive or  
18 adapt licensing requirements when necessary to allow for the  
19 operation of a new license category. Pilot participants must include,  
20 at least:

- 21 (i) One governmental agency;
- 22 (ii) One nonprofit organization; and
- 23 (iii) One for-profit private business.

24 (b) New or existing license child care providers may participate  
25 in the pilot. When selecting and approving pilot project locations,  
26 the department shall aim to select a mix of rural, urban, and  
27 suburban locations. By July 1, 2024, the department shall submit to  
28 the relevant committees of the legislature recommendations on whether  
29 to permanently implement this license category and what, if any,  
30 changes are needed to law to accomplish this.

31 (20)(a) \$2,771,000 of the home visiting account—state  
32 appropriation for fiscal year 2022, \$5,299,000 of the home visiting  
33 account—state appropriation for fiscal year 2023, and \$3,000,000 of  
34 the general fund—federal appropriation (ARPA) are provided to expand  
35 home visiting services, enhance data collection, and support the  
36 local implementing agencies providing home visiting services. The  
37 department shall:

- 38 (i) Contract with local implementing agencies to expand home  
39 visiting services by October 1, 2021; and



1 (ii) Provide semiannual updates to the home visiting advisory  
2 committee established in RCW 43.216.130 that includes an updated  
3 number of families served in home visiting programs and a status of  
4 the home visiting services account balance.

5 (iii) The home visiting advisory committee established in RCW  
6 43.216.130 shall make recommendations to the department and the  
7 legislature by June 1, 2022, containing strategies for supporting  
8 home visiting providers and serving additional families.  
9 Recommendations should include, but are not limited to, strategies in  
10 the 2019 report to the legislature *Opportunities and Considerations*  
11 *for Expanding Home Visiting Services in Washington State*, such as  
12 enhancing data system collections and reporting, professional  
13 development supports, and rate adjustments to reimburse for the true  
14 cost of service delivery.

15 (b) Of the amounts provided in (a) of this subsection, \$2,528,000  
16 of the home visiting account—state appropriation for fiscal year 2023  
17 and \$3,000,000 of the general fund—federal appropriation (ARPA) are  
18 provided for additional home visiting services in order to implement  
19 Engrossed Second Substitute Senate Bill No. 5237 (child care & early  
20 dev. exp.). (~~If the bill is not enacted by June 30, 2021, the~~  
21 ~~amounts provided in this subsection shall lapse.~~)

22 (21) The appropriations in this section are sufficient funding to  
23 implement section 29 of Substitute Senate Bill No. 5151 (foster care  
24 & child care).

25 (22)(a) \$390,600,000 of the general fund—federal appropriation  
26 (ARPA) and \$9,400,000 of the general fund—federal appropriation  
27 (CARES) are provided solely for the department to distribute grants  
28 to child care providers to stabilize the child care industry as part  
29 of the state's response to the COVID-19 public health emergency.  
30 Child care providers are eligible for grants if they are eligible for  
31 child care development fund moneys or if they are licensed,  
32 regulated, or registered within the state. The funding provided in  
33 this subsection must be expended consistent with federal law. Of the  
34 amounts provided in this subsection:

35 (i) \$27,342,000 of the general fund—federal appropriation (ARPA)  
36 is provided solely for the department to administer the grant  
37 program, including but not limited to costs related to creating and  
38 administering the online grant application, providing technical  
39 assistance and support for applying for and accessing the grants,

1 publicizing the availability of the grants, and processing  
2 applications on a rolling basis.

3 (ii) \$11,718,000 of the general fund—federal appropriation (ARPA)  
4 is provided solely for the department to contract with an  
5 organization to provide language access support to child care  
6 providers during the grant application process, including but not  
7 limited to translation services, community-based support related to  
8 the grant application process, and other grant application support.

9 (iii) \$351,540,000 of the general fund—federal appropriation  
10 (ARPA) and \$9,400,000 of the general fund—federal appropriation  
11 (CARES) are provided solely for child care stabilization grants to  
12 eligible child care providers as defined in section 2202 of the  
13 American rescue plan act of 2021 (ARPA). In applying for grants,  
14 child care providers are expected to meet the certification  
15 requirements defined in section 2202(d)(2)(D)(i) of ARPA. To the  
16 extent practicable, at least 10 percent of each grant awarded to an  
17 eligible child care provider must be used for compensation increases  
18 to employees working at a provider's facility. The department must  
19 make its best efforts to distribute 75 percent of the funding  
20 provided in this subsection by January 1, 2022, with the remaining 25  
21 percent distributed by June 30, 2022. To the extent practicable, the  
22 department must prioritize: Providers in child care deserts;  
23 providers serving or located in marginalized, low-income communities  
24 or communities of color; and providers that help support racial  
25 equity across the state. In processing applications, to the extent  
26 practicable the department must also prioritize grant applications  
27 that include funding for the following purposes:

- 28 (A) Rent or mortgage payments;
- 29 (B) Copayment or tuition waivers for families receiving care,  
30 including refunds or credits to families who are not attending but  
31 are paying tuition in order to maintain a child's spot in the  
32 facility;
- 33 (C) Child care for historically disadvantaged populations;
- 34 (D) Child care during the summer months;
- 35 (E) Child care during nonstandard hours;
- 36 (F) Child care for school-age children;
- 37 (G) Outreach to families who may have stopped attending due to  
38 cost;
- 39 (H) Mental health supports for children and employees;

1 (I) Broadband access for child care providers that care for  
2 school-age children; and

3 (J) Personnel costs, including compensation, benefits, health  
4 care premium pay, or paid leave.

5 (b) Nothing in this subsection changes the department's  
6 responsibility to collectively bargain over mandatory subjects  
7 consistent with RCW 41.56.028(3) or limits the legislature's  
8 authority to make programmatic modifications to licensed child care  
9 and early learning programs consistent with legislative reservation  
10 of rights under RCW 41.56.028(4)(d).

11 (23) \$500,000 of the general fund—federal appropriation (CARES)  
12 is provided solely for the department to hire two temporary language  
13 access coordinators with specialties in Spanish and Somali to address  
14 immediate language access needs at the department related to COVID-19  
15 child care relief and recovery in department programs, including but  
16 not limited to:

17 (a) Translation of department materials;

18 (b) Outreach to community organizations serving multilingual  
19 children and families regarding department programs;

20 (c) Webinars and other technical assistance provided in Spanish  
21 and Somali for department programs; and

22 (d) Other means of increasing language access and equity for  
23 early learning providers and caregivers in health and safety,  
24 licensing and regulations, and public funding opportunities for  
25 programs offered by the department.

26 (24) \$100,000 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 the department to convene a  
29 work group that assesses and provides recommendations for creating  
30 new infrastructures and funding streams that support youth  
31 development. The work group must include representatives from  
32 community-based organizations providing youth development programs,  
33 including expanded learning, mentoring, school age child care, and  
34 wrap around supports and integrated student support. The department  
35 must report its findings and recommendations to the governor and  
36 legislature by September 1, 2022. The report must include the  
37 following recommendations:

38 (a) Programmatic changes for breaking down silos and barriers for  
39 youth programming between state agencies;

1 (b) The appropriate program within the department to develop  
2 meaningful youth-level, research-based prevention and promotion  
3 outcomes, and to support community-based organizations providing  
4 those outcomes;

5 (c) The establishment of a state grant program to provide quality  
6 youth development opportunities for children and youth ages five  
7 through high school graduation; and

8 (d) Strategies to increase access to youth development programs  
9 for prioritized populations such as children of color, foster  
10 children, children experiencing homelessness, and children involved  
11 in the justice system.

12 ~~(25) ((\$27,000 of the general fund state appropriation for fiscal~~  
13 ~~year 2022 is provided solely for the 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 amount provided in this~~  
16 ~~subsection shall lapse.~~

17 ~~(26))~~ \$5,548,000 of the general fund—federal appropriation  
18 (ARPA) is provided solely for allocations from federal funding as  
19 authorized in section 2014, the American rescue plan act of 2021,  
20 P.L. 117-2.

21 ~~((27))~~ (26)(a) The department must provide to the education  
22 research and data center, housed at the office of financial  
23 management, data on all state-funded early childhood programs. These  
24 programs include the early support for infants and toddlers, early  
25 childhood education and assistance program (ECEAP), and the working  
26 connections and seasonal subsidized childcare programs including  
27 license-exempt facilities or family, friend, and neighbor care. The  
28 data provided by the department to the education research data center  
29 must include information on children who participate in these  
30 programs, including their name and date of birth, and dates the child  
31 received services at a particular facility.

32 (b) ECEAP early learning professionals must enter any new  
33 qualifications into the department's professional development  
34 registry starting in the 2015-16 school year, and every school year  
35 thereafter. By October 2017, and every October thereafter, the  
36 department must provide updated ECEAP early learning professional  
37 data to the education research data center.

38 (c) The department must request federally funded head start  
39 programs to voluntarily provide data to the department and the

1 education research data center that is equivalent to what is being  
2 provided for state-funded programs.

3 (d) The education research and data center must provide an  
4 updated report on early childhood program participation and K-12  
5 outcomes to the house of representatives appropriations committee and  
6 the senate ways and means committee using available data every March  
7 for the previous school year.

8 (e) The department, in consultation with the department of social  
9 and health services, must withhold payment for services to early  
10 childhood programs that do not report on the name, date of birth, and  
11 the dates a child received services at a particular facility.

12 ~~((28))~~ (27) Funding in this section is sufficient for the  
13 department to collaborate with the department of commerce to jointly  
14 convene and facilitate a child care collaborative task force to  
15 continue the work of the task force created in chapter 368, Laws of  
16 2019 (2SHB 1344) to establish a true cost of quality of child care.  
17 The task force shall report its findings and recommendations to the  
18 governor and the appropriate committees of the legislature by  
19 November 1, 2022.

20 ~~((29))~~ (28) \$900,000 of the general fund—state appropriation  
21 for fiscal year 2022 is provided solely for the department to provide  
22 early childhood education and assistance program services during July  
23 and August of 2021 to address learning loss and to meet the unique  
24 educational and other needs of 468 children whose enrollment was  
25 interrupted or delayed due to the COVID-19 public health emergency.

26 (29) \$1,267,000 of the general fund—state appropriation for  
27 fiscal year 2023 is provided solely for the department to pay the  
28 application and fingerprint processing fees on behalf of child care  
29 providers to reduce the time involved to complete background checks.

30 (30) \$900,000 of the general fund—state appropriation for fiscal  
31 year 2023 is provided solely for the Washington communities for  
32 children for costs to complete its work pursuant to a federal  
33 preschool development grant that expires at the end of calendar year  
34 2022. Allowable costs are only those incurred from January 2023  
35 through June 2023.

36 (31) \$300,000 of the general fund—state appropriation for fiscal  
37 year 2023 is provided, one-time, solely to contract with a  
38 comprehensive clinic, serving King and Snohomish counties, with  
39 specific expertise in prenatal substance exposure treatment. This

1 service is to be offered to children in the child welfare system and  
2 the contractor shall prioritize children who are at risk of being  
3 removed from the home, were recently reunified, or who have  
4 experienced multiple placements and are at risk for additional  
5 placements, or other prioritization as determined by the department.

6 (32) \$640,000 of the general fund—state appropriation for fiscal  
7 year 2023 is provided solely for the department to help expand and  
8 support family, friend, or neighbor caregivers with a focus on the  
9 provision of play and learn groups. Funding provided in this  
10 subsection may be used for the department to:

11 (a) Fund consistent staffing across the state's six geographic  
12 regions to support the needs of family, friend, or neighbor  
13 caregivers;

14 (b) Contract with a statewide child care resource and referral  
15 program to sustain and expand the number of facilitated play groups  
16 to meet the needs of communities statewide;

17 (c) Support existing infrastructure for organizations that have  
18 developed the three existing play and learn program models so they  
19 have capacity to provide training, technical assistance, evaluation,  
20 data collection, and other support needed for implementation; and

21 (d) Provide direct implementation support to community-based  
22 organizations that offer play and learn groups.

23 **Sec. 230.** 2021 c 334 s 230 (uncodified) is amended to read as  
24 follows:

25 **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—PROGRAM SUPPORT**

26	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$171,339,000</del> ))
27		<u>\$189,387,000</u>
28	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$171,554,000</del> ))
29		<u>\$199,523,000</u>
30	General Fund—Federal Appropriation. . . . .	(( <del>\$194,079,000</del> ))
31		<u>\$187,603,000</u>
32	General Fund—Private/Local Appropriation. . . . .	(( <del>\$394,000</del> ))
33		<u>\$459,000</u>
34	Education Legacy Trust Account—State Appropriation. . . . .	\$180,000
35	Home Visiting Services Account—State Appropriation. . . . .	(( <del>\$458,000</del> ))
36		<u>\$472,000</u>
37	Home Visiting Services Account—Federal Appropriation. . . . .	\$380,000
38	TOTAL APPROPRIATION. . . . .	(( <del>\$538,384,000</del> ))

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

(1) \$400,000 of the general fund—state appropriation for fiscal year 2022 and \$400,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a Washington state mentoring organization to continue its public-private partnerships providing technical assistance and training to mentoring programs that serve at-risk youth.

(2) (a) \$1,000 of the general fund—state appropriation for fiscal year 2022, \$1,000 of the general fund—state appropriation for fiscal year 2023, and \$2,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the Washington federation of state employees for the language access providers under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal biennium, as provided in section 945 of this act.

(b) \$6,000 of the general fund—state appropriation for fiscal year 2023 and \$2,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the Washington federation of state employees for the language access providers under the provisions of chapter 41.56 RCW for fiscal year 2023 as provided in section 934 of this act.

(3) \$100,000 of the general fund—state appropriation for fiscal year 2022 and \$100,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for a full-time employee to coordinate policies and programs to support pregnant and parenting individuals receiving chemical dependency or substance use disorder treatment.

(4) \$505,000 of the general fund—state appropriation for fiscal year 2022 and \$505,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the department to collaborate with the office of the superintendent of public instruction to complete a report with options and recommendations for administrative efficiencies and long-term strategies that align and integrate high-quality early learning programs administered by both agencies and consistent with implementation of Engrossed Second Substitute Senate Bill No. 5237 (child care dev. exp.). The report,

1 due September 1, 2022, shall address capital needs, data collection  
2 and data sharing, licensing changes, quality standards, options for  
3 community-based and school-based settings with inclusive facilities  
4 and operations, fiscal modeling, statutory changes needed to achieve  
5 administrative efficiencies, and all other requirements of Engrossed  
6 Second Substitute Senate Bill No. 5237 (child care & early dev.  
7 exp.).

8 (5) Within existing resources, the department shall submit a  
9 brief report to the governor and appropriate legislative committees  
10 by December 1, 2022, outlining options for creating a new dedicated  
11 account for adoption support that will meet 42 U.S.C. Sec. 473  
12 requirements. The report shall include a methodology for calculating  
13 savings in a manner that can be incorporated into the adoption  
14 support forecast budget process, statutory needs, and expenditure  
15 guidelines for the account.

16 (6) \$150,000 of the general fund—state appropriation for fiscal  
17 year 2022 and \$150,000 of the general fund—state appropriation for  
18 fiscal year 2023 are provided solely for a statewide nonprofit with  
19 demonstrated capability of partnering with state agencies and  
20 community organizations to develop public-facing regionalized data  
21 dashboards and reports to support the goals of the department and the  
22 early learning advisory council, pursuant to Engrossed Second  
23 Substitute Senate Bill No. 5237 (child care & early learning dev.  
24 exp.).

25 (7) \$2,500,000 of the general fund—state appropriation for fiscal  
26 year 2022, \$2,500,000 of the general fund—state appropriation for  
27 fiscal year 2023, and \$5,000,000 of the general fund—federal  
28 appropriation are provided solely for the implementation of Engrossed  
29 Second Substitute House Bill No. 1227 (child abuse allegations). (~~If~~  
30 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
31 ~~this subsection shall lapse.~~)

32 (8) \$20,000 of the general fund—state appropriation for fiscal  
33 year 2022 and \$20,000 of the general fund—state appropriation for  
34 fiscal year 2023 are provided solely for the implementation of  
35 Engrossed Substitute Senate Bill No. 5118 (reentry). (~~If the bill is~~  
36 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~  
37 ~~shall lapse.~~)

38 (9) \$6,532,000 of the general fund—state appropriation for fiscal  
39 year 2022, \$7,385,000 of the general fund—state appropriation for



1 fiscal year 2023, and \$6,083,000 of the general fund—federal  
2 appropriation (CRRSA) are provided solely for the department to  
3 migrate the social service payment system to a cloud-based payment  
4 system in order to implement child care stabilization grants, child  
5 care subsidy rate enhancements, and other payments intended to  
6 support child care providers during and after the COVID-19 public  
7 health emergency, to implement changes to the social service payment  
8 system necessary to implement these payments, and for other  
9 improvements necessary for the successful implementation of Engrossed  
10 Second Substitute Senate Bill No. 5237 (child care & early dev.  
11 exp.). The amounts in this section are subject to the conditions,  
12 limitations, and review provided in section 701 of this act.

13 (10) \$250,000 of the general fund—federal appropriation (CARES)  
14 is provided solely for the department to develop or contract to  
15 develop a language access plan that addresses equity and access for  
16 immigrant, multilingual providers, caregivers, and families. The plan  
17 must be submitted to the appropriate committees of the legislature by  
18 June 30, 2022. The plan must include, but is not limited to, the  
19 following:

20 (a) A needs assessment and staffing recommendation for program  
21 accessibility at the department for individuals with limited English  
22 and a geographic landscape analysis of language needs for providers,  
23 caregivers, and families in their interactions with the department;

24 (b) A review of successful language access policies and practices  
25 in public agencies to effectively address the needs of non-English  
26 speaking families, providers, and other stakeholders;

27 (c) An alignment of best practices across the department in  
28 multilingual workforce development;

29 (d) A framework for proactive community engagement to provide  
30 child care providers, early learning providers, or families that  
31 speak languages other than English access to information and support  
32 in navigating English-dominant state resources at the department;

33 (e) Recommendations for a continuous improvement model of  
34 measuring progress and success in language access at the department;  
35 and

36 (f) Compliance with federal and state laws at the department.

37 (11) \$40,000 of the general fund—federal appropriation (CRRSA) is  
38 provided solely for the department to establish a process for  
39 informing, upon clearance of required background checks, employees of

1 licensed family home, center-based, and outdoor nature-based  
2 childcares about available financial supports and options for  
3 accessing health coverage. On at least an annual basis, no less than  
4 45 days before the start of open-enrollment, the department must  
5 share with the health benefits exchange (exchange) and designated  
6 navigator organizations, but no additional third-party entity,  
7 workforce data identifying licensed childcare employees for the sole  
8 purpose of outreach, enrollment, verification, and other program  
9 implementation activities identified by the exchange. The department  
10 must share with the exchange and designated navigator organizations,  
11 but no additional third-party entity, workforce data identifying  
12 newly licensed childcare employees on an ongoing basis as needed  
13 during the plan year for the sole purpose of outreach, enrollment,  
14 verification, and other program implementation activities identified  
15 by the exchange.

16 (12) \$1,494,000 of the general fund—federal appropriation is  
17 provided solely for the department to implement the family first  
18 prevention services act requirements, including technology  
19 enhancements to support the automated assessments, data quality, and  
20 reporting requirements. Funding provided in this subsection is  
21 subject to the conditions, limitations, and review provided in  
22 section 701 of this act.

23 (13) \$267,000 of the general fund—state appropriation for fiscal  
24 year 2022, \$717,000 of the general fund—state appropriation for  
25 fiscal year 2023, and \$223,000 of the general fund—federal  
26 appropriation are provided solely for the implementation of Second  
27 Substitute House Bill No. 1219 (youth counsel/dependency). (~~If the~~  
28 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
29 ~~subsection shall lapse.~~)

30 (14) \$85,000 of the general fund—state appropriation for fiscal  
31 year 2022 is provided solely for the implementation of Engrossed  
32 Second Substitute House Bill No. 1295 (institutional ed/release).  
33 (~~If the bill is not enacted by June 30, 2021, the amount provided in~~  
34 ~~this subsection shall lapse.~~)

35 (15) \$848,000 of the general fund—state appropriation for fiscal  
36 year 2022, \$848,000 of the general fund—state appropriation for  
37 fiscal year 2023, and \$384,000 of the general fund—federal  
38 appropriation are provided solely for the implementation of Engrossed  
39 Second Substitute House Bill No. 1194 (parent-child visitation). (~~If~~

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

3 (16) \$1,292,000 of the general fund—state appropriation for  
4 fiscal year 2023 is provided solely for the department to expand its  
5 housing pilot to two additional sites. The housing pilot will serve  
6 hard-to-place foster youth who are at least 16 years old with housing  
7 and intensive case management.

8 (17) \$32,000 of the general fund—state appropriation for fiscal  
9 year 2022, \$64,000 of the general fund—state appropriation for fiscal  
10 year 2023, and \$24,000 of the general fund—federal appropriation are  
11 provided solely for the extraordinary litigation expenses of the  
12 attorney general's office related to the case of *D.S., et al. v.*  
13 *DCYF*, United States district court western district of Washington  
14 case no. 2:21-cv-00111-BJR.

(End of part)

**PART III**  
**NATURAL RESOURCES**

**Sec. 301.** 2021 c 334 s 301 (uncodified) is amended to read as follows:

**FOR THE COLUMBIA RIVER GORGE COMMISSION**

General Fund—State Appropriation (FY 2022)	\$752,000
General Fund—State Appropriation (FY 2023)	<del>(\$820,000)</del>
	<u>\$842,000</u>
General Fund—Federal Appropriation	\$32,000
General Fund—Private/Local Appropriation	<del>(\$1,354,000)</del>
	<u>\$1,373,000</u>
TOTAL APPROPRIATION	<del>(\$2,958,000)</del>
	<u>\$2,999,000</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)	<del>(\$47,364,000)</del>
	<u>\$46,009,000</u>
General Fund—State Appropriation (FY 2023)	<del>(\$39,868,000)</del>
	<u>\$52,681,000</u>
General Fund—Federal Appropriation	<del>(\$98,760,000)</del>
	<u>\$101,333,000</u>

1	General Fund—Private/Local Appropriation. . . . .	(( <del>\$26,999,000</del> ))
2		<u>\$27,580,000</u>
3	Reclamation Account—State Appropriation. . . . .	(( <del>\$4,286,000</del> ))
4		<u>\$4,434,000</u>
5	Flood Control Assistance Account—State Appropriation. . . . .	(( <del>\$4,066,000</del> ))
6		<u>\$4,186,000</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. . . . .	(( <del>\$26,666,000</del> ))
13		<u>\$29,132,000</u>
14	State Drought Preparedness <u>and Response</u> Account—	
15	State Appropriation. . . . .	(( <del>\$204,000</del> ))
16		<u>\$2,204,000</u>
17	State and Local Improvements Revolving Account—Water	
18	Supply Facilities—State Appropriation. . . . .	\$186,000
19	Water Rights Tracking System Account—State	
20	Appropriation. . . . .	\$48,000
21	Site Closure Account—State Appropriation. . . . .	\$582,000
22	Wood Stove Education and Enforcement Account—State	
23	Appropriation. . . . .	(( <del>\$567,000</del> ))
24		<u>\$580,000</u>
25	Worker and Community Right to Know Fund—State	
26	Appropriation. . . . .	(( <del>\$1,968,000</del> ))
27		<u>\$2,044,000</u>
28	Water Rights Processing Account—State Appropriation. . . . .	\$39,000
29	Water Quality Permit Account—State Appropriation. . . . .	(( <del>\$46,578,000</del> ))
30		<u>\$49,808,000</u>
31	Underground Storage Tank Account—State Appropriation. . . . .	(( <del>\$3,876,000</del> ))
32		<u>\$4,204,000</u>
33	Biosolids Permit Account—State Appropriation. . . . .	(( <del>\$2,594,000</del> ))
34		<u>\$2,721,000</u>
35	Hazardous Waste Assistance Account—State	
36	Appropriation. . . . .	(( <del>\$7,389,000</del> ))
37		<u>\$7,717,000</u>
38	Radioactive Mixed Waste Account—State Appropriation. . . . .	(( <del>\$22,281,000</del> ))
39		<u>\$23,477,000</u>

1	Air Pollution Control Account—State Appropriation. . . . .	((( <del>\$4,135,000</del> )))
2		<u>\$4,343,000</u>
3	Oil Spill Prevention Account—State Appropriation. . . . .	((( <del>\$6,446,000</del> )))
4		<u>\$7,470,000</u>
5	Air Operating Permit Account—State Appropriation. . . . .	((( <del>\$4,786,000</del> )))
6		<u>\$4,993,000</u>
7	Wastewater Treatment Plant Operator Certification	
8	Account—State Appropriation. . . . .	\$552,000
9	Oil Spill Response Account—State Appropriation. . . . .	\$7,076,000
10	Model Toxics Control Operating Account—State	
11	Appropriation. . . . .	((( <del>\$283,123,000</del> )))
12		<u>\$289,816,000</u>
13	Model Toxics Control Operating Account—Local	
14	Appropriation. . . . .	\$499,000
15	Voluntary Cleanup Account—State Appropriation. . . . .	\$344,000
16	Paint Product Stewardship Account—State	
17	Appropriation. . . . .	\$140,000
18	Dedicated Marijuana Account—State Appropriation	
19	(FY 2022). . . . .	((( <del>\$270,000</del> )))
20		<u>\$284,000</u>
21	Dedicated Marijuana Account—State Appropriation	
22	(FY 2023). . . . .	((( <del>\$276,000</del> )))
23		<u>\$464,000</u>
24	Water Pollution Control Revolving Administration	
25	Account—State Appropriation. . . . .	((( <del>\$4,566,000</del> )))
26		<u>\$5,462,000</u>
27	Clean Fuels Program Account—State Appropriation. . . . .	((( <del>\$382,000</del> )))
28		<u>\$402,000</u>
29	Climate Investment Account—State Appropriation. . . . .	((( <del>\$5,139,000</del> )))
30		<u>\$6,997,000</u>
31	<u>Model Toxics Control Stormwater Account—State</u>	
32	<u>    Appropriation. . . . .</u>	<u>\$8,500,000</u>
33	<u>Coronavirus State Fiscal Recovery Fund—Federal</u>	
34	<u>    Appropriation. . . . .</u>	<u>\$146,000</u>
35	TOTAL APPROPRIATION. . . . .	((( <del>\$652,245,000</del> )))
36		<u>\$696,643,000</u>

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

1           (1) (~~(\$910,000 of the model toxics control operating account—~~  
2 ~~state appropriation is)~~) \$455,000 of the general fund—state  
3 appropriation for fiscal year 2022 and \$455,000 of the general fund—  
4 state appropriation for fiscal year 2023 are provided solely for the  
5 department to grant to the northwest straits commission to distribute  
6 equally among the seven Puget Sound marine resource committees.

7           (2) \$2,024,000 of the model toxics control operating account—  
8 state appropriation is provided solely for additional staff to  
9 process an increased workload of clean water act certification  
10 requests and to process all United States army corps of engineers  
11 permitted projects in Washington within the sixty-day processing  
12 requirement, should it be implemented.

13           (3) (~~(Within the amounts appropriated in this section,)~~) \$287,000  
14 of the oil spill prevention account—state appropriation is provided  
15 solely for the department ((must)) to adopt rules to implement the  
16 provisions of RCW 88.40.025.

17           (4) \$739,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$363,000 of the general fund—state appropriation for  
19 fiscal year 2023 are provided solely for the implementation of  
20 Engrossed Second Substitute House Bill No. 1050 (fluorinated gases).  
21 (~~(If the bill is not enacted by June 30, 2021, the amounts provided~~  
22 ~~in this subsection shall lapse.)~~)

23           (5) \$2,277,000 of the general fund—state appropriation for fiscal  
24 year 2022, \$897,000 of the general fund—state appropriation for  
25 fiscal year 2023, and \$382,000 of the clean fuels program account—  
26 state appropriation are provided solely for the implementation of  
27 Engrossed Third Substitute House Bill No. 1091 (transportation fuel/  
28 carbon). (~~(If the bill is not enacted by June 30, 2021, the amounts~~  
29 ~~provided in this subsection shall lapse.)~~)

30           (6) \$262,000 of the model toxics control operating account—state  
31 appropriation is provided solely for the implementation of Engrossed  
32 Second Substitute House Bill No. 1382 (salmon recovery projects).  
33 (~~(If the bill is not enacted by June 30, 2021, the amount provided in~~  
34 ~~this subsection shall lapse.)~~)

35           (7) \$170,000 of the oil spill prevention account—state  
36 appropriation is provided solely for a contract with the University  
37 of Washington's sea grant program to continue an educational program  
38 targeted to small spills from commercial fishing vessels, ferries,  
39 cruise ships, ports, and marinas.

1           (8) (~~(\$204,000 of the model toxics control operating account—~~  
2 ~~state appropriation is)~~) \$102,000 of the general fund—state  
3 appropriation for fiscal year 2022 and \$102,000 of the general fund—  
4 state appropriation for fiscal year 2023 are provided solely for  
5 implementation of Executive Order No. 12-07, Washington's response to  
6 ocean acidification.

7           (9) \$14,000,000 of the model toxics control operating account—  
8 state appropriation is provided solely for the department to provide  
9 grants to local governments for the purpose of supporting local solid  
10 waste and financial assistance programs.

11           (10) \$150,000 of the aquatic lands enhancement account—state  
12 appropriation is provided solely for implementation of the state  
13 marine management plan and ongoing costs of the Washington coastal  
14 marine advisory council to serve as a forum and provide  
15 recommendations on coastal management issues.

16           (11) \$588,000 of the general fund—state appropriation for fiscal  
17 year 2022 and \$662,000 of the general fund—state appropriation for  
18 fiscal year 2023 are provided solely for the department to address  
19 outstanding water rights issues. Of the amounts provided in this  
20 subsection:

21           (a) \$463,000 of the general fund—state appropriation for fiscal  
22 year 2022 and \$537,000 of the general fund—state appropriation for  
23 fiscal year 2023 are provided solely for preparation and filing of  
24 adjudications of state water rights in the Nooksack (water resource  
25 inventory area 1) and lake Roosevelt and middle tributaries (water  
26 resource inventory area 58) watersheds. The department will not file  
27 an adjudication in water resource inventory area 1 prior to June 1,  
28 2023; and

29           (b) \$125,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$125,000 of the general fund—state appropriation for  
31 fiscal year 2023 are provided solely for Whatcom county to support a  
32 collaborative process among local water users and water right holders  
33 that can complement water rights adjudication in the Nooksack (water  
34 resources inventory area 1) watershed. Funding is provided for  
35 facilitation and mediation among parties, development of planning and  
36 technical information, and assessment of local solutions. At a  
37 minimum, the collaborative process must seek to provide opportunities  
38 for discussion of increasing salmon populations and preserving  
39 farmland.



1 (12) (~~(\$242,000)~~) \$178,000 of the model toxics control operating  
2 account—state appropriation is provided solely for an equipment cache  
3 grant for the Jamestown S'klallam Tribe for a new response vehicle.

4 (13) \$398,000 of the model toxics control operating account—state  
5 appropriation is provided solely for consumer product testing data  
6 validation services to support increases to the agency's product  
7 testing program.

8 (14) \$2,305,000 of the model toxics control operating account—  
9 state appropriation is provided solely to increase the department's  
10 capacity to test for toxics in children's products and other general  
11 consumer goods, to implement needed policy changes resulting from  
12 product testing, to communicate results to the public, and to conduct  
13 a feasibility study to add an inorganics component to the plan for  
14 new laboratory space at the department's headquarters building in  
15 Lacey, Washington.

16 (15) \$497,000 of the general fund—state appropriation for fiscal  
17 year 2022 and \$497,000 of the general fund—state appropriation for  
18 fiscal year 2023 are provided solely for the department to provide  
19 grants to conservation organizations and certain tribes for the  
20 purpose of coordination, monitoring, and research related to Puget  
21 Sound kelp conservation and recovery. Of the amounts provided in this  
22 subsection the department shall distribute grants as follows:  
23 \$175,000 each fiscal year to the Northwest Straits commission;  
24 \$72,000 each fiscal year to the Lower Elwha Klallam Tribe; \$100,000  
25 each fiscal year to the Samish Indian Nation; and \$150,000 each  
26 fiscal year to the Puget Sound Restoration Fund.

27 (16) \$2,000,000 of the model toxics control operating account—  
28 state appropriation is provided solely for the Spokane river regional  
29 toxics task force to address elevated levels of polychlorinated  
30 biphenyls in the Spokane river.

31 (17) (~~(\$150,000)~~) \$30,000 of the general fund—state appropriation  
32 for fiscal year 2022 (~~(is)~~) and \$120,000 of the general fund—state  
33 appropriation for fiscal year 2023 are provided solely for the  
34 department to grant to Clark county for the purpose of designing the  
35 process for developing a long-term plan to restore and maintain the  
36 health of Vancouver lake, a category 5 303(d) status impaired body of  
37 water, as well as designing an institutional structure to take  
38 responsibility for the plan's implementation in a financially  
39 sustainable manner. The plan will build on existing work completed by

1 the county, state agencies, and nonprofit organizations. The  
2 department will support the work of the county to include involvement  
3 by property owners around the lake and within the watersheds that  
4 drain to the lake, the department of natural resources, the  
5 department of fish and wildlife, other state agencies and local  
6 governments with proprietary or regulatory jurisdiction, tribes, and  
7 nonprofit organizations advocating for the lake's health. The design  
8 should address timelines for plan development, roles and  
9 responsibilities of governmental and nonprofit entities, potential  
10 funding sources and options for plan implementation, including  
11 formation of a potential lake management district under chapter 36.61  
12 RCW, and the management objectives to be included in the plan.

13 (18) \$80,000 of the general fund—state appropriation for fiscal  
14 year 2022 is provided solely for the department to work with the  
15 Guemes island planning advisory committee to follow on to a United  
16 States geologic survey study of the island's aquifer recharge areas,  
17 quantify an updated water budget, and provide an accurate water-level  
18 analysis and water-table map of the two aquifers on the island.

19 (19) \$150,000 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 the department to support  
22 the Pierce county health department and the friends of Spanaway lake  
23 to treat and clean up elevated phosphorus and algae levels in  
24 Spanaway lake.

25 (20) \$92,000 of the general fund—state appropriation for fiscal  
26 year 2022 is provided solely to San Juan county for a study to build  
27 on the existing knowledge of the islands' water resources to gain a  
28 current understanding of the state of groundwater in the county,  
29 including hydrologic data evaluation, completing recharge estimates,  
30 and updating the water balance.

31 (21) \$146,000 of the general fund—state appropriation for fiscal  
32 year 2022 is provided solely for the department to work with  
33 landowners, state agencies, and others to analyze the water quality  
34 of Deep lake.

35 (22) \$195,000 of the model toxics control operating account—state  
36 appropriation is provided solely for the department to carry out an  
37 assessment of potential hazards of 6PPD (CAS 793-24-8) and other  
38 chemicals or chemical classes and breakdown products used as anti-

1 oxidants and/or antiozonants in tires and submit a technical memo to  
2 the appropriate committees of the legislature by December 1, 2021.

3 (23) \$523,000 of the model toxics control operating account—state  
4 appropriation is provided solely for the department to work with the  
5 department of transportation, University of Washington-Tacoma, and  
6 Washington State University-Puyallup to identify priority areas  
7 affected by 6PPD or other related chemicals toxic to aquatic life  
8 from roads and transportation infrastructure and on best management  
9 practices for reducing toxicity. This includes developing a standard  
10 method for the laboratory measurement of 6PPD-quinone and related  
11 chemicals. The department will submit a report to the appropriate  
12 committees of the legislature by November 1, 2022.

13 (24) \$1,090,000 of the general fund—state appropriation for  
14 fiscal year 2022 and \$1,090,000 of the general fund—state  
15 appropriation for fiscal year 2023 are provided solely for the  
16 department to create a database, monitoring program, and laboratory  
17 assessment method regarding polychlorinated biphenyls (PCB).  
18 ((~~Within~~)) Of the amount provided in this subsection, \$440,000 is  
19 provided to enhance the environmental information management  
20 database; \$1,200,000 is provided to create a long-term statewide PCB  
21 monitoring program; and \$540,000 is provided for developing a PCB  
22 specific laboratory method for conducting analysis. The department  
23 must coordinate with the department of fish and wildlife on the  
24 implementation of this subsection and for recommending PCB clean-up  
25 projects for legislative funding in subsequent appropriations.

26 (25) \$847,000 of the model toxics control operating account—state  
27 appropriation is provided solely for the implementation of Engrossed  
28 Second Substitute Senate Bill No. 5022 (recycling, waste, & litter).  
29 ((~~If the bill is not enacted by June 30, 2021, the amount provided in~~  
30 ~~this subsection shall lapse.~~))

31 (26) \$11,716,000 of the general fund—state appropriation for  
32 fiscal year 2022, \$6,284,000 of the general fund—state appropriation  
33 for fiscal year 2023, and \$5,139,000 of the climate investment  
34 account—state appropriation are provided solely for the  
35 implementation of Engrossed Second Substitute Senate Bill No. 5126  
36 (climate commitment act). ((~~If the bill is not enacted by June 30,~~  
37 ~~2021, the amounts provided in this subsection shall lapse.~~))

38 (27) \$95,000 of the general fund—state appropriation for fiscal  
39 year 2022, \$105,000 of the general fund—state appropriation for

1 fiscal year 2023, \$61,000 of the waste reduction, recycling, and  
2 litter control account—state appropriation, \$231,000 of the water  
3 quality permit account—state appropriation, \$31,000 of the hazardous  
4 waste assistance account—state appropriation, \$31,000 of the oil  
5 spill prevention account—state appropriation, and \$983,000 of the  
6 model toxics control operating account—state appropriation are  
7 provided solely for the implementation of Engrossed Second Substitute  
8 Senate Bill No. 5141 (environmental justice task force  
9 recommendations). (~~If the bill is not enacted by June 30, 2021, the~~  
10 ~~amounts provided in this subsection shall lapse.~~)

11 (28) \$43,000 of the model toxics control operating account—state  
12 appropriation is provided solely for the implementation of Substitute  
13 Senate Bill No. 5381 (fish passage project permits). (~~If the bill is~~  
14 ~~not enacted by June 30, 2021, the amount provided in this subsection~~  
15 ~~shall lapse.~~)

16 (29) \$52,000 of the general fund—state appropriation for fiscal  
17 year 2022, \$52,000 of the general fund—state appropriation for fiscal  
18 year 2023, \$8,000 of the reclamation account—state appropriation,  
19 \$8,000 of the flood control assistant account—state appropriation,  
20 \$32,000 of the waste reduction, recycling, and litter control account  
21 —state appropriation, \$4,000 of the worker and community right-to-  
22 know account—state appropriation, \$120,000 of the water quality  
23 permit account—state appropriation, \$10,000 of the underground  
24 storage tank account—state appropriation, \$6,000 of the bio solids  
25 permit account—state appropriation, \$18,000 of the hazardous waste  
26 assistance account—state appropriation, \$52,000 of the radioactive  
27 mixed waste account—state appropriation, \$10,000 of the air pollution  
28 control account—state appropriation, \$20,000 of the oil spill  
29 prevention account—state appropriation, \$12,000 of the air operating  
30 permit account—state appropriation, \$514,000 of the model toxics  
31 control operating account—state appropriation, and \$80,000 of the  
32 water pollution control revolving administration account—state  
33 appropriation are provided solely for the department to maintain and  
34 license the new eHub system. Funding is subject to the conditions,  
35 limitations, and review requirements of section 701 of this act.

36 (30) \$250,000 of the general fund—state appropriation for fiscal  
37 year 2022 and \$250,000 of the general fund—state appropriation for  
38 fiscal year 2023 are provided solely for the department to enter into

1 a contract with a qualified third party to develop standards that  
2 provide a framework for assessing the quality of volume, validity,  
3 and durability of potential future carbon dioxide removal projects.  
4 The resulting product should be adequate to allow in-state entities  
5 to analyze proposed carbon removal project for conformity with state  
6 carbon reduction laws, rules, and goals. The selected vendor should  
7 build upon previously completed analyses by the state of Washington  
8 and the federal government.

9 (31) \$40,000 of the general fund—state appropriation for fiscal  
10 year 2022 is provided solely for the department to:

11 (a) Develop recommendations and implement actions under existing  
12 authority to modify the process for the review of water banks to  
13 ensure that key information is made available to the public. The  
14 changes should consider requirements such as:

15 (i) A description of a proposed banking and operations plan,  
16 including the needs and customers the bank intends to serve, the  
17 geographic area to be served, the portfolio of available mitigating  
18 rights and their allowed uses, any anticipated change in use of  
19 available mitigating rights, any limitations the bank intends to  
20 impose in offering water rights for use, and anything else the  
21 department deems necessary to promote transparency and the public  
22 interest;

23 (ii) Reporting requirements that include any changes in the  
24 intended customers or needs being serviced by the bank, any change in  
25 the geographic area to be served, any anticipated change in the use  
26 of available mitigating rights, any change in limitation the banks  
27 intends to impose in offering water right for use, and any other  
28 change the department deems necessary to promote transparency and the  
29 public interest; and

30 (iii) Reporting requirements for publishing each change and  
31 providing notice to pertinent parties and soliciting public comment.

32 (b) The department must build off its work directed under chapter  
33 357, Laws of 2020 to refine recommendations on improving the state's  
34 framework for water banking, water trust, and water right transfers.  
35 Recommendations should address issues of private investment in water  
36 banking and the merits of incentives and regulations pertaining to  
37 the out-of-basin transfer of water rights. In refining its  
38 recommendations, the department shall consult with tribes and  
39 consider input from stakeholders with expertise in water banking.

1 (c) By December 31, 2021, the department shall update the  
2 appropriate committees of the legislature on its progress on refining  
3 policy recommendations under this section, including any recommended  
4 statutory changes, and on the status of the pilot grant program  
5 established under subsection (32) of this section.

6 (d) By December 1, 2022, the department shall submit a report to  
7 the appropriate committees of the legislature on work conducted  
8 pursuant to this section and on the pilot grant program established  
9 under this section. The report should include but is not limited to a  
10 summary of water banking activity funded including success and  
11 challenges, a summary of outcomes of the pilot grant program, a  
12 summary of actions taken under current authority, and policy  
13 recommendations. The policy recommendations may also come in the form  
14 of agency request legislation.

15 ~~(32) ((\$4,500,000 of the general fund state appropriation for~~  
16 ~~fiscal year 2022 and \$4,500,000 of the general fund state~~  
17 ~~appropriation for fiscal year 2023 are provided solely for the~~  
18 ~~department to administer the pilot grant program for water banking~~  
19 ~~strategies to meet water needs as described in this section. Within~~  
20 ~~available appropriations, grants must be awarded to qualified~~  
21 ~~applicants according to (c) of this subsection. Grant awards must be~~  
22 ~~limited to not more than \$2,000,000 per applicant.~~

23 ~~(a) Grant awards may only be used for:~~

24 ~~(i) Development of water banks in rural counties as defined in~~  
25 ~~RCW 82.14.370(5) that have the headwaters of a major watershed within~~  
26 ~~their borders and only for water banking strategies within the county~~  
27 ~~of origin. A major watershed has the same meaning as shoreline of the~~  
28 ~~state in RCW 90.58.030(2)(f)(v)(A) and (B);~~

29 ~~(ii) Acquisition of water rights appropriate for use in a water~~  
30 ~~bank including all costs necessary to evaluate the water right for~~  
31 ~~eligibility for its intended use; and~~

32 ~~(iii) Activities necessary to facilitate the creation of a water~~  
33 ~~bank.~~

34 ~~(b) For the purposes of a grant pursuant to this section, a water~~  
35 ~~bank must meet water needs, which include but are not limited to~~  
36 ~~agricultural use and instream flow for fish and wildlife. The water~~  
37 ~~bank must preserve water rights for use in the county of origin and~~  
38 ~~for permanent instream flows for fish and wildlife through the~~  
39 ~~primary and secondary reaches of the water right.~~

40 ~~(c) To be qualified for these funds, an applicant must also show:~~

1 ~~(i) That the applicant has sufficient expertise and capacity to~~  
2 ~~develop and maintain a water bank consistent with the purposes of~~  
3 ~~this appropriation;~~

4 ~~(ii) That the applicant has secured a valid interest to purchase~~  
5 ~~a water right;~~

6 ~~(iii) That the water rights appear to be adequate for the~~  
7 ~~intended use;~~

8 ~~(iv) That the applicant agrees to have one-third of any water~~  
9 ~~right purchased with the funds appropriated under this section to~~  
10 ~~have its purpose of use changed permanently to instream flow~~  
11 ~~benefiting fish and wildlife; and~~

12 ~~(v) That the applicant is a public entity or a participant in a~~  
13 ~~public/private partnership with a public entity.~~

14 ~~(33))~~ \$500,000 of the general fund—state appropriation for  
15 fiscal year 2022 and \$500,000 of the general fund—state appropriation  
16 for fiscal year 2023 are provided solely for the department to:

17 (a) Establish and administer a pilot grant program for  
18 implementing water banking strategies to meet local water needs;

19 (b) Review water banking grant applications submitted under this  
20 section, including evaluation of water right suitability; and

21 (c) Develop and finalize water banking agreements, trust water  
22 right agreements, and other necessary legal instruments with entities  
23 selected to receive grants under this section.

24 ~~((34))~~ (33) \$30,000 of the general fund—state appropriation for  
25 fiscal year 2022 is provided solely for the department to designate a  
26 regional clean air agency to convene a stakeholder group to assess  
27 and develop recommendations for reducing and mitigating air quality  
28 impacts in the form of noxious odors resulting from asphalt plants in  
29 the Puget Sound region. The stakeholder group should include  
30 representatives from the asphalt industry, cities within a county in  
31 the region in which an asphalt plant is located, the Puget Sound  
32 clean air agency, local and state health departments, research  
33 institutions, and a community or environmental organization  
34 representative with expertise in air pollution, toxicology, or other  
35 relevant fields. The recommendations must address steps needed for  
36 asphalt production facilities to develop odor control plans and best  
37 management practices to reduce noxious odors that negatively impact  
38 neighboring residents, businesses and persons utilizing publicly  
39 owned recreational facilities. A report containing recommendations

1 must be submitted to the appropriate committees of the legislature by  
2 December 1, 2021.

3 (34) \$330,000 of the oil spill prevention account—state  
4 appropriation is provided solely for additional staff to develop and  
5 implement new area contingency plans related to spill response in  
6 Washington state.

7 (35) \$1,642,000 of the model toxics control operating account—  
8 state appropriation and \$115,000 of the underground storage tank  
9 account—state appropriation are provided solely for additional staff  
10 to meet environmental protection agency underground storage tank site  
11 inspection requirements and oversee the cleanup of known contaminated  
12 leaking underground storage tank sites in Washington.

13 (36) \$1,800,000 of the waste reduction, recycling, and litter  
14 control account—state appropriation is provided solely for  
15 implementation of the food waste reduction act of 2019, chapter 255  
16 Laws of 2019, through a series of food waste reduction campaigns, in  
17 addition to continuing to invest in litter prevention campaigns to  
18 address the state's ongoing litter problem.

19 (37) \$1,382,000 of the model toxics control operating account—  
20 state appropriation is provided solely to develop methods and analyze  
21 6PPD compounds in water and sediment, establish baseline monitoring  
22 data, and fund projects to identify best management practices and  
23 treatment devices that remove 6PPD from stormwater.

24 (38) \$1,322,000 of the model toxics control operating account—  
25 state appropriation is provided solely for the department to complete  
26 a full safer alternatives assessment of the 6PPD compounds used in  
27 tires. The assessment shall incorporate and evaluate toxicity data of  
28 alternatives on Coho and other species. Of the amounts provided in  
29 this subsection, \$246,000 of the model toxics control operating  
30 account—state appropriation is provided to support materials science  
31 expertise and collection of industry data necessary to evaluate  
32 feasibility of alternatives. The department shall provide a completed  
33 assessment to the governor's office, office of financial management,  
34 and the appropriate committees of the legislature, and, if the  
35 department finds safer alternatives exist, include recommended  
36 regulatory, policy, or legislative actions to advance safer  
37 alternatives as well as needs for future appropriations.

38 (39) \$4,000,000 of the model toxics control stormwater account—  
39 state appropriation is provided solely for grants to local stormwater



1 municipalities for expanding capacity to address stormwater  
2 management needs and meeting new municipal stormwater permit  
3 requirements, including stormwater management action planning to  
4 ensure that capital stormwater retrofit projects and other local  
5 stormwater management actions are prioritized, planned, and scheduled  
6 for construction or implementation.

7 (40) \$4,232,000 of the general fund—state appropriation for  
8 fiscal year 2023 is provided solely for grants to federally  
9 recognized tribes for consultation on spending decisions from  
10 accounts created in the climate commitment act, chapter 316, Laws of  
11 2021 (E2SSB 5126), as described in Engrossed Substitute House Bill  
12 No. 1753 (climate funding/tribes).

13 (41) \$1,492,000 of the general fund—state appropriation for  
14 fiscal year 2023, \$20,000 of the clean fuels program account—state  
15 appropriation, and \$1,309,000 of the climate investment account—state  
16 appropriation are provided solely for the implementation of Engrossed  
17 Second Substitute Senate Bill No. 5842 (climate change). If the bill  
18 is not enacted by June 30, 2022, the amounts provided in this  
19 subsection shall lapse.

20 (42) \$250,000 of the general fund—state appropriation for fiscal  
21 year 2023 is provided solely for the department to provide grants to  
22 the city of Tumwater and a nonprofit organization to study the  
23 Deschutes river floodplain.

24 (43) \$2,000,000 of the state drought preparedness account—state  
25 appropriation is provided solely for the implementation of Second  
26 Substitute Senate Bill No. 5746 (drought preparedness). If the bill  
27 is not enacted by June 30, 2022, the amount provided in this  
28 subsection shall lapse.

29 (44) \$32,000 of the general fund—state appropriation for fiscal  
30 year 2023 is provided solely for the implementation of Substitute  
31 Senate Bill No. 5910 (hydrogen). If the bill is not enacted by June  
32 30, 2022, the amount provided in this subsection shall lapse.

33 (45) \$100,000 of the general fund—state appropriation for fiscal  
34 year 2023 is provided solely for the department to conduct a  
35 hydrologic analysis of all the factors relating to the flow  
36 constriction of the outlet of Sprague lake into Cow creek to  
37 determine the best course of action to alleviate periodic property  
38 damage due to high water and flooding.

1 (46) \$931,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely for the implementation of Engrossed  
3 Second Substitute Senate Bill No. 5885 (marine shoreline habitat). If  
4 the bill is not enacted by June 30, 2022, the amount provided in this  
5 subsection shall lapse.

6 (47) \$260,000 of the model toxics control operating account—state  
7 appropriation is provided solely for the implementation of Second  
8 Substitute Senate Bill No. 5703 (cosmetic products/chemicals). If the  
9 bill is not enacted by June 30, 2022, the amount provided in this  
10 subsection shall lapse.

11 (48)(a) \$150,000 of the waste reduction, recycling, and litter  
12 control account—state appropriation is provided solely for the  
13 department to conduct or contract for a study to:

14 (i) Assess the amount and types of consumer packaging and paper  
15 products sold or supplied into the state and the recycling rates  
16 achieved for these materials through existing recycling programs and  
17 activities in the state. Recycling rate estimates must account for  
18 and exclude contamination, and must be presented by material  
19 category, including, at minimum, for paper, plastic, aluminum, steel,  
20 and glass, as well as for beverage containers, and by other factors  
21 as appropriate; and

22 (ii) In accordance with the recommendations for managing plastic  
23 packaging waste submitted to the Washington state legislature in  
24 2020, consider and make recommendations on legislative action to  
25 address the items included in the list of problematic and unnecessary  
26 materials identified for elimination by the United States plastic  
27 pact.

28 (b) The study must be submitted to the appropriate committees of  
29 the legislature by December 1, 2022.

30 (49) \$40,000 of the model toxics control operating account—state  
31 appropriation is provided solely for the implementation of Substitute  
32 Senate Bill No. 5818 (housing/SEPA & GMA). If the bill is not enacted  
33 by June 30, 2022, the amount provided in this subsection shall lapse.

34 (50) \$2,000,000 of the general fund—state appropriation for  
35 fiscal year 2023 is provided solely for the department to conduct  
36 litter control on state highways.

37 (51) \$146,000 of the coronavirus state fiscal recovery fund—  
38 federal appropriation is provided solely for implementation of  
39 Engrossed Substitute Senate Bill No. 5974 (transportation resources).

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

3 **Sec. 303.** 2021 c 334 s 303 (uncodified) is amended to read as  
4 follows:

5 **FOR THE WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM**

6	General Fund—Federal Appropriation. . . . .	(( <del>\$638,000</del> ))
7		<u>\$754,000</u>
8	Pollution Liability Insurance Agency Underground	
9	Storage Tank Revolving Account—State	
10	Appropriation. . . . .	\$957,000
11	Pollution Liability Insurance Program Trust Account—	
12	State Appropriation. . . . .	(( <del>\$1,392,000</del> ))
13		<u>\$1,418,000</u>
14	TOTAL APPROPRIATION. . . . .	(( <del>\$2,987,000</del> ))
15		<u>\$3,129,000</u>

16 **Sec. 304.** 2021 c 334 s 304 (uncodified) is amended to read as  
17 follows:

18 **FOR THE STATE PARKS AND RECREATION COMMISSION**

19	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$29,059,000</del> ))
20		<u>\$29,496,000</u>
21	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$29,036,000</del> ))
22		<u>\$37,150,000</u>
23	General Fund—Federal Appropriation. . . . .	(( <del>\$7,058,000</del> ))
24		<u>\$7,158,000</u>
25	Winter Recreation Program Account—State	
26	Appropriation. . . . .	(( <del>\$3,303,000</del> ))
27		<u>\$4,907,000</u>
28	<u>Millersylvania Park Current Account—State</u>	
29	<u>Appropriation. . . . .</u>	<u>\$5,000</u>
30	ORV and Nonhighway Vehicle Account—State	
31	Appropriation. . . . .	(( <del>\$369,000</del> ))
32		<u>\$388,000</u>
33	Snowmobile Account—State Appropriation. . . . .	(( <del>\$5,645,000</del> ))
34		<u>\$5,683,000</u>
35	Aquatic Lands Enhancement Account—State	
36	Appropriation. . . . .	\$367,000
37	Parks Renewal and Stewardship Account—State	

1	Appropriation. . . . .	(( <del>\$125,451,000</del> ))
2		<u>\$142,354,000</u>
3	Parks Renewal and Stewardship Account—Private/Local	
4	Appropriation. . . . .	\$420,000
5	TOTAL APPROPRIATION. . . . .	(( <del>\$200,708,000</del> ))
6		<u>\$227,928,000</u>

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

9 (1) \$129,000 of the general fund—state appropriation for fiscal  
10 year 2022 and \$129,000 of the general fund—state appropriation for  
11 fiscal year 2023 are provided solely for a grant for the operation of  
12 the Northwest weather and avalanche center.

13 (2) \$100,000 of the general fund—state appropriation for fiscal  
14 year 2022 and \$100,000 of the general fund—state appropriation for  
15 fiscal year 2023 are provided solely for the commission to pay  
16 assessments charged by local improvement districts.

17 (3) \$406,000 of the general fund—state appropriation for fiscal  
18 year 2022, \$322,000 of the general fund—state appropriation for  
19 fiscal year 2023, and \$88,000 of the parks renewal and stewardship  
20 account—state appropriation are provided solely for operating budget  
21 impacts from capital budget projects funded in the 2019-2021 fiscal  
22 biennium.

23 (4) (~~(\$272,000)~~) \$80,000 of the general fund—state appropriation  
24 for fiscal year 2022 and (~~(\$272,000)~~) \$464,000 of the general fund—  
25 state appropriation for fiscal year 2023 are provided solely for an  
26 update to the Seashore conservation area survey and plan.

27 (5) \$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 commission to hire a  
30 diversity, equity, and inclusion coordinator to expand the diversity  
31 of the agency's workforce.

32 (6) \$85,000 of the general fund—state appropriation for fiscal  
33 year 2022 is provided solely for the facilitation of a work group  
34 that includes representation from the state parks and recreation  
35 commission, the commission on African American affairs, and  
36 stakeholders with expertise of the black experience in outdoor  
37 recreation to identify barriers to inclusion and develop  
38 recommendations to increase participation of Black Washingtonians in  
39 the state parks system and other outdoor recreation spaces and public

1 parks. The work group will be selected by the governor's office and  
2 will consist of at least twelve participants representing diverse  
3 geographic, socioeconomic, and experiential backgrounds. The parks  
4 commission will enter into an interagency agreement with the  
5 commission on African American affairs to procure a contractor to  
6 facilitate the work group and develop a report with recommendations.  
7 The amount provided in this subsection may also be used for a survey  
8 or focus group to assess the needs of Black Washingtonians related to  
9 state parks and outdoor recreation. The work group will submit a  
10 report to the governor's office and appropriate committees of the  
11 legislature no later than (~~January~~) April 1, 2022.

12 (7) \$7,900,000 of the general fund—state appropriation for fiscal  
13 year 2022 and \$7,900,000 of the general fund—state appropriation for  
14 fiscal year 2023 are provided solely for the commission to increase  
15 customer service, conduct more custodial maintenance, expand  
16 interpretive services, accelerate work on preventative maintenance  
17 and improve the conditions of park facilities, and expand public  
18 safety.

19 (8) \$90,000 of the general fund—state appropriation for fiscal  
20 year 2022 and \$6,000 of the general fund—state appropriation for  
21 fiscal year 2023 are provided solely for the implementation of  
22 Engrossed Second Substitute Senate Bill No. 5259 (law enforcement  
23 data). (~~If the bill is not enacted by June 30, 2021, the amounts  
24 provided in this subsection shall lapse.~~)

25 (9) \$76,000 of the general fund—state appropriation for fiscal  
26 year 2022 and \$907,000 of the general fund—state appropriation for  
27 fiscal year 2023 are provided solely for the commission to address  
28 needs identified in the "2017 vulnerability assessment" conducted by  
29 the climate impacts group and to install electric-vehicle charging  
30 stations for park-use vehicles.

31 (10) \$114,000 of the general fund—state appropriation for fiscal  
32 year 2022 and \$705,000 of the general fund—state appropriation for  
33 2023 are provided solely for the commission to dedicate resources to  
34 government-to-government consultations with Indian tribes and  
35 implement executive order 21-02, archaeological and cultural  
36 resources.

37 (11) \$5,500,000 of the parks renewal and stewardship account—  
38 state appropriation is provided solely for the commission to replace  
39 major equipment that has been used for over 15 years. The commission

1 must prioritize selecting electric motors over gasoline engines when  
2 the option is available and the machinery is compatible for the  
3 intended task.

4 (12) \$160,000 of the general fund—state appropriation for fiscal  
5 year 2023 is provided solely for the commission to engage with the  
6 emerging leaders program: expanding equity in the outdoors, a program  
7 that trains BIPOC individuals in leadership and professional natural  
8 resource-based jobs.

9 (13) \$5,000,000 of the general fund—state appropriation for  
10 fiscal year 2023 is provided solely for the commission to reduce the  
11 maintenance backlog on state-owned recreation lands and facilities.

12 **Sec. 305.** 2021 c 334 s 305 (uncodified) is amended to read as  
13 follows:

14 **FOR THE RECREATION AND CONSERVATION OFFICE**

15	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$4,119,000</del> ))
16		<u>\$4,322,000</u>
17	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$3,655,000</del> ))
18		<u>\$55,945,000</u>
19	General Fund—Federal Appropriation. . . . .	(( <del>\$3,716,000</del> ))
20		<u>\$4,335,000</u>
21	General Fund—Private/Local Appropriation. . . . .	\$24,000
22	Aquatic Lands Enhancement Account—State	
23	Appropriation. . . . .	(( <del>\$320,000</del> ))
24		<u>\$385,000</u>
25	Firearms Range Account—State Appropriation. . . . .	\$37,000
26	Recreation Resources Account—State Appropriation. . .	(( <del>\$3,999,000</del> ))
27		<u>\$4,355,000</u>
28	NOVA Program Account—State Appropriation. . . . .	(( <del>\$1,444,000</del> ))
29		<u>\$1,489,000</u>
30	Youth Athletic Facility Nonappropriated Account—	
31	State Appropriation. . . . .	\$181,000
32	<u>Salmon Recovery Account—State Appropriation. . . . .</u>	<u>\$85,000,000</u>
33	TOTAL APPROPRIATION. . . . .	(( <del>\$17,495,000</del> ))
34		<u>\$156,073,000</u>

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

37 (1) \$125,000 of the general fund—state appropriation for fiscal  
38 year 2022 and \$125,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely to pass through to the Spokane  
2 tribe of Indians for a pilot study of salmon migratory behavior and  
3 survival upstream of the Chief Joseph and Grand Coulee dams.

4 (2) (a) \$375,000 of the general fund—state appropriation for  
5 fiscal year 2022 is provided solely to conduct a comprehensive equity  
6 review of state grant programs administered by the office. The office  
7 may, in consultation with the interested parties identified in (d) of  
8 this subsection, contract with a consultant to assist with the  
9 community engagement and review necessary to complete this review  
10 process.

11 (b) The purposes of this comprehensive equity review are:

12 (i) To reduce barriers to historically underserved populations'  
13 participation in recreation and conservation office grant programs;

14 (ii) To redress inequities in existing recreation and  
15 conservation office policies and programs; and

16 (iii) To improve the equitable delivery of resources and benefits  
17 in these programs.

18 (c) In completing the comprehensive equity review required under  
19 this section, the office shall:

20 (i) Identify changes to policy and operational norms and  
21 practices in furtherance of the equity review purposes identified in  
22 (b) of this subsection;

23 (ii) Identify new investments and programs that prioritize  
24 populations and communities that have been historically underserved  
25 by conservation and recreation policies and programs; and

26 (iii) Include consideration of historic and systemic barriers  
27 that may arise due to any of the following factors: Race, ethnicity,  
28 religion, income, geography, disability, and educational attainment.

29 (d) The office must collaborate with: (i) The Washington state  
30 commission on African American affairs; (ii) the Washington state  
31 commission on Asian Pacific American affairs; (iii) the Washington  
32 state commission on Hispanic affairs; (iv) the governor's office of  
33 Indian affairs; (v) the governor's committee on disability issues and  
34 employment; (vi) the office of equity; (vii) the office of minority  
35 and women's business enterprises; (viii) the environmental justice  
36 council if established by passage of Engrossed Second Substitute  
37 Senate Bill No. 5141; and (ix) other interested parties as  
38 appropriate to develop and conduct a community engagement process to  
39 inform the review.

1 (e) The office must complete the comprehensive equity review  
2 under this section and submit a final report, containing all of the  
3 elements and considerations specified in this section, to the  
4 legislature by June 30, 2022.

5 (3) \$76,000 of the general fund—state appropriation for fiscal  
6 year 2022 and \$76,000 of the general fund—state appropriation for  
7 fiscal year 2023 are provided solely for the implementation of  
8 Engrossed Second Substitute House Bill No. 1382 (salmon recovery  
9 projects). ((If the bill is not enacted by June 30, 2021, the amounts  
10 provided in this subsection shall lapse.))

11 (4) \$200,000 of the general fund—federal appropriation, \$12,000  
12 of the general fund—private/local appropriation, and ((~~\$112,000~~))  
13 \$116,000 of the aquatic lands enhancement account—state appropriation  
14 are provided solely for the implementation of Senate Bill No. 5063  
15 (invasive species council expiration). ((If the bill is not enacted  
16 by June 30, 2021, the amounts provided in this subsection shall  
17 lapse.))

18 (5) \$37,000 of the firearms range account—state appropriation is  
19 provided solely to the recreation and conservation funding board for  
20 administration of the firearms range grant program as described in  
21 RCW 79A.25.210.

22 (6) ((~~\$3,999,000~~)) \$4,355,000 of the recreation resources account  
23 —state appropriation is provided solely to the recreation and  
24 conservation funding board for administrative and coordinating costs  
25 of the recreation and conservation office and the board as described  
26 in RCW 79A.25.080(1).

27 (7) ((~~\$1,444,000~~)) \$1,489,000 of the NOVA program account—state  
28 appropriation is provided solely to the recreation and conservation  
29 funding board for administration of the nonhighway and off-road  
30 vehicle activities program as described in chapter 46.09 RCW.

31 (8) \$1,809,000 of the general fund—state appropriation for fiscal  
32 year 2022 and \$1,809,000 of the general fund—state appropriation for  
33 fiscal year 2023 are provided solely for a grant to a nonprofit  
34 organization with a mission for salmon and steelhead restoration to  
35 install near-term solutions to prevent steelhead mortality at the  
36 Hood Canal bridge.

37 (9) \$140,000 of the general fund—state appropriation for fiscal  
38 year 2022 and \$140,000 of the general fund—state appropriation for  
39 fiscal year 2023 are provided solely for the governor's salmon



1 recovery office to coordinate ongoing recovery efforts of southern  
2 resident orcas and monitor progress toward implementation of  
3 recommendations from the governor's southern resident killer whale  
4 task force.

5 (10) \$175,000 of the youth athletic facility nonappropriated  
6 account—state appropriation is provided solely for a task force to  
7 consider ways to improve equitable access to K-12 schools' fields and  
8 athletic facilities and local parks agency facilities with the goal  
9 of increasing physical activity for youth and families. The task  
10 force shall be created and managed by the recreation and conservation  
11 office. A portion of the funds must be used to inventory K-12 school  
12 fields and athletic facilities and park agency facilities, and for  
13 joint use agreements for these facilities. The task force  
14 participants must represent geographic diversity and must include  
15 representatives from the office of the superintendent of public  
16 instruction, the Washington association of school administrators, the  
17 association of Washington principals, and the Washington recreation  
18 and parks association; participants with a background in public  
19 health; and stakeholders who represent diverse communities and  
20 communities of color. The task force shall consider joint use  
21 agreements, partnerships, improved scheduling practices with local  
22 parks agencies including facility rental fees, and other strategies,  
23 and submit a report with best practices and policy recommendations to  
24 the recreation and conservation funding board. A final report from  
25 the board must be submitted to the governor's office and legislature  
26 no later than February 1, 2022.

27 (11) \$209,000 of the general fund—state appropriation for fiscal  
28 year 2022 and \$209,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely to contract for implementation  
30 of the Nisqually watershed stewardship plan.

31 (12) \$30,000 of the general fund—state appropriation for fiscal  
32 year 2022 is provided solely for the office to facilitate the  
33 transfer of management authority over the project known as the beach  
34 lake conservation area from the current owner to a tribal government  
35 or local public government entity. If the current owner does not  
36 accept the offer to transfer management authority, then the office  
37 must pursue all legal means to enforce the right of public access  
38 consistent with the deed restrictions as set forth in the contract  
39 PSAR #15-1045. The amount provided in this subsection is intended to

1 secure daily public access, during daylight hours, with minimal  
2 closures to the beach lake conservation area.

3 (13) \$345,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$345,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for the connections program to  
6 provide outdoor learning experiences and virtual learning support for  
7 vulnerable youth in the Blaine and Mount Baker school districts. Of  
8 the amounts provided in this subsection, \$25,000 in each fiscal year  
9 is provided solely for an organization in Whatcom county that  
10 increases access to environmental education.

11 (14) \$50,000 of the general fund—state appropriation for fiscal  
12 year 2022 and \$250,000 of the general fund—state appropriation for  
13 fiscal year 2023 are provided solely for the governor's salmon  
14 recovery office to implement the governor's salmon recovery strategy  
15 update by convening the natural resources sub-cabinet on a regular  
16 basis and developing biennial statewide work priorities with a  
17 recommended budget for salmon recovery pursuant to RCW  
18 77.85.030(4)(e) that align with tribal priorities and regional salmon  
19 recovery plans. The office shall submit the biennial implementation  
20 plan to the governor's office and the office of financial management  
21 no later than October 31, 2022.

22 (15) \$50,000 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 governor's salmon  
25 recovery office to provide a grant to the Spokane Tribe of Indians  
26 for purposes of forming a Spokane river watershed lead entity  
27 pursuant to RCW 77.85.050(1) and developing a habitat restoration  
28 strategy to support reintroduction of salmon upstream of Chief Joseph  
29 and Grand Coulee dams.

30 (16) \$100,000 of the general fund—state appropriation for fiscal  
31 year 2022 and \$200,000 of general fund—state appropriation for fiscal  
32 year 2023 are provided solely for motorized and nonmotorized boater  
33 education and outreach on Lake Union, with a specific goal of  
34 preventing boat and airplane conflicts on the lake during peak  
35 recreation season. Funds are to be made available to appropriate  
36 local government or federal government agencies, or appropriate  
37 nonprofit organizations.

38 (17) \$1,667,000 of the general fund—state appropriation for  
39 fiscal year 2023 is provided solely for the office to provide grants,

1 proportionally to their current funding levels, to the lead entities  
2 across the state for their continued work in salmon recovery.

3 (18) \$50,000,000 of the salmon recovery account—state  
4 appropriation is provided solely for the salmon recovery board to  
5 provide grants for projects valued at greater than \$5,000,000 each  
6 that will benefit salmon recovery.

7 (19) \$35,000,000 of the salmon recovery account—state  
8 appropriation is provided solely for the salmon recovery board to  
9 provide grants for watershed projects typically valued at less than  
10 \$5,000,000 each that will benefit salmon recovery.

11 (20) \$50,000,000 of the general fund—state appropriation for  
12 fiscal year 2023 is provided solely for the office to provide a grant  
13 for the Duckabush estuary restoration project.

14 **Sec. 306.** 2021 c 334 s 306 (uncodified) is amended to read as  
15 follows:

16 **FOR THE ENVIRONMENTAL AND LAND USE HEARINGS OFFICE**

17	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$2,686,000</del> ))
18		<u>\$2,732,000</u>
19	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$2,728,000</del> ))
20		<u>\$2,847,000</u>
21	TOTAL APPROPRIATION. . . . .	(( <del>\$5,414,000</del> ))
22		<u>\$5,579,000</u>

23 **Sec. 307.** 2021 c 334 s 307 (uncodified) is amended to read as  
24 follows:

25 **FOR THE CONSERVATION COMMISSION**

26	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$10,859,000</del> ))
27		<u>\$10,888,000</u>
28	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$10,797,000</del> ))
29		<u>\$20,922,000</u>
30	General Fund—Federal Appropriation. . . . .	\$2,482,000
31	General Fund—Private/Local Appropriation. . . . .	\$100,000
32	Public Works Assistance Account—State Appropriation. . . . .	(( <del>\$8,450,000</del> ))
33		<u>\$8,467,000</u>
34	Model Toxics Control Operating Account—State	
35	Appropriation. . . . .	\$1,110,000
36	<u>Salmon Recovery Account—State Appropriation. . . . .</u>	<u>\$15,000,000</u>
37	TOTAL APPROPRIATION. . . . .	(( <del>\$33,798,000</del> ))

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

(1) \$2,000,000 of the general fund—state appropriation for fiscal year 2023 and \$100,000 of the general fund—private/local appropriation ((is)) are provided solely for the sustainable farms and fields program created in RCW 89.08.615 to provide technical assistance, education, and outreach to promote carbon storage and reduce greenhouse gas emissions. Grant funds may be used to promote cover crops, cost-share opportunities such as purchases of equipment, seeds, soil amendments, and development of conservation plans that increase carbon storage and reduce greenhouse gas emissions.

(2) \$1,500,000 of the general fund—state appropriation for fiscal year 2022 and \$1,500,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for conservation district technical assistance, project cultural resources review, project engineering, agency administration, and cost-share grants to landowners for recovery from wildfire damage, including, but not limited to, rebuilding fences, seeding unstable slopes, controlling weeds, and planting shrubs and trees for wildlife habitat.

(3) \$85,000 of the general fund—state appropriation for fiscal year 2022 and \$40,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the commission to:

(a) Enter into an agreement with the department of ecology for a water bank in Okanogan county, which must focus solely on retaining agricultural water rights for use by other agricultural producers in the watershed of origin; and

(b) Report to the appropriate committees of the legislature by December 31, 2022, on the effectiveness of the Okanogan water bank at retaining agricultural water rights, and the potential for developing additional water banks in Washington using this model.

(4) ~~(\$8,450,000)~~ \$8,467,000 of the public works assistance account—state appropriation is provided solely for implementation of the voluntary stewardship program. This amount may not be used to fund agency indirect and administrative expenses.

(5) \$170,000 of the general fund—state appropriation for fiscal year 2022 and \$170,000 of the general fund—state appropriation for fiscal year 2023 are provided solely for the commission to convene and facilitate a food policy forum.

1 (6) \$1,000,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$1,000,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for the commission to share  
4 evenly with conservation districts to increase assistance to  
5 landowners to achieve environmental stewardship and agricultural  
6 sustainability.

7 (7) \$23,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$4,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely for the implementation of Second  
10 Substitute Senate Bill No. 5253 (pollinator health). ((If the bill is  
11 not enacted by June 30, 2021, the amounts provided in this subsection  
12 shall lapse.))

13 (8) \$1,300,000 of the general fund—state appropriation for fiscal  
14 year 2023 is provided solely for the commission to develop a riparian  
15 plant propagation program of native trees and shrubs to implement  
16 riparian restoration projects. Plants will be made available for free  
17 or at a reduced cost to restoration projects.

18 (9) \$2,700,000 of the general fund—state appropriation for fiscal  
19 year 2023 is provided solely for the commission to make available to  
20 local conservation districts for project engineering services to  
21 enable permit and design work for conservation projects.

22 (10) \$4,000,000 of the general fund—state appropriation for  
23 fiscal year 2023 is provided solely for the commission as its cost  
24 share for federal conservation reserve enhancement program funding  
25 and other related work for riparian habitat conservation.

26 (11) \$15,000,000 of the salmon recovery account—state  
27 appropriation is provided solely for the commission to provide grants  
28 for riparian restoration projects with landowners.

29 **Sec. 308.** 2021 c 334 s 308 (uncodified) is amended to read as  
30 follows:

31 **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

32	General Fund—State Appropriation (FY 2022). . . . .	(((\$89,387,000))
33		<u>\$99,218,000</u>
34	General Fund—State Appropriation (FY 2023). . . . .	(((\$87,617,000))
35		<u>\$148,217,000</u>
36	General Fund—Federal Appropriation. . . . .	(((\$130,092,000))
37		<u>\$134,160,000</u>
38	General Fund—Private/Local Appropriation. . . . .	(((\$62,539,000))

1		<u>\$65,146,000</u>
2	ORV and Nonhighway Vehicle Account—State	
3	Appropriation. . . . .	( <del>(\$646,000)</del> )
4		<u>\$679,000</u>
5	Aquatic Lands Enhancement Account—State	
6	Appropriation. . . . .	( <del>(\$12,240,000)</del> )
7		<u>\$12,701,000</u>
8	Recreational Fisheries Enhancement Account—State	
9	Appropriation. . . . .	( <del>(\$3,300,000)</del> )
10		<u>\$3,367,000</u>
11	Warm Water Game Fish Account—State Appropriation. . .	( <del>(\$2,779,000)</del> )
12		<u>\$3,487,000</u>
13	Eastern Washington Pheasant Enhancement Account—	
14	State Appropriation. . . . .	( <del>(\$675,000)</del> )
15		<u>\$865,000</u>
16	Limited Fish and Wildlife Account—State	
17	Appropriation. . . . .	( <del>(\$32,825,000)</del> )
18		<u>\$39,300,000</u>
19	Special Wildlife Account—State Appropriation. . . . .	( <del>(\$2,891,000)</del> )
20		<u>\$2,912,000</u>
21	Special Wildlife Account—Federal Appropriation. . . . .	( <del>(\$518,000)</del> )
22		<u>\$520,000</u>
23	Special Wildlife Account—Private/Local Appropriation. .	( <del>(\$3,634,000)</del> )
24		<u>\$3,692,000</u>
25	Wildlife Rehabilitation Account—State Appropriation. . . . .	\$661,000
26	Ballast Water and Biofouling Management Account—	
27	State Appropriation. . . . .	\$10,000
28	Regional Fisheries Enhancement Salmonid Recovery	
29	Account—Federal Appropriation. . . . .	\$5,001,000
30	Oil Spill Prevention Account—State Appropriation. . .	( <del>(\$1,163,000)</del> )
31		<u>\$1,222,000</u>
32	Aquatic Invasive Species Management Account—State	
33	Appropriation. . . . .	( <del>(\$1,037,000)</del> )
34		<u>\$9,605,000</u>
35	Model Toxics Control Operating Account—State	
36	Appropriation. . . . .	( <del>(\$2,969,000)</del> )
37		<u>\$2,979,000</u>
38	Fish, Wildlife, and Conservation Account—State	
39	Appropriation. . . . .	( <del>(\$75,023,000)</del> )

1		<u>\$73,591,000</u>
2	Oyster Reserve Land Account—State Appropriation. . . . .	\$524,000
3	TOTAL APPROPRIATION. . . . .	(( <del>\$515,531,000</del> ))
4		<u>\$607,857,000</u>

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

7 (1) \$45,000 of the general fund—state appropriation for fiscal  
8 year 2022 is provided solely for the implementation of Engrossed  
9 Substitute House Bill No. 1054 (peace officer tactics, equip). ~~((If~~  
10 ~~the bill is not enacted by June 30, 2021, the amount provided in this~~  
11 ~~subsection shall lapse.))~~

12 (2) \$29,000 of the general fund—state appropriation for fiscal  
13 year 2023 is provided solely for the implementation of Engrossed  
14 Second Substitute House Bill No. 1310 (uses of force by officers).  
15 ~~((If the bill is not enacted by June 30, 2021, the amount provided in~~  
16 ~~this subsection shall lapse.))~~

17 (3) \$534,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$472,000 of the general fund—state appropriation for  
19 fiscal year 2023 are provided solely for the implementation of  
20 Engrossed Second Substitute House Bill No. 1382 (salmon recovery  
21 projects). ~~((If the bill is not enacted by June 30, 2021, the amounts~~  
22 ~~provided in this subsection shall lapse.))~~

23 (4) \$1,777,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$1,777,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely to grant to the northwest Indian  
26 fisheries commission for hatchery operations that are prioritized to  
27 increase prey abundance for southern resident orcas, including  
28 \$200,000 per fiscal year for tagging and marking costs, and the  
29 remainder to grant to tribes in the following amounts per fiscal  
30 year: \$150,000 for the Quinault Indian Nation, \$199,000 for the  
31 Tulalip Tribes, \$268,000 for the Quileute Tribe, \$186,000 for the  
32 Puyallup Tribe, \$122,000 for the Port Gamble S'Klallam Tribe, \$25,000  
33 for the Muckleshoot Indian Tribe, \$207,000 for the Squaxin Island  
34 Tribe, \$142,000 for the Skokomish Indian Tribe, and \$278,000 for the  
35 Lummi Nation. It is the intent of the legislature to continue this  
36 funding in future biennia.

37 (5) \$330,000 of the general fund—state appropriation for fiscal  
38 year 2022 and \$330,000 of the general fund—state appropriation for  
39 fiscal year 2023 are provided solely for the department to provide to

1 the Yakama Nation for hatchery operations that are prioritized to  
2 increase prey abundance for southern resident orcas. It is the intent  
3 of the legislature to continue this funding in future biennia.

4 (6) \$175,000 of the general fund—state appropriation for fiscal  
5 year 2022 and \$175,000 of the general fund—state appropriation for  
6 fiscal year 2023 are provided solely to grant to public utility  
7 districts for additional hatchery production that is prioritized to  
8 increase prey abundance for southern resident orcas. It is the intent  
9 of the legislature to continue this funding in future biennia.

10 (7) \$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 to the department for hatchery  
13 maintenance.

14 (8) (~~(\$467,000)~~) \$3,139,000 of the general fund—state  
15 appropriation for fiscal year 2022 and \$467,000 of the general fund—  
16 state appropriation for fiscal year 2023 are provided solely to pay  
17 for emergency fire suppression costs. These amounts may not be used  
18 to fund agency indirect and administrative expenses.

19 (9) \$503,000 of the general fund—state appropriation for fiscal  
20 year 2022, \$503,000 of the general fund—state appropriation for  
21 fiscal year 2023, and \$440,000 of the general fund—federal  
22 appropriation are provided solely for county assessments.

23 (10) \$400,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$400,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for a state match to support the  
26 Puget Sound nearshore partnership between the department and the  
27 United States army corps of engineers.

28 (11) \$378,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$378,000 of the general fund—state appropriation for  
30 fiscal year 2023 are provided solely for operating budget impacts  
31 from capital budget projects funded in the 2019-2021 fiscal biennium.

32 (12) \$477,000 of the general fund—state appropriation for fiscal  
33 year 2022 and \$477,000 of the general fund—state appropriation for  
34 fiscal year 2023 are provided solely to develop conflict mitigation  
35 strategies for wolf recovery and staff resources in northeast  
36 Washington for response to wolf-livestock conflicts. The department  
37 must provide focus on minimizing wolf-livestock issues in the Kettle  
38 range. The department is discouraged from the use of firearms from  
39 helicopters for removing wolves.



1 (13) \$251,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$251,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for suppression, eradication,  
4 and monitoring of northern pike in the Columbia river. The department  
5 must work with the Spokane Tribe of Indians, the Confederated Tribes  
6 of the Colville Reservation, and the Kalispel Tribe of Indians on  
7 identifying appropriate actions to reduce threats to anadromous  
8 salmon from invasive northern pike.

9 (14) \$753,000 of the general fund—state appropriation for fiscal  
10 year 2022 and \$753,000 of the general fund—state appropriation for  
11 fiscal year 2023 are provided solely for expanded management of  
12 pinniped populations on the lower Columbia river and its tributaries  
13 with the goal of increasing chinook salmon abundance and prey  
14 availability for southern resident orcas.

15 (15) \$1,262,000 of the general fund—state appropriation for  
16 fiscal year 2022 and \$1,262,000 of the general fund—state  
17 appropriation for fiscal year 2023 are provided solely for the costs  
18 for the department to maintain shellfish sanitation activities  
19 necessary to implement its memorandum of understanding with the  
20 department of health to ensure the state is compliant with its  
21 federal obligations under the model ordinance of the national  
22 shellfish sanitation program.

23 (16) \$603,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$603,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for the department to create a  
26 statewide permittee assistance program as part of hydraulic project  
27 approvals, in which department staff collaborate with landowners  
28 during construction to help resolve risks of permit noncompliance.

29 (17) \$470,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$470,000 of the general fund—state appropriation for  
31 fiscal year 2023 are provided solely for the department to expand  
32 efforts to survey the diets of seals and sea lions in Puget Sound and  
33 identify nonlethal management actions to deter them from preying on  
34 salmon and steelhead.

35 ~~((19))~~ (18) \$518,000 of the general fund—state appropriation  
36 for fiscal year 2022 and \$519,000 of the general fund—state  
37 appropriation for fiscal year 2023 are provided solely for the  
38 department to continue to provide policy and scientific support to  
39 the department of ecology regarding surface and groundwater

1 management issues as part of implementing chapter 90.94 RCW  
2 streamflow restoration.

3 ~~((20))~~ (19) \$271,000 of the general fund—state appropriation  
4 for fiscal year 2022 and \$271,000 of the general fund—state  
5 appropriation for fiscal year 2023 are provided solely for the  
6 implementation of chapter 291, Laws of 2019 (southern resident orca  
7 whales-protection from vessels), contracts with nonprofit  
8 organizations to monitor vessel traffic and educate boaters to be  
9 whale wise, and participation in other orca recovery efforts.

10 ~~((21))~~ (20) Within amounts appropriated in this section, the  
11 department, in coordination with statewide law enforcement agencies,  
12 must provide a report to the legislature by January, 2022 on the  
13 number of cougars reported to the department as harvested by local  
14 government law enforcement agencies, training opportunities provided  
15 to local law enforcement agencies, and how cougar removals by local  
16 enforcement agencies impact the department's cougar management  
17 strategies.

18 ~~((22))~~ (21) \$200,000 of the general fund—state appropriation  
19 for fiscal year 2022 and \$200,000 of the general fund—state  
20 appropriation for fiscal year 2023 are provided solely for the  
21 department to implement priority actions in the state pinto abalone  
22 recovery plan. Of the amounts provided, \$85,000 each fiscal year must  
23 be used to locate, monitor, and safeguard wild populations of pinto  
24 abalone along the strait of Juan de Fuca, outer coast, and San Juan  
25 islands and the remaining amounts must be granted to the Puget Sound  
26 restoration fund to increase production, diversity, and resilience of  
27 out-planted abalone.

28 ~~((23))~~ (22) \$315,000 of the general fund—state appropriation  
29 for fiscal year 2022 and \$315,000 of the general fund—state  
30 appropriation for fiscal year 2023 are provided solely for the  
31 department to research and monitor the impacts of polychlorinated  
32 biphenyls (PCB) on indicator species. The department must coordinate  
33 with the department of ecology on implementation of this subsection.

34 ~~((24))~~ (23) \$125,000 of the general fund—state appropriation  
35 for fiscal year 2022 and \$125,000 of the general fund—state  
36 appropriation for fiscal year 2023 are provided solely for the  
37 department to conduct an evaluation of the forest practices adaptive  
38 management program. The evaluation will be carried out generally  
39 consistent with the proposal provided to the timber, fish, and

1 wildlife (TFW) policy committee in January 2020 titled *Assessing*  
2 *Changes in Uncertainty During Adaptive Management: A Case Study of*  
3 *the Washington State Forest Practices Habitat Conservation Plan*. To  
4 the extent practicable, the evaluation shall satisfy the cooperative  
5 monitoring, evaluation, and research five-year peer review process as  
6 required in WAC 222-12-045(2)(f), and support other ongoing forest  
7 practices adaptive management program evaluation and improvement  
8 efforts. The department shall consult with TFW policy caucus  
9 participants during the evaluation and provide for public review and  
10 comment of the draft report. A progress report shall be delivered to  
11 TFW policy participants and appropriate committees of the legislature  
12 by December 31, 2022, and a final report by June 30, 2023.

13 ~~((25))~~ (24) \$1,175,000 of the general fund—state appropriation  
14 for fiscal year 2022 and \$1,175,000 of the general fund—state  
15 appropriation for fiscal year 2023 are provided solely for the  
16 department to restore shrubsteppe habitat and associated wildlife  
17 impacted by wildfires.

18 (a) This funding is intended for the restoration of habitat on  
19 public lands as well as private lands by landowners who are willing  
20 to participate. The restoration effort must be coordinated with other  
21 natural resource agencies and interested stakeholders.

22 (b) Restoration actions may include: (i) Increasing the  
23 availability of native plant materials; (ii) increasing the number of  
24 certified and trained personnel for implementation at scale; (iii)  
25 support for wildlife-friendly fencing replacement; (iv) support for  
26 private landowners/ranchers to defer wildland grazing and allow  
27 natural habitat regeneration; and (v) species-specific recovery  
28 actions.

29 (c) The department must submit a progress report to the  
30 appropriate committees of the legislature on the investments made  
31 under this subsection by December 1, 2022, with a final report  
32 submitted by September 1, 2023.

33 (d) Within the amounts provided in this subsection, \$250,000 must  
34 be used by the department to form a collaborative group process  
35 representing diverse stakeholders and facilitated by a neutral third-  
36 party to develop a long-term strategy for shrubsteppe conservation  
37 and fire preparedness, response, and restoration to meet the needs of  
38 the state's shrubsteppe wildlife and human communities. The  
39 collaborative may serve as providing expertise and advice to the  
40 wildland fire advisory committee administered by the department of

1 natural resources and build from the wildland fire 10-year strategic  
2 plan. Components to be addressed by the collaborative include the  
3 restoration actions described in (b) of this subsection and on  
4 spatial priorities for shrubsteppe conservation, filling gaps in fire  
5 coverage, management tools to reduce fire-prone conditions on public  
6 and private lands, and identifying and making recommendations on any  
7 other threats. Any reports and findings resulting from the  
8 collaborative may be included in the report specified in (c) of this  
9 subsection.

10 ~~((26))~~ (25) \$80,000 of the general fund—state appropriation for  
11 fiscal year 2022 and \$60,000 of the general fund—state appropriation  
12 for fiscal year 2023 are provided solely for the department to  
13 contract with the Washington state academy of sciences to provide  
14 policymakers with a report on current evidence on pinniped predation  
15 of salmon, with an emphasis on Washington's portion of the Salish sea  
16 and Washington's outer coast. The academy must provide an independent  
17 study that reviews the existing science regarding pinniped predation  
18 of salmonids, including what is known about pinniped predation of  
19 salmonids, and with what level of certainty; where the knowledge gaps  
20 are; where additional research is needed; how the science may inform  
21 decisionmakers; and assessment of the scientific and technical  
22 aspects of potential management actions. Early in this process, the  
23 academy must convene separate meetings with comanagers and scientists  
24 to share relevant research and data and provide context for the  
25 academy's work.

26 ~~((27))~~ (26) \$198,000 of the general fund—state appropriation  
27 for fiscal year 2022 and \$70,000 of the general fund—state  
28 appropriation for fiscal year 2023 are provided solely for the  
29 implementation of Second Substitute Senate Bill No. 5253 (pollinator  
30 health). ~~((If the bill is not enacted by June 30, 2021, the amounts  
31 provided in this subsection shall lapse.~~

32 ~~(28))~~ (27) \$21,000 of the general fund—state appropriation for  
33 fiscal year 2022 is provided solely for the implementation of  
34 Substitute Senate Bill No. 5273 (shoreline armoring). ~~((If the bill  
35 is not enacted by June 30, 2021, the amount provided in this  
36 subsection shall lapse.~~

37 ~~(29))~~ (28) \$44,000 of the general fund—state appropriation for  
38 fiscal year 2022 and \$24,000 of the general fund—state appropriation  
39 for fiscal year 2023 are provided solely for the implementation of

1 Substitute Senate Bill No. 5381 (fish passage project permits). (~~If~~  
2 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
3 ~~this subsection shall lapse.~~

4 ~~(30))~~ (29) \$132,000 of the general fund—state appropriation for  
5 fiscal year 2022 and \$48,000 of the general fund—state appropriation  
6 for fiscal year 2023 are provided solely for the implementation of  
7 Engrossed Substitute Senate Bill No. 5452 (electric-assisted  
8 bicycles). (~~If the bill is not enacted by June 30, 2021, the amount~~  
9 ~~provided in this subsection shall lapse.~~

10 ~~(31))~~ (30) \$600,000 of the general fund—state appropriation for  
11 fiscal year 2022 is provided solely for the department to conduct a  
12 pilot project to test New Zealand style elk fencing, similar to the  
13 style used by the United States Department of Agriculture at the  
14 Starkey Experimental Forest and Range, including materials and  
15 construction techniques, and determine the cost and effectiveness of  
16 the fence design in reducing damage to school property and  
17 agricultural lands within the range of the north Cascades elk herd.  
18 The department of fish and wildlife shall work with at least one  
19 agricultural property owner in Skagit county with property abutting  
20 state highway 20 and one school district located in Skagit county  
21 with enrollment of less than 650 students that volunteer to build and  
22 test the elk fence design and, in compliance with RCW 43.01.036,  
23 report back to the natural resources committees of the legislature by  
24 November 1, 2022, on the results of the pilot project.

25 ~~((32))~~ (31) \$155,000 of the general fund—state appropriation  
26 for fiscal year 2022 and \$310,000 of the general fund—state  
27 appropriation for fiscal year 2023 are provided solely for the  
28 department to implement strategies to control against chronic wasting  
29 disease in native species of the state.

30 ~~((33) \$1,682,000 of the fish, wildlife and conservation account—~~  
31 ~~state appropriation is))~~ (32) \$860,000 of the general fund—state  
32 appropriation for fiscal year 2022 and \$822,000 of the general fund—  
33 state appropriation for fiscal year 2023 are provided solely for the  
34 department to work with stakeholders to improve steelhead spawning  
35 estimates for improved fishing regulations such that enhanced  
36 conservation and equitable fisheries are established.

37 ~~((34))~~ (33) \$50,000 of the general fund—state appropriation for  
38 fiscal year 2022 and \$50,000 of the general fund—state appropriation  
39 for fiscal year 2023 are provided solely for the department to assist

1 local jurisdictions in responding to cougar related public safety  
2 issues. The funding is available to a local jurisdiction if they have  
3 a signed agreement with the department that recognizes cougar  
4 management authority is vested in the department and provides  
5 criteria to determine if a cougar creates an actionable public safety  
6 risk eligible for financial assistance. For the purposes of this  
7 subsection, a cougar presence on private property alone does not  
8 create an actionable public safety risk.

9 ~~((35))~~ (34) \$90,000 of the general fund—state appropriation for  
10 fiscal year 2022 is provided solely for the department to complete  
11 the final phase of the Cowlitz river salmon and steelhead hook  
12 mortality study. No less than \$60,000 of the amount provided in this  
13 subsection is provided for the original contractor of the study to  
14 complete their work. A final report shall be provided to the  
15 appropriate committees of the legislature by December 31, 2022.

16 ~~((36))~~ (35) \$130,000 of the general fund—state appropriation  
17 for fiscal year 2022 and \$130,000 of the general fund—state  
18 appropriation for fiscal year 2023 are provided solely for an  
19 external facilitator to seek solutions through a collaborative  
20 process using the department's wolf advisory group.

21 ~~((37))~~ (36) \$200,000 of the general fund—state appropriation  
22 for fiscal year 2022 and \$100,000 of the general fund—state  
23 appropriation for fiscal year 2023 are provided solely for the  
24 department to develop a plan to protect native and hatchery produced  
25 steelhead for each river system of Grays harbor, Willapa bay, and  
26 coastal Olympic peninsula. The plan must adequately protect those  
27 fisheries for healthy runs year-after-year as well as provide  
28 reasonable fishing opportunities. The plan must include active  
29 stakeholder input and include an outreach strategy sufficient to keep  
30 conservation and angler interests well informed of proposed changes  
31 in advance of annual fishing seasons. The plan must be reported to  
32 the appropriate committees of the legislature by December 1, 2022.

33 (37) \$166,000 of the general fund—state appropriation for fiscal  
34 year 2023 is provided solely for the department to implement  
35 executive order 21-02, archaeological and cultural resources.

36 (38) \$313,000 of the general fund—state appropriation for fiscal  
37 year 2022 and \$408,000 of the general fund—state appropriation for  
38 fiscal year 2023 are provided solely for the department to perform  
39 forage fish spawning surveys in Puget Sound.

1 (39) \$294,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely for the department to complete rule  
3 making related to chapter 77.57 RCW, fishways, flow, and screening.

4 (40) \$14,400,000 of the general fund—state appropriation for  
5 fiscal year 2023 is provided solely for the department to reduce the  
6 number of nontribal commercial gillnet fishing licenses on the  
7 Columbia river through a voluntary buy-back program.

8 (a) Until November 30, 2022, the department may pay up to \$25,000  
9 each for licenses that have been inactive since 2019 and up to  
10 \$120,000 each for licenses that have been active since 2019. After  
11 November 30, 2022, the department may pay up to \$20,000 each for  
12 licenses that have been inactive since 2019 and up to \$96,000 each  
13 for licenses that have been active since 2019. It is the intent of  
14 the legislature that this will be the last appropriation made to buy  
15 back licenses for the Columbia river gillnet fishery.

16 (b) For all licenses purchased, the department shall calculate  
17 the reduced impacts to wild and endangered stocks based on the most  
18 recent five-year average of harvest and reserve those impacts for  
19 conservation through increased wild salmonid escapement or mark-  
20 selective fisheries capable of harvesting surplus hatchery-reared  
21 salmon where needed to meet federal genetic protection requirements  
22 for wild salmon populations in a manner consistent with state-tribal  
23 fishery management agreements.

24 (c) The department must make recommendations to the legislature  
25 for any necessary changes in statute, regulations, or program funding  
26 levels to transition lower Columbia river mainstem gillnet fisheries  
27 to alternative, selective fishing gears, including pound nets or  
28 other gears capable of benefitting wild salmon conservation through  
29 mark-selective harvest practices. The recommendation must be  
30 submitted to the appropriate committees of the legislature by  
31 December 1, 2022.

32 (41) \$1,139,000 of the general fund—state appropriation for  
33 fiscal year 2023 and \$33,000 of the limited fish and wildlife account  
34 —state appropriation are provided solely to increase the department's  
35 ability to manage impacts from increased public recreation on  
36 department-owned or managed lands and water access sites.

37 (42) \$402,000 of the general fund—state appropriation for fiscal  
38 year 2023 is provided solely for the department to provide technical  
39 assistance and permitting guidance on solar facility proposals with

1 the intent of limiting impacts to threatened and endangered species  
2 and critical and sensitive habitat areas, including shrubsteppe.

3 (43) \$327,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$515,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for the department to improve  
6 salmon population data analysis, improve salmon abundance modeling,  
7 better manage salmon fisheries policy, and collaborate with tribal  
8 comanagers on fisheries allocations. The department must make all  
9 documents and notes that were part of the north of falcon process  
10 available for public review once the process is completed.

11 (44) \$3,802,000 of the general fund—state appropriation for  
12 fiscal year 2023 is provided solely to monitor recreational salmon  
13 and steelhead harvest in freshwater streams and rivers in Puget Sound  
14 and along the Washington coast.

15 (45) \$158,000 of the general fund—state appropriation for fiscal  
16 year 2023 is provided solely to monitor salmon harvest from the  
17 ocean.

18 (46) \$1,958,000 of the general fund—state appropriation for  
19 fiscal year 2023 is provided solely to monitor salmon harvest from  
20 Puget Sound.

21 (47) \$994,000 of the general fund—state appropriation for fiscal  
22 year 2023 is provided solely to monitor salmon harvest from  
23 commercial fisheries.

24 (48) \$226,000 of the general fund—state appropriation for fiscal  
25 year 2023 is provided solely for a marine fisheries compliance  
26 liaison to collaborate with other law enforcement partners on  
27 commercial and recreational fisheries issues.

28 (49) \$1,283,000 of the general fund—state appropriation for  
29 fiscal year 2023 is provided solely for additional law enforcement  
30 officers for marine and freshwater fisheries compliance.

31 (50) \$372,000 of the general fund—state appropriation for fiscal  
32 year 2023 is provided solely to develop and implement a mobile-based  
33 electronic catch record card system for statewide marine and  
34 freshwater fisheries.

35 (51) \$852,000 of the general fund—state appropriation for fiscal  
36 year 2023 is provided solely for the department to provide additional  
37 capacity to the attorney general's office to prosecute and enforce  
38 fish and wildlife infraction and crimes. The department must provide  
39 an annual report by December 1st of each year, to the appropriate



1 committees of the legislature, on the progress made in prosecuting  
2 environmental crimes.

3 (52) \$4,283,000 of the general fund—state appropriation for  
4 fiscal year 2023 is provided solely to develop a monitoring and  
5 evaluation program for salmon and steelhead hatcheries in western  
6 Washington with the goal to improve survival of hatchery fish to  
7 adult returns and adaptively manage hatchery programs to better  
8 achieve management goals, including rebuilding natural populations  
9 for conservation purposes and increasing fishing opportunities.

10 (53) \$2,392,000 of the general fund—state appropriation for  
11 fiscal year 2023 is provided solely to conduct fish in/fish out  
12 monitoring for the purposes of measuring freshwater systems salmon  
13 productivity for purposes of salmon recovery.

14 (54) \$395,000 of the general fund—state appropriation for fiscal  
15 year 2023 and \$295,000 of the limited fish and wildlife account are  
16 provided solely to monitor recreation shellfish harvest in Puget  
17 Sound.

18 (55) \$710,000 of the general fund—state appropriation for fiscal  
19 year 2023 is provided solely to monitor recreational Dungeness crab  
20 harvest along the Washington coast.

21 (56) \$360,000 of the general fund—state appropriation for fiscal  
22 year 2023 is provided solely for the department to complete a  
23 statewide prioritization of fish passage barriers in collaboration  
24 with regional salmon recovery organizations.

25 (57) \$494,000 of the general fund—state appropriation for fiscal  
26 year 2023 is provided solely for the department to participate in  
27 hydropower licensing efforts for the purposes of mitigating impacts  
28 to salmon and other fish and wildlife species as a result of new or  
29 renewing federal and nonfederal hydropower facilities.

30 (58) \$90,000 of the general fund—state appropriation for fiscal  
31 year 2022 and \$166,000 of the general fund—state appropriation for  
32 fiscal year 2023 are provided solely for the department to complete  
33 the following activities:

34 (a) By December 1, 2022, and consistent with law, the department  
35 must submit a report to the legislature that assesses how to  
36 incorporate a net ecological gain standard into state land use,  
37 development, and environmental laws and rules to achieve a goal of  
38 better statewide performance on endangered species recovery and  
39 ecological health. The report must address each environmental,

1 development, or land use law or rule where the existing standard is  
2 less protective of ecological integrity than the standard of net  
3 ecological gain, including the shoreline management act (chapter  
4 90.58 RCW), the growth management act (chapter 36.70A RCW),  
5 construction projects in state waters (chapter 77.55 RCW), and the  
6 model toxics control act.

7 (b) In developing the report under this section, the department  
8 must consult with the appropriate local governments, state agencies,  
9 federally recognized Indian tribes, and stakeholders with subject  
10 matter expertise on environmental, land use, and development laws  
11 including but not limited to cities, counties, ports, the department  
12 of ecology, and the department of commerce.

13 (c) The report must include:

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

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

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

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

24 (iii) Recommendations on funding, incentives, technical  
25 assistance, legal issues, monitoring, and use of scientific data, and  
26 other applicable considerations to the integration of needs to assess  
27 progress made toward achieving net ecological gain into each  
28 environmental, development, and land use law or rule; and

29 (iv) An assessment of how applying a standard of net ecological  
30 gain in the context of each environmental, land use, or development  
31 law is likely to achieve substantial additional environmental or  
32 social co-benefits.

33 (59) \$250,000 of the general fund—state appropriation for fiscal  
34 year 2023 is provided solely for the department, in consultation with  
35 the department of ecology, the department of natural resources, the  
36 Colville confederated tribes, the Okanogan PUD, and other interested  
37 entities to analyze the steps required, including coordination and  
38 ownership, associated with the possible removal of Enloe dam and  
39 analyze options for sediment removal in order to restore the  
40 Similkameen river, minimize impacts downriver, and allow access to

1 over 300 miles of habitat for federally-threatened steelhead and  
2 other native salmonids. Any contract required to fulfill this  
3 analysis is exempt from the competitive procurement requirements in  
4 chapter 39.26 RCW. A report of the department's findings, analysis,  
5 and recommendations for funding or further considerations for the  
6 Enloe dam removal must be made to the appropriate committees of the  
7 legislature by December 1, 2022.

8 (60) \$70,000 of the general fund—state appropriation for fiscal  
9 year 2023 is provided solely for the department to engage with  
10 partner organizations in eradication and control measures on invasive  
11 bullfrogs.

12 (61) \$8,568,000 of the aquatic invasive species management  
13 account—state appropriation is provided solely for the department to  
14 implement eradication and control measures on European green crabs  
15 through coordination and grants with partner organizations. The  
16 department must provide quarterly progress reports on the success and  
17 challenges of the measures to the appropriate committees of the  
18 legislature by December 1, 2022.

19 (62) \$500,000 of the general fund—state appropriation for fiscal  
20 year 2023 is provided solely for the department to increase the  
21 support of regional fish enhancement groups.

22 (63) \$370,000 of the general fund—state appropriation for fiscal  
23 year 2023 is provided solely for the implementation of Engrossed  
24 Second Substitute Senate Bill No. 5885 (marine shoreline habitat). If  
25 the bill is not enacted by June 30, 2022, the amount provided in this  
26 subsection shall lapse.

27 (64) \$5,000,000 of the general fund—state appropriation for  
28 fiscal year 2023 is provided solely for the department to reduce the  
29 maintenance backlog on state-owned recreation lands and facilities.

30 (65) \$70,000 of the general fund—state appropriation for fiscal  
31 year 2022 and \$997,000 of the general fund—state appropriation for  
32 fiscal year 2023 are provided solely for the department to assess the  
33 status of current riparian ecosystems, beginning with areas where  
34 sufficient information exists to conduct the assessment. The  
35 assessment will include identifying any gaps in vegetated cover  
36 relative to a science-based standard for a fully functioning riparian  
37 ecosystem and comparing the status and gaps to water temperature  
38 impairments, known fish passage barriers, and status of salmonid  
39 stocks.

1 (66) \$75,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely for the department to install elk  
3 fencing in the Skagit river valley to help mitigate crop damage.

4 (67) \$3,000,000 of the general fund—state appropriation for  
5 fiscal year 2023 is provided solely for the department to provide  
6 grants and coordinate with the tribes of the upper Columbia river to  
7 reintroduce Chinook salmon.

8 (68) \$95,000 of the general fund—state appropriation for fiscal  
9 year 2023 is provided solely for the department to provide grants for  
10 western pond turtle research and recovery.

11 (69) \$164,000 of the general fund—state appropriation for fiscal  
12 year 2023 is provided solely for the implementation of Substitute  
13 Senate Bill No. 5411 (northern spotted owl forests). If the bill is  
14 not enacted by June 30, 2022, the amount provided in this subsection  
15 shall lapse.

16 (70) The legislature intends to fund the monitoring items  
17 contained in subsections (44) through (47) and (52) through (55) of  
18 this section through fiscal year 2025. A brief status report of the  
19 data collected and findings from each monitoring item funded in this  
20 section is due to the appropriate committees of the legislature by  
21 December 1st of each fiscal year through 2025.

22 (71) \$850,000 of the general fund—state appropriation for fiscal  
23 year 2023 is provided solely for the department to conduct a survey  
24 and make an estimate of the number of juvenile and adult salmon that  
25 are taken on average each year due to bird predation on the Columbia  
26 river. The estimate must indicate the number of fish taken by each  
27 bird species. A report of the survey and estimate, including a  
28 description of techniques and projects in place to prevent such  
29 predation must be made to the appropriate committees of the  
30 legislature by June 30, 2023.

31 (72) \$50,000 of the general fund—state appropriation for fiscal  
32 year 2023 is provided solely for the department to prepare a report  
33 on estimates of the annual fishery harvest impact for the years 2010  
34 through 2020. The report must include an analysis of catch and  
35 incidental fishery-related mortalities for each wild Puget Sound  
36 chinook population or management unit aggregate for which co-  
37 management fishery conservation objectives have been defined. The  
38 report must also include estimates of the annual number of spawning  
39 adults, natural and hatchery, for the same period. Consistent with

1 ensuring that tribal treaty obligations are being achieved, the  
2 report must also include annual estimates of the state-tribal  
3 allocation of Puget Sound chinook and coho salmon harvests, natural  
4 and hatchery, made for each allocation unit as required by the Puget  
5 Sound salmon management plan for the same period. The report shall be  
6 submitted to the appropriate committees of the legislature by  
7 December 15, 2022.

8 **Sec. 309.** 2021 c 334 s 309 (uncodified) is amended to read as  
9 follows:

10 **FOR THE PUGET SOUND PARTNERSHIP**

11	General Fund—State Appropriation (FY 2022) . . . . .	((( <del>\$5,592,000</del> )))
12		<u>\$5,612,000</u>
13	General Fund—State Appropriation (FY 2023) . . . . .	((( <del>\$5,464,000</del> )))
14		<u>\$8,226,000</u>
15	General Fund—Federal Appropriation. . . . .	((( <del>\$12,701,000</del> )))
16		<u>\$22,249,000</u>
17	Aquatic Lands Enhancement Account—State	
18	Appropriation. . . . .	((( <del>\$1,437,000</del> )))
19		<u>\$1,448,000</u>
20	Model Toxics Control Operating Account—State	
21	Appropriation. . . . .	((( <del>\$1,295,000</del> )))
22		<u>\$1,304,000</u>
23	TOTAL APPROPRIATION. . . . .	((( <del>\$26,489,000</del> )))
24		<u>\$38,839,000</u>

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

27 (1) \$209,000 of the general fund—state appropriation for fiscal  
28 year 2022 and \$209,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely for the implementation of  
30 Engrossed Second Substitute House Bill No. 1382 (salmon recovery  
31 projects). ((If the bill is not enacted by June 30, 2021, the amounts  
32 provided in this subsection shall lapse.))

33 (2) By October 15, 2022, the Puget Sound partnership shall  
34 provide the governor and appropriate legislative fiscal committees a  
35 single, prioritized list of state agency 2023-2025 capital and  
36 operating budget requests related to Puget Sound recovery and  
37 restoration.

1 (3) \$304,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$272,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for the Puget Sound partnership  
4 to develop and implement an action plan that advances diversity,  
5 equity, and inclusion and environmental justice in Puget Sound  
6 recovery efforts.

7 (4) \$100,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$100,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely for the Puget Sound partnership  
10 to perform coordination and monitoring related to Puget Sound kelp  
11 conservation and recovery.

12 (5) \$250,000 of the general fund—state appropriation for fiscal  
13 year 2022 and \$250,000 of the general fund—state appropriation for  
14 fiscal year 2023 are provided solely for the Puget Sound partnership  
15 to implement shipping noise-reduction initiatives and monitoring  
16 programs in the Puget Sound, in coordination with Canadian and United  
17 States authorities. The partnership must contract with Washington  
18 Maritime Blue in order to establish and administer the quiet sound  
19 program to better understand and reduce the cumulative effects of  
20 acoustic and physical disturbance from large commercial vessels on  
21 southern resident orcas throughout their range in Washington state.  
22 Washington Maritime Blue will support a quiet sound advisory  
23 committee that should include relevant federal and state agencies,  
24 ports, industry, research institutions, and nongovernmental  
25 organizations and consult early and often with relevant federally  
26 recognized tribes.

27 (6) \$393,000 of the general fund—state appropriation for fiscal  
28 year 2022 and \$295,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely for the implementation of  
30 Engrossed Second Substitute Senate Bill No. 5141 (environmental  
31 justice task force recommendations). (~~If the bill is not enacted by  
32 June 30, 2021, the amounts provided in this subsection shall lapse.~~)

33 (7) \$2,576,000 of the general fund—state appropriation for fiscal  
34 year 2023 is provided solely to update local watershed salmon  
35 recovery chapters to reflect best available science on a regular  
36 basis, support scientific investigations to advance salmon recovery,  
37 increase collaboration and address barriers to Puget Sound salmon  
38 recovery, integrate data on salmon recovery into the Puget Sound  
39 online reporting platform, and track progress across the region.

1       **Sec. 310.** 2021 c 334 s 310 (uncodified) is amended to read as  
2 follows:

3 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

4	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$134,520,000</del> ))
5		<u>\$228,617,000</u>
6	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$153,194,000</del> ))
7		<u>\$140,305,000</u>
8	General Fund—Federal Appropriation. . . . .	(( <del>\$42,668,000</del> ))
9		<u>\$52,458,000</u>
10	General Fund—Private/Local Appropriation. . . . .	(( <del>\$3,161,000</del> ))
11		<u>\$3,189,000</u>
12	Forest Development Account—State Appropriation. . . . .	(( <del>\$53,180,000</del> ))
13		<u>\$55,317,000</u>
14	ORV and Nonhighway Vehicle Account—State	
15	Appropriation. . . . .	(( <del>\$7,063,000</del> ))
16		<u>\$7,376,000</u>
17	Surveys and Maps Account—State Appropriation. . . . .	(( <del>\$2,131,000</del> ))
18		<u>\$2,236,000</u>
19	Aquatic Lands Enhancement Account—State	
20	Appropriation. . . . .	(( <del>\$8,641,000</del> ))
21		<u>\$9,130,000</u>
22	Resource Management Cost Account—State Appropriation (( <del>\$108,931,000</del> ))	
23		<u>\$113,723,000</u>
24	Surface Mining Reclamation Account—State	
25	Appropriation. . . . .	(( <del>\$4,141,000</del> ))
26		<u>\$4,290,000</u>
27	Disaster Response Account—State Appropriation. . . . .	(( <del>\$23,110,000</del> ))
28		<u>\$23,550,000</u>
29	(( <del>Contract Harvesting Revolving</del>	
30	<del>Nonappropriated Account—State</del>	
31	<del>Appropriation. . . . .</del>	<del>\$186,000</del> ))
32	Forest and Fish Support Account—State Appropriation. (( <del>\$11,182,000</del> ))	
33		<u>\$11,496,000</u>
34	Aquatic Land Dredged Material Disposal Site Account—	
35	State Appropriation. . . . .	\$404,000
36	Natural Resources Conservation Areas Stewardship	
37	Account—State Appropriation. . . . .	(( <del>\$46,000</del> ))
38		<u>\$285,000</u>
39	Forest Fire Protection Assessment Nonappropriated	

1	Account—State Appropriation. . . . .	\$191,000
2	State Forest Nursery Revolving Nonappropriated	
3	Account—State Appropriation. . . . .	\$75,000
4	Access Road Revolving Nonappropriated Account—State	
5	Appropriation. . . . .	\$233,000
6	Forest Practices Application Account—State	
7	Appropriation. . . . .	<del>(\$1,978,000)</del>
8		<u>\$2,083,000</u>
9	Air Pollution Control Account—State Appropriation. . . . .	<del>(\$895,000)</del>
10		<u>\$907,000</u>
11	Forest Health Revolving Nonappropriated Account—	
12	State Appropriation. . . . .	\$240,000
13	Model Toxics Control Operating Account—State	
14	Appropriation. . . . .	<del>(\$21,407,000)</del>
15		<u>\$14,492,000</u>
16	<u>Wildfire Response, Forest Restoration, and Community</u>	
17	<u>Resilience Account—State Appropriation. . . . .</u>	<u>\$87,107,000</u>
18	NOVA Program Account—State Appropriation. . . . .	<del>(\$779,000)</del>
19		<u>\$807,000</u>
20	Derelict Vessel Removal Account—State Appropriation. . . . .	<del>(\$1,997,000)</del>
21		<u>\$2,032,000</u>
22	Community Forest Trust Account—State Appropriation. . . . .	\$52,000
23	Agricultural College Trust Management Account—State	
24	Appropriation. . . . .	<del>(\$3,171,000)</del>
25		<u>\$4,042,000</u>
26	Natural Resources Federal Lands Revolving	
27	Nonappropriated Account—State Appropriation. . . . .	\$16,000
28	<u>Contract Harvesting Revolving Nonappropriated</u>	
29	<u>Account—State Appropriation. . . . .</u>	<u>\$186,000</u>
30	TOTAL APPROPRIATION. . . . .	<del>(\$583,592,000)</del>
31		<u>\$764,839,000</u>

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

34 (1) \$1,857,000 of the general fund—state appropriation for fiscal  
35 year 2022 and \$1,857,000 of the general fund—state appropriation for  
36 fiscal year 2023 are provided solely for the department to carry out  
37 the forest practices adaptive management program pursuant to RCW  
38 76.09.370 and the May 24, 2012, settlement agreement entered into by  
39 the department and the department of ecology. Scientific research



1 must be carried out according to the master project schedule and work  
2 plan of cooperative monitoring, evaluation, and research priorities  
3 adopted by the forest practices board.

4 (2) (~~(\$55,791,000)~~) \$43,316,000 of the general fund—state  
5 appropriation for fiscal year 2022 and (~~(\$74,632,000)~~) \$87,107,000 of  
6 the (~~general fund—state appropriation for fiscal year 2023~~)  
7 wildfire response, forest restoration, and community resilience  
8 account—state appropriation are provided solely for the  
9 implementation of Second Substitute House Bill No. 1168 (long-term  
10 forest health). (~~If the bill is not enacted by June 30, 2021, the~~  
11 ~~amounts provided in this subsection shall lapse.~~)

12 (3) \$873,000 of the general fund—state appropriation for fiscal  
13 year 2022 and \$1,816,000 of the general fund—state appropriation for  
14 fiscal year 2023 are provided solely for the implementation of  
15 Engrossed Second Substitute House Bill No. 1216 (urban and community  
16 forestry). (~~If the bill is not enacted by June 30, 2021, the amounts~~  
17 ~~provided in this subsection shall lapse.~~)

18 (4) \$176,000 of the forest development account—state  
19 appropriation, \$164,000 of the aquatic lands enhancement account—  
20 state appropriation, \$377,000 of the resource management cost account  
21 —state appropriation, and \$22,000 of the agricultural college trust  
22 management account—state appropriation are provided solely for the  
23 implementation of Substitute House Bill No. 1355 (noxious weeds).  
24 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~  
25 ~~in this subsection shall lapse.~~)

26 (5) \$12,000 of the aquatic lands enhancement account—state  
27 appropriation and \$10,000 of the resource management cost account—  
28 state appropriation are provided solely for the implementation of  
29 Engrossed Second Substitute House Bill No. 1382 (salmon recovery  
30 projects). (~~If the bill is not enacted by June 30, 2021, the amounts~~  
31 ~~provided in this subsection shall lapse.~~)

32 (6) \$1,000,000 of the general fund—state appropriation for fiscal  
33 year 2022 and \$1,000,000 of the general fund—state appropriation for  
34 fiscal year 2023 are provided solely for the small forest landowner  
35 office, in order to restore staffing capacity reduced during the  
36 great recession and to support small forest landowners, including  
37 assistance related to forest and fish act regulations.

38 (7) \$1,583,000 of the general fund—state appropriation for fiscal  
39 year 2022 and \$1,515,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for deposit into the  
2 agricultural college trust management account and are provided solely  
3 to manage approximately 70,700 acres of Washington State University's  
4 agricultural college trust lands.

5 (8) (~~(\$20,668,000)~~) \$116,941,000 of the general fund—state  
6 appropriation for fiscal year 2022, \$20,668,000 of the general fund—  
7 state appropriation for fiscal year 2023, and \$16,050,000 of the  
8 disaster response account—state appropriation are provided solely for  
9 emergency response, including fire suppression. The department shall  
10 provide a monthly report to the office of financial management and  
11 the appropriate fiscal and policy committees of the legislature with  
12 an update of fire suppression costs incurred and the number and type  
13 of wildfires suppressed. (~~The amounts provided in this subsection  
14 may not be used to fund the department's indirect and administrative  
15 expenses. The department's indirect and administrative costs shall be  
16 allocated among its remaining accounts and appropriations.~~)

17 (9) \$5,500,000 of the forest and fish support account—state  
18 appropriation is provided solely for outcome-based performance  
19 contracts with tribes to participate in the implementation of the  
20 forest practices program. Contracts awarded may only contain indirect  
21 costs set at or below the rate in the contracting tribe's indirect  
22 cost agreement with the federal government. Of the amount provided in  
23 this subsection, \$500,000 is contingent upon receipts under RCW  
24 82.04.261 exceeding eight million dollars per biennium. If receipts  
25 under RCW 82.04.261 are more than eight million dollars but less than  
26 eight million five hundred thousand dollars for the biennium, an  
27 amount equivalent to the difference between actual receipts and eight  
28 million five hundred thousand dollars shall lapse.

29 (10) Consistent with the recommendations of the *Wildfire*  
30 *Suppression Funding and Costs (18-02)* report of the joint legislative  
31 audit and review committee, the department shall submit a report to  
32 the governor and legislature by December 1, 2021, and December 1,  
33 2022, describing the previous fire season. At a minimum, the report  
34 shall provide information for each wildfire in the state, including  
35 its location, impact by type of land ownership, the extent it  
36 involved timber or range lands, cause, size, costs, and cost-share  
37 with federal agencies and nonstate partners. The report must also be  
38 posted on the agency's website.

1 (11) \$4,206,000 of the aquatic land enhancement account—state  
2 appropriation is provided solely for the removal of creosote pilings  
3 and debris from the marine environment and to continue monitoring  
4 zooplankton and eelgrass beds on state-owned aquatic lands managed by  
5 the department. Actions will address recommendations to recover the  
6 southern resident orca population and to monitor ocean acidification  
7 as well as help implement the Puget Sound action agenda.

8 (12) \$448,000 of the general fund—state appropriation for fiscal  
9 year 2022 and \$448,000 of the general fund—state appropriation for  
10 fiscal year 2023 are provided solely for the department to coordinate  
11 with the Olympic natural resources center to study emerging ecosystem  
12 threats such as Swiss needlecast disease, conduct field trials for  
13 long-term ecosystem productivity and T3 watershed experiments, and  
14 engage stakeholders through learning-based collaboration. The  
15 department may retain up to \$30,000 in one fiscal year to conduct  
16 Swiss needlecast surveys.

17 (13) \$185,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$185,000 of the general fund—state appropriation for  
19 fiscal year 2023 are provided solely for compensation to the trust  
20 beneficiaries and department for lost revenue from leases to amateur  
21 radio operators who use space on the department managed radio towers  
22 for their equipment. The department is authorized to lease sites at  
23 the rate of up to one hundred dollars per year, per site, per lessee.  
24 The legislature makes this appropriation to fulfill the remaining  
25 costs of the leases at market rate per RCW 79.13.510.

26 (14) The appropriations in this section include sufficient  
27 funding for the department to review its burn permit fee schedule,  
28 and to develop options and recommendations on changes to the fee  
29 schedule to meet the requirement in RCW 70A.15.5020. The agency must  
30 report on options and recommendations to the office of financial  
31 management and the appropriate committees of the legislature by  
32 September 1, 2021.

33 (15) \$569,000 of the model toxics control operating account—state  
34 appropriation is provided solely to implement recommendations in the  
35 aerial herbicides in forestlands report submitted to the legislature  
36 in December 2019 from the aerial herbicide application working group.  
37 Specific work will include researching alternatives to chemicals for  
38 control of unwanted competing vegetation, compliance monitoring of

1 aerial herbicides application, and updating the pesticide board  
2 manual.

3 (16) \$925,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$779,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for the department to undertake  
6 geologic research to understand the geology and hydrology of the  
7 Columbia basin with regard to geothermal and groundwater resources.  
8 Funding must also be used for outreach and education to industries  
9 and regional communities to increase awareness of underground  
10 resources, how to access and use them, and the regulatory processes  
11 for doing so.

12 (17) \$77,000 of the general fund—state appropriation for fiscal  
13 year 2022, \$90,000 of the general fund—state appropriation for fiscal  
14 year 2023, \$82,000 of the forest development account—state  
15 appropriation, \$10,000 of the ORV and nonhighway vehicle account—  
16 state appropriation, \$19,000 of the aquatic lands enhancement account  
17 —state appropriation, \$189,000 of the resource management cost  
18 account—state appropriation, \$7,000 of the surface mining reclamation  
19 account—state appropriation, \$9,000 of the forest and fish support  
20 account—state appropriation, \$43,000 of the forest fire protection  
21 assessment nonappropriated account—state appropriation, \$13,000 of  
22 the state forest nursery revolving nonappropriated account—state  
23 appropriation, \$45,000 of the access road revolving nonappropriated  
24 account—state appropriation, \$26,000 of the forest health revolving  
25 nonappropriated account—state appropriation, and \$9,000 of the model  
26 toxics control operating account—state appropriation are provided  
27 solely for the department to move its data center currently located  
28 in the natural resources building to the state data center located in  
29 the Jefferson building as required by office of the chief information  
30 officer policy 184 and RCW 43.105.375. Funding is subject to the  
31 conditions, limitations, and review requirements of section 701 of  
32 this act.

33 (18) \$466,000 of the general fund—state appropriation for fiscal  
34 year 2022, \$125,000 of the general fund—state appropriation for  
35 fiscal year 2023, \$364,000 of the forest development account—state  
36 appropriation, \$254,000 of the aquatic lands enhancement account—  
37 state appropriation, \$754,000 of the resource management cost account  
38 —state appropriation, \$27,000 of the surface mining reclamation  
39 account—state appropriation, \$186,000 of the contract harvesting

1 revolving nonappropriated account—state appropriation, \$148,000 of  
2 the forest fire protection assessment nonappropriated account—state  
3 appropriation, \$62,000 of the state forest nursery revolving  
4 nonappropriated account—state appropriation, \$188,000 of the access  
5 road revolving nonappropriated account—state appropriation, \$214,000  
6 of the forest health revolving nonappropriated account—state  
7 appropriation, and \$16,000 of the natural resources federal lands  
8 revolving nonappropriated account—state appropriation are provided  
9 solely for the department to replace the NatureE revenue and leasing  
10 administration system and integrate with the new One Washington  
11 financial system. Funding is subject to the conditions, limitations,  
12 and review requirements of section 701 of this act.

13 (19)(a) \$500,000 of the general fund—state appropriation for  
14 fiscal year 2022 and \$500,000 of the general fund—state appropriation  
15 for fiscal year 2023 are provided solely for the department to  
16 maintain existing administrative facility infrastructure operated by  
17 the six regions of the department.

18 (b) The department's allocation of this appropriation and  
19 existing expenditure authority in certain other funds will be spread  
20 equitably across agency funds based on a model of positions by  
21 program or activity that utilize existing facility spaces within the  
22 agency's operating regions. The remaining costs at each site will  
23 remain the burden of existing management fund distribution.  
24 Department allocation of funds in this appropriation will be  
25 trackable by region and by project code.

26 (c) This appropriation is provided solely for the maintenance of  
27 existing administrative infrastructure, inclusive of ordinary  
28 maintenance, preventive maintenance, and maintenance services and  
29 inspections, minor repairs, system component replacement, and the  
30 delivery of utility and facility services.

31 (d) The department must provide a comparison of quarterly agency  
32 allotments and expenditures relating to this subsection, including a  
33 summary of the maintenance work for all regional facilities subject  
34 to this section to the office of financial management beginning in  
35 October 2021.

36 (20) \$175,000 of the general fund—state appropriation for fiscal  
37 year 2022 and \$175,000 of the general fund—state appropriation for  
38 fiscal year 2023 are provided solely for the department to implement  
39 a pilot project to evaluate the costs and benefits of marketing and

1 selling specialty forest products including cedar salvage, alder, and  
2 other hardwood products. The pilot project must include: Identifying  
3 suitable areas for hardwood or cedar sales within the administrative  
4 areas of the Olympic and Pacific Cascade regions, preparing and  
5 conducting sales, and evaluating the costs and benefits from  
6 conducting the sales.

7 (a) The pilot project must include an evaluation that:

8 (i) Determines if revenues from the sales are sufficient to cover  
9 the costs of preparing and conducting the sales;

10 (ii) Identifies and evaluates factors impacting the sales,  
11 including regulatory constraints, staffing levels, or other  
12 limitations;

13 (iii) Compares the specialty sales to other timber sales that  
14 combine the sale of cedar and hardwoods with other species;

15 (iv) Evaluates the bidder pool for the pilot sales and other  
16 factors that impact the costs and revenues received from the sales;  
17 and

18 (v) Evaluates the current and future prices and market trends for  
19 cedar salvage and hardwood species.

20 (b) The department must work with affected stakeholders and  
21 report to the appropriate committees of the legislature with the  
22 results of the pilot project and make recommendation for any changes  
23 to statute by June 30, 2023.

24 (21) \$112,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$60,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for the implementation of  
27 Engrossed Senate Bill No. 5158 (utility wildland fire cmte.). (~~If~~  
28 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
29 ~~this subsection shall lapse.~~)

30 (22) \$407,000 of the general fund—state appropriation for fiscal  
31 year 2022 is provided solely for the department to complete  
32 development of a programmatic safe harbor agreement, and the  
33 associated environmental analysis and draft enrollment language for  
34 inclusion in the forest practices rules. Within the amount provided  
35 in this subsection, the department must provide \$182,000 to the  
36 department of fish and wildlife to assist in the development of the  
37 programmatic safe harbor agreement. The department must provide a  
38 report to the appropriate committees of the legislature by December

1 15, 2021, on the status of the rule making and the resources needed  
2 to implement the rule effective October 1, 2022.

3 (23) Within amounts appropriated in this section, the department  
4 on behalf of the forest practices board must provide an update to the  
5 natural resource policy committees of the legislature on the progress  
6 of its projects, including progress made to address recommendations  
7 from the 2021 state auditor's report on the adaptive management  
8 program, by December 1, 2021, and December 1, 2022.

9 (24) \$100,000 of the general fund—state appropriation for fiscal  
10 year 2022 and \$150,000 of the general fund—state appropriation for  
11 fiscal year 2023 are provided solely for the department to grant to  
12 local law enforcement agencies to assist in enforcing vessel  
13 registration laws. Funding is also provided for a pilot recycling  
14 project with a nonprofit maritime education center that has the  
15 capacity to coordinate with a local port and local businesses that  
16 can accommodate vessel waste material.

17 (25) Within amounts appropriated in this section, the department,  
18 acting in its capacity as the agency responsible for implementing  
19 Washington state's section 10 permit under the endangered species act  
20 for aquatic species, and for ensuring maintenance of clean water act  
21 assurances granted by the department of ecology, must report to the  
22 legislature by no later than June 30, 2022, on the status of forest  
23 practices board activities related to: (a) Permanent water typing  
24 rulemaking and associated board manual development and (b) rulemaking  
25 and associated board manual development regarding the protection of  
26 type N streams.

27 (26) Within amounts appropriated in this section, the department,  
28 in collaboration with motorized and nonmotorized outdoor recreation  
29 stakeholders, must submit to the appropriate committees of the  
30 legislature recommendations for the use of NOVA account  
31 appropriations, by September 30, 2022.

32 (27) \$2,336,000 of the general fund—state appropriation for  
33 fiscal year 2022 and \$1,591,000 of the general fund—state  
34 appropriation for fiscal year 2023 are provided solely for the  
35 implementation of Engrossed Second Substitute Senate Bill No. 5141  
36 (environmental justice task force recommendations). (~~If the bill is~~  
37 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~  
38 ~~shall lapse.~~)

1 (28) (~~(\$180,000)~~) \$34,000 of the general fund—state appropriation  
2 for fiscal year 2022 and (~~(\$4,000)~~) \$8,000 of the general fund—state  
3 appropriation for fiscal year 2023 are provided solely for the  
4 implementation of Second Substitute Senate Bill No. 5253 (pollinator  
5 health). (~~If the bill is not enacted by June 30, 2021, the amounts~~  
6 ~~provided in this subsection shall lapse.~~)

7 (29) (~~(\$34,000)~~) \$180,000 of the general fund—state appropriation  
8 for fiscal year 2022 and (~~(\$8,000)~~) \$4,000 of the general fund—state  
9 appropriation for fiscal year 2023 are provided solely for the  
10 implementation of Engrossed Substitute Senate Bill No. 5452  
11 (electric-assisted bicycles). (~~If the bill is not enacted by June~~  
12 ~~30, 2021, the amounts provided in this subsection shall lapse.~~)

13 (30) \$1,765,000 of the general fund—state appropriation for  
14 fiscal year 2023 is provided solely for the department to:

15 (a) Replace the statewide forest practices permit database  
16 system. Funding is subject to the conditions, limitations, and review  
17 requirements of section 701 of this act; and

18 (b) Provide a recommendation for ways that the forest products  
19 industry could help cover the cost of the new forest practice online  
20 system. The recommendation must include proposed changes to the fees  
21 that are paid for forest practice applications and notifications, as  
22 well as a description and table that illustrates the operating costs  
23 of the program and how those costs are covered by fund source  
24 including fee revenue. The recommendation must be reported to the  
25 fiscal committees of the legislature by December 1, 2021, and may be  
26 included as a decision package to the office of financial management  
27 for consideration in the governor's proposed 2022 supplemental  
28 operating budget.

29 (31) \$225,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$225,000 of the general fund—state appropriation for  
31 fiscal year 2023 are provided solely for the department to implement  
32 a pilot project to evaluate the costs and benefits of entering into  
33 such stewardship agreements with individual neighboring landowners  
34 who would take on the responsibility for protecting small segments of  
35 shared boundary with department managed lands. The pilot project must  
36 include identifying the legal limits and bounds of such stewardship  
37 agreements, identifying suitable areas, preparing and entering into  
38 shared stewardship agreements, and evaluating the costs and benefits  
39 of these agreements.



1 (a) The pilot project evaluation must include:

2 (i) A determination of an appropriate mechanism for the sale of  
3 valuable materials from state trust lands harvested under a  
4 stewardship agreement;

5 (ii) Identification of regulatory constraints, staffing levels  
6 necessary to administer a statewide program, and other limitations;  
7 and

8 (iii) Identification of legal risk and insurance and  
9 indemnification requirements that may be necessary on the part of  
10 private individuals entering into these agreements.

11 (b) The pilot project must include agreements on at least the  
12 Teanaway or Klickitat Community Forests and on state trust lands in  
13 the vicinity of the town of Darrington, Washington. The department of  
14 natural resources must work with affected stakeholders and report to  
15 the appropriate committees of the legislature with the results of the  
16 pilot project and any recommendations for changes and statewide  
17 implementation by July 1, 2023.

18 (32) \$134,000 of the general fund—state appropriation for fiscal  
19 year 2022 and \$134,000 of the general fund—state appropriation for  
20 fiscal year 2023 are provided solely for the department to grant non-  
21 tribal outcome-based performance participation grants for  
22 implementation of the forest practices adaptive management program.  
23 Of the amounts provided in this subsection, \$54,000 per fiscal year  
24 is provided for grants to the Washington farm forestry association  
25 and \$80,000 per fiscal year is provided for grants to the Washington  
26 state association of counties.

27 (33) \$488,000 of the general fund—state appropriation for fiscal  
28 year 2023 is provided solely for implementation of chapter 316, Laws  
29 of 2021 (climate commitment act).

30 (34) \$3,481,000 of the general fund—state appropriation for  
31 fiscal year 2023 is provided solely for the department to collect and  
32 refresh statewide lidar data.

33 (35) Within amounts appropriated in this section, the department  
34 must improve performance of the forest practices adaptive management  
35 program by implementing recommendations made by the state auditor's  
36 office in its January 2021 performance audit of the program.

37 (36) \$450,000 of the general fund—state appropriation for fiscal  
38 year 2023 is provided solely for the department to conduct a targeted  
39 analysis of the current and projected impact from drought and

1 opportunities for drought resilience on department owned and managed  
2 uplands and agricultural lands.

3 (37) \$5,000,000 of the general fund—state appropriation for  
4 fiscal year 2023 is provided solely for the department to purchase  
5 easements under the forestry riparian easement program, pursuant to  
6 RCW 76.13.120.

7 (38) \$1,149,000 of the general fund—state appropriation for  
8 fiscal year 2023 is provided solely for the implementation of Second  
9 Substitute Senate Bill No. 5619 (kelp & eelgrass conservation). If  
10 the bill is not enacted by June 30, 2022, the amount provided in this  
11 subsection shall lapse.

12 (39) \$500,000 of the general fund—state appropriation for fiscal  
13 year 2023 is provided solely for the natural heritage program to  
14 reduce the backlog of heritage information that needs to be recorded  
15 and documented and any other measures needed to make the information  
16 accessible.

17 (40) \$5,000,000 of the general fund—state appropriation for  
18 fiscal year 2023 is provided solely for the department to reduce the  
19 maintenance backlog on state-owned recreation lands and facilities.

20 (41) \$200,000 of the general fund—state appropriation for fiscal  
21 year 2023 is provided solely for the department to continue convening  
22 the work group pertaining to making improvements to the trust land  
23 transfer program. Of the amount provided in this subsection, up to  
24 \$75,000 may be used for completing a trust land transfer project in  
25 Jefferson county.

26 (42) \$3,000,000 of the general fund—state appropriation for  
27 fiscal year 2023 is provided solely for the department to provide a  
28 grant to a nonprofit organization that will offer environmental  
29 education and career development skills training in nature for youth  
30 and young adults from south King county.

31 (43) \$476,000 of the general fund—state appropriation for fiscal  
32 year 2023 is provided solely for the department to implement the  
33 provisions of Engrossed Second Substitute Senate Bill No. 5803  
34 (wildfire/electric utilities). If the bill is not enacted by June 30,  
35 2022, the amount provided in this subsection shall lapse.

36 (44) The appropriations in this section include sufficient  
37 funding for the department to implement the provisions of Substitute  
38 Senate Bill No. 5961 (biochar).

1 (45) (a) \$20,000,000 of the general fund—state appropriation for  
2 fiscal year 2023 is provided solely for the department to purchase  
3 state forestland, as described in RCW 79.22.010, to benefit counties  
4 who have lost revenue from existing state forestlands encumbered by  
5 wildlife species listed as endangered or threatened by the federal  
6 endangered species act. The department must transfer the appropriated  
7 amount into the natural resources real property replacement account  
8 in accordance with RCW 79.17.210 to purchase state forestlands.

9 (b) Of the amounts provided in this subsection:

10 (i) \$10,000,000 must be used to purchase state forestland for the  
11 benefit of Clallam county and Jefferson county; and

12 (ii) \$10,000,000 must be used to purchase state forestland for  
13 the benefit of Pacific county, Skamania county, and Wahkiakum county.

14 (c) The purchased forestlands shall be owned and managed by the  
15 department as state forestlands and shall be placed in trust for the  
16 benefit of the counties. The purchase of these state forestlands is  
17 not limited to lands within the geographic bounds of the counties  
18 listed in this subsection.

19 (d) The purchase of state forestlands must be made in concurrence  
20 with the Washington state association of counties before a  
21 transaction is finalized.

22 (e) The department shall work with the Washington state  
23 association of counties to determine if any statutory changes are  
24 necessary to address issues regarding beneficiary revenue  
25 distribution or any other fiscal matters related to state  
26 forestlands. The department and the Washington state association of  
27 counties shall report to the legislature on any needed statutory  
28 changes by December 31, 2022.

29 (46) \$2,000,000 of the general fund—state appropriation for  
30 fiscal year 2023 is provided solely for an increase in the Puget  
31 Sound corp program to employ work crews statewide to carry out  
32 aquatic recreation, natural areas, resource protection, and urban  
33 forestry projects.

34 **Sec. 311.** 2021 c 334 s 311 (uncodified) is amended to read as  
35 follows:

36 **FOR THE DEPARTMENT OF AGRICULTURE**

37 General Fund—State Appropriation (FY 2022). . . . . ((\$21,046,000))  
38 \$59,691,000

1	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$20,632,000</del> ))
2		<u>\$69,055,000</u>
3	General Fund—Federal Appropriation. . . . .	(( <del>\$35,878,000</del> ))
4		<u>\$40,611,000</u>
5	General Fund—Private/Local Appropriation. . . . .	\$193,000
6	Aquatic Lands Enhancement Account—State	
7	Appropriation. . . . .	(( <del>\$2,692,000</del> ))
8		<u>\$2,740,000</u>
9	Water Quality Permit Account—State Appropriation. . . . .	\$73,000
10	Model Toxics Control Operating Account—State	
11	Appropriation. . . . .	(( <del>\$9,410,000</del> ))
12		<u>\$9,553,000</u>
13	Dedicated Marijuana Account—State Appropriation	
14	(FY 2022). . . . .	(( <del>\$621,000</del> ))
15		<u>\$628,000</u>
16	Dedicated Marijuana Account—State Appropriation	
17	(FY 2023). . . . .	(( <del>\$627,000</del> ))
18		<u>\$635,000</u>
19	Northeast Washington Wolf-Livestock Management	
20	Nonappropriated Account—State Appropriation. . . . .	(( <del>\$952,000</del> ))
21		<u>\$1,042,000</u>
22	Coronavirus State Fiscal Recovery Fund—Federal	
23	Appropriation. . . . .	(( <del>\$90,000,000</del> ))
24		<u>\$90,009,000</u>
25	TOTAL APPROPRIATION. . . . .	(( <del>\$182,124,000</del> ))
26		<u>\$274,230,000</u>

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

29       (1) \$45,000,000 of the coronavirus state fiscal recovery fund—  
30 federal appropriation is provided solely to develop a state  
31 alternative to the United States department of agriculture farmers to  
32 families food box program and provide resources for hunger relief  
33 organizations, including organizations that serve BIPOC and other  
34 socially disadvantaged communities.

35       (2) \$5,000,000 of the coronavirus state fiscal recovery fund—  
36 federal appropriation is provided solely for the farm-to-school  
37 program under RCW 15.64.060.

38       (3) \$8,000,000 of the coronavirus state fiscal recovery fund—  
39 federal appropriation is provided solely for local food system

1 infrastructure and market access grants, prioritized for women,  
2 minority, and small business owners.

3 (4) \$9,000,000 of the coronavirus state fiscal recovery fund—  
4 federal appropriation is provided solely for a grant program to  
5 improve food supply chain infrastructure and market access for farms,  
6 food processors, and food distributors.

7 (5) (a) \$90,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$90,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely for the department to coordinate  
10 with the office of equity, the conservation commission,  
11 underrepresented farmers and ranchers, organizations that represent  
12 historically underrepresented farmers and ranchers, farmworkers, and  
13 labor advocates to:

14 (i) Ensure inclusion of historically underrepresented farmers and  
15 ranchers in the agricultural industry;

16 (ii) Evaluate related boards, commissions, and advisory panels to  
17 ensure inclusion of historically underrepresented farmers and  
18 ranchers;

19 (iii) Include historically underrepresented farmers and ranchers  
20 in the development, implementation, and enforcement of food and  
21 agriculture laws, rules, regulations, policies, and programs; and

22 (iv) Consider ways to increase engagement in agricultural  
23 education and workforce development opportunities by communities who  
24 have been historically underrepresented in agriculture.

25 (b) The department must report to the governor and legislature,  
26 in accordance with RCW 43.01.036, by October 31, 2022, on its  
27 activities and efforts to include historically underrepresented  
28 farmers and ranchers. The report must describe the department's  
29 efforts to serve historically underrepresented farmers and ranchers,  
30 identify existing gaps and financial barriers to land ownership and  
31 obtaining equipment, and must include recommendations to improve  
32 outreach to and services for historically underrepresented farmers  
33 and ranchers.

34 (6) (~~(\$203,000)~~) \$4,936,000 of the general fund—state  
35 appropriation for fiscal year 2022 and (~~(\$203,000)~~) \$938,000 of the  
36 general fund—state appropriation for fiscal year 2023 are provided  
37 solely for implementing a Japanese beetle monitoring and eradication  
38 program in central Washington.

1 (7) \$6,105,445 of the general fund—state appropriation for fiscal  
2 year 2022, \$6,105,905 of the general fund—state appropriation for  
3 fiscal year 2023, and \$23,000,000 of the coronavirus state fiscal  
4 recovery fund—federal appropriation are provided solely for  
5 implementing the emergency food assistance program as defined in RCW  
6 43.23.290.

7 (8) \$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 to continue a shellfish  
10 coordinator position. The shellfish coordinator assists the industry  
11 with complying with regulatory requirements and will work with  
12 regulatory agencies to identify ways to streamline and make more  
13 transparent the permit process for establishing and maintaining  
14 shellfish operations.

15 (9) \$194,000 of the general fund—state appropriation for fiscal  
16 year 2022, \$194,000 of the general fund—state appropriation for  
17 fiscal year 2023, and \$1,134,000 of the general fund—federal  
18 appropriation are provided solely for implementing a Vespa mandarinia  
19 eradication program.

20 (10) (~~(\$952,000)~~) \$1,042,000 of the northeast Washington wolf-  
21 livestock management nonappropriated account—state appropriation is  
22 provided solely for the department to conduct the following:

23 (a) Fund the northeast Washington wolf-livestock management grant  
24 program as provided in RCW 16.76.020, at \$432,000 for fiscal year  
25 2022 and fiscal year 2023. Funds from the grant program must be used  
26 only for the deployment of nonlethal deterrence, specifically with  
27 the goal to reduce the likelihood of cattle being injured or killed  
28 by wolves by deploying proactive, preventative methods that have a  
29 good probability of producing effective results. Grant proposals will  
30 be assessed partially on this intent. Grantees who use funds for  
31 range riders or herd monitoring must deploy this tool in a manner so  
32 that targeted areas with cattle are visited daily or near daily.  
33 Grantees must collaborate with other entities providing prevention  
34 efforts resulting in coordinated wolf-livestock conflict deterrence  
35 efforts, both temporally and spatially, therefore providing well-  
36 timed and placed preventative coverage on the landscape. The  
37 department retains the final decision-making authority over  
38 disbursement of funds. Annual reports from grantees will be assessed

1 for how well grant objectives were met and used to decide whether  
2 future grant funds will be awarded to past grantees.

3 (b) Contract with the northeast Washington wolf-cattle  
4 collaborative, a nonprofit organization, for \$320,000 for fiscal year  
5 2022 and fiscal year 2023 for range riders to conduct proactive  
6 deterrence activities with the goal to reduce the likelihood of  
7 cattle being injured or killed by wolves. The contract must provide  
8 that the organization share all relevant information with the  
9 department of fish and wildlife in a timely manner to aid in wolf  
10 management decisions. Additionally, range riders must document their  
11 activities with geo-referenced photo points and provide written  
12 description of their efforts to the department of fish and wildlife  
13 by December 31, 2021, and December 31, 2022. Work is to be conducted  
14 solely on United States forest service grazing allotments and  
15 adjoining private lands in the Kettle mountains in Ferry county. This  
16 includes an area from the northern boundary of the Colville  
17 Confederated Tribes reservation, west of the Columbia river north to  
18 state route 20, and then west of United States route 395 to the  
19 Canadian border, and from the northern boundary of the Colville  
20 Confederated Tribes reservation east of state highway 21 to the  
21 Canadian border. Also included are federal grazing allotments and  
22 adjoining private lands in the Vulcan mountain area, an area which is  
23 north of the Kettle river where it enters the United States at  
24 Midway, British Columbia and leaves the United States near Danville,  
25 Washington.

26 (c) Within the amounts provided in this subsection, the  
27 department must provide \$120,000 in fiscal year 2022 and \$80,000 in  
28 fiscal year 2023 to the sheriffs offices of Ferry and Stevens  
29 counties for providing a local wildlife specialist to aid the  
30 department of fish and wildlife in the management of wolves in  
31 northeast Washington.

32 (11) \$1,400,000 of the model toxics control operating account—  
33 state appropriation is provided solely for research grants to assist  
34 with development of an integrated pest management plan to find a  
35 suitable replacement for imidacloprid to address burrowing shrimp in  
36 Willapa bay and Grays harbor and facilitate continued shellfish  
37 cultivation on tidelands. In selecting research grant recipients for  
38 this purpose, the department must incorporate the advice of the  
39 Willapa-Grays harbor working group formed from the settlement  
40 agreement with the department of ecology signed on October 15, 2019.

1 Up to eight percent of the total amount provided may be used by the  
2 departments of agriculture, commerce, ecology, and natural resources  
3 to cover overhead expenses relating to their continued participation  
4 in the working group for the 2021-2023 fiscal biennium.

5 (12) ~~((\$119,000))~~ \$323,000 of the general fund—state  
6 appropriation for fiscal year 2022 and ~~((\$25,000))~~ \$477,000 of the  
7 general fund—state appropriation for fiscal year 2023 are provided  
8 solely for the implementation of Engrossed Second Substitute Senate  
9 Bill No. 5141 (environmental justice task force recommendations).  
10 ~~((If the bill is not enacted by June 30, 2021, the amounts provided  
11 in this subsection shall lapse.))~~

12 (13) \$78,000 of the general fund—state appropriation for fiscal  
13 year 2022 and ~~((\$24,000))~~ \$276,000 of the general fund—state  
14 appropriation for fiscal year 2023 are provided solely for the  
15 implementation of Second Substitute Senate Bill No. 5253 (pollinator  
16 health). ~~((If the bill is not enacted by June 30, 2021, the amounts  
17 provided in this subsection shall lapse.))~~

18 (14) \$2,000,000 of the general fund—federal appropriation, not to  
19 exceed the amount appropriated in section 11, chapter 3, Laws of  
20 2021, that is unobligated at the end of fiscal year 2021, is provided  
21 solely to assist hunger relief organizations to achieve food security  
22 and is subject to the same terms and conditions as the appropriation  
23 in section 11, chapter 3, Laws of 2021.

24 (15) \$168,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$168,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for the department to assist  
27 small and midsize farms and small and midsize processors in exploring  
28 options to expand capacity for processing meat or meat and poultry  
29 for sale and direct marketing efforts. In carrying out this duty, the  
30 department must:

31 (a) Assist farms in complying with federal, state, and local  
32 rules and regulations as they apply to direct marketing of meat and  
33 poultry products;

34 (b) Assist in developing infrastructure including, but not  
35 limited to, custom meat facilities and slaughter facilities inspected  
36 by the United States department of agriculture as appropriate to  
37 increase direct marketing opportunities for farms;



1 (c) Assist processors in complying with federal, state, and local  
2 rules and regulations as they apply to processing meat and poultry  
3 and the marketing of meat and poultry;

4 (d) Assist in developing, in consultation with Washington State  
5 University extension, training opportunities or apprenticeship  
6 opportunities for slaughterers or inspectors;

7 (e) Provide information on direct marketing opportunities for  
8 farms;

9 (f) Identify and help reduce market barriers facing farms in  
10 direct marketing;

11 (g) Identify and help reduce barriers facing processors in  
12 operating slaughter facilities;

13 (h) Assist in developing and submitting proposals to grant  
14 programs to assist farm direct marketing efforts; and

15 (i) Perform other functions that will assist farms in directly  
16 marketing their meat and poultry products.

17 (16) \$1,832,000 of the general fund—state appropriation for  
18 fiscal year 2022 and \$1,832,000 of the general fund—state  
19 appropriation for fiscal year 2023 are provided solely for the  
20 department, in consultation with the state conservation commission,  
21 to develop a grant program to provide funding to conservation  
22 districts or other entities to provide access to meat and poultry  
23 processing and inspection. In addition to other funding needs to  
24 provide access to meat and poultry processing and inspection, grant  
25 funding may be used to establish a mobile slaughter unit or to  
26 provide needed infrastructure to provide for the retail sale of meat  
27 or poultry. The department must conduct outreach to gain input from  
28 other entities, such as conservation districts, Washington State  
29 University and the food policy forum in developing the grant program  
30 described in this subsection.

31 (17) (~~(\$152,000)~~) \$156,000 of the general fund—state  
32 appropriation for fiscal year 2022 (~~(is)~~) and \$213,000 of the general  
33 fund—state appropriation for fiscal year 2023 are provided solely for  
34 implementation of Second Substitute Senate Bill No. 5192 (electric  
35 vehicle equipment). (~~(If the bill is not enacted by June 30, 2021,~~  
36 the amount provided in this subsection shall lapse.))

37 (18) \$366,000 of the general fund—state appropriation for fiscal  
38 year 2022 and \$366,000 of the general fund—state appropriation for  
39 fiscal year 2023 are provided solely to support the department's

1 emergency management planning responsibilities related to  
2 agricultural systems, radiological preparedness and response,  
3 foodborne outbreaks, food security, and other emergency management  
4 responsibilities.

5 (19) \$9,000 of the general fund—state appropriation for fiscal  
6 year 2023 is provided solely for the implementation of Engrossed  
7 Substitute Senate Bill No. 5544 (blockchain work group). If the bill  
8 is not enacted by June 30, 2022, the amount provided in this  
9 subsection shall lapse.

10 (20) \$790,000 of the general fund—state appropriation for fiscal  
11 year 2023 is provided solely for the implementation of Substitute  
12 Senate Bill No. 5699 (cannabis analysis labs). If the bill is not  
13 enacted by June 30, 2022, the amount provided in this subsection  
14 shall lapse.

15 (21) \$20,000 of the general fund—state appropriation for fiscal  
16 year 2023 is provided solely for the department to assist the hemp  
17 industry with analysis and support for creating a hemp commission  
18 proposal for the 2023 legislative session.

19 (22) \$200,000 of the general fund—state appropriation for fiscal  
20 year 2023 is provided solely for the department to convene a  
21 stakeholder task force to identify a pathway for hemp and hemp  
22 extracts to be added to food as an ingredient and to frame statutory  
23 proposals for consideration in the 2023 legislative session.

24 (23) \$250,000 of the general fund—state appropriation for fiscal  
25 year 2023 is provided solely for the department to support local and  
26 regional markets and for agricultural infrastructure development in  
27 southwest Washington.

28 (24) \$9,000 of the coronavirus state fiscal recovery fund—federal  
29 appropriation is provided solely for implementation of Engrossed  
30 Substitute Senate Bill No. 5974 (transportation resources). If the  
31 bill is not enacted by June 30, 2022, the amount provided in this  
32 subsection shall lapse.

(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)	(( <del>\$2,901,000</del> ))
	<u>\$3,004,000</u>
General Fund—State Appropriation (FY 2023)	(( <del>\$2,585,000</del> ))
	<u>\$2,846,000</u>
Architects' License Account—State Appropriation	(( <del>\$1,263,000</del> ))
	<u>\$1,374,000</u>
Real Estate Commission Account—State Appropriation	(( <del>\$13,532,000</del> ))
	<u>\$14,572,000</u>
Uniform Commercial Code Account—State Appropriation	(( <del>\$3,121,000</del> ))
	<u>\$3,249,000</u>
Real Estate Education Program Account—State Appropriation	\$276,000
Real Estate Appraiser Commission Account—State Appropriation	(( <del>\$1,876,000</del> ))
	<u>\$2,012,000</u>
Business and Professions Account—State Appropriation	(( <del>\$23,882,000</del> ))
	<u>\$25,906,000</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>\$25,000</u>
Landscape Architects' License Account—State Appropriation	(( <del>\$80,000</del> ))
	<u>\$87,000</u>
Appraisal Management Company Account—State Appropriation	(( <del>\$256,000</del> ))
	<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	(( <del>\$50,583,000</del> ))
	<u>\$54,426,000</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 **Sec. 402.** 2021 c 334 s 402 (uncodified) is amended to read as  
17 follows:

18 **FOR THE WASHINGTON STATE PATROL**

19	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$59,974,000</del> ))
20		<u>\$66,660,000</u>
21	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$60,590,000</del> ))
22		<u>\$67,009,000</u>
23	General Fund—Federal Appropriation. . . . .	(( <del>\$16,707,000</del> ))
24		<u>\$16,767,000</u>
25	General Fund—Private/Local Appropriation. . . . .	\$3,091,000
26	Death Investigations Account—State Appropriation. . .	(( <del>\$7,906,000</del> ))
27		<u>\$8,813,000</u>
28	County Criminal Justice Assistance Account—State	
29	Appropriation. . . . .	(( <del>\$4,533,000</del> ))
30		<u>\$4,626,000</u>
31	Municipal Criminal Justice Assistance Account—State	
32	Appropriation. . . . .	(( <del>\$1,637,000</del> ))
33		<u>\$1,682,000</u>
34	Fire Service Trust Account—State Appropriation. . . . .	\$131,000
35	Vehicle License Fraud Account—State Appropriation. . . . .	\$119,000
36	Disaster Response Account—State Appropriation. . . . .	(( <del>\$8,500,000</del> ))
37		<u>\$12,500,000</u>
38	Fire Service Training Account—State Appropriation. .	(( <del>\$12,297,000</del> ))

1		<u>\$12,509,000</u>
2	Model Toxics Control Operating Account—State	
3	Appropriation. . . . .	(( <del>\$567,000</del> ))
4		<u>\$592,000</u>
5	Fingerprint Identification Account—State	
6	Appropriation. . . . .	(( <del>\$12,617,000</del> ))
7		<u>\$12,991,000</u>
8	Dedicated Marijuana Account—State Appropriation	
9	(FY 2022). . . . .	\$2,423,000
10	Dedicated Marijuana Account—State Appropriation	
11	(FY 2023). . . . .	(( <del>\$2,423,000</del> ))
12		<u>\$2,793,000</u>
13	Washington Internet Crimes Against Children Account—	
14	State Appropriation. . . . .	\$1,000,000
15	TOTAL APPROPRIATION. . . . .	(( <del>\$194,515,000</del> ))
16		<u>\$213,706,000</u>

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

19       (1) ((~~\$8,500,000~~)) \$12,500,000 of the disaster response account—  
20 state appropriation is provided solely for Washington state fire  
21 service resource mobilization costs incurred in response to an  
22 emergency or disaster authorized under RCW 43.43.960 through  
23 43.43.964. The state patrol shall submit a report quarterly to the  
24 office of financial management and the legislative fiscal committees  
25 detailing information on current and planned expenditures from this  
26 account. This work shall be done in coordination with the military  
27 department.

28       (2) \$2,423,000 of the dedicated marijuana account—state  
29 appropriation for fiscal year 2022 and \$2,423,000 of the dedicated  
30 marijuana account—state appropriation for fiscal year 2023 are  
31 provided solely for the Washington state patrol to partner with  
32 multi-jurisdictional drug and gang task forces to detect, deter, and  
33 dismantle criminal organizations involved in criminal activity  
34 including diversion of marijuana from the legalized market and the  
35 illicit production and distribution of marijuana and marijuana-  
36 related products in Washington state.

37       (3) \$643,000 of the general fund—state appropriation for fiscal  
38 year 2022 and \$643,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for addressing a backlog of  
2 toxicology tests in the toxicology laboratory.

3 (4) \$356,000 of the general fund—state appropriation for fiscal  
4 year 2022, \$356,000 of the general fund—state appropriation for  
5 fiscal year 2023, and \$298,000 of the death investigations account—  
6 state appropriations are provided solely for increased supply and  
7 maintenance costs for the crime laboratory division and toxicology  
8 laboratory division.

9 (5) \$510,000 of the county criminal justice assistance account—  
10 state appropriation is provided solely for the Washington state  
11 patrol to support local police, sheriffs' departments, and  
12 multiagency task forces in the prosecution of criminals. However, the  
13 office of financial management must reduce the allotment of the  
14 amount provided in this subsection if allotment of the full  
15 appropriation will put the account into deficit.

16 (6) (a) \$700,000 of the fire service training account—state  
17 appropriation is provided solely for the firefighter apprenticeship  
18 training program.

19 (b) The joint apprenticeship training committee shall submit a  
20 report to the fiscal committees of the legislature by December 1,  
21 2022, describing how the funding appropriated in this section was  
22 spent during the biennium. At a minimum, the report shall include  
23 information about the number of individuals that completed the  
24 training, the level of training or type of training being taught, the  
25 total cost of training everyone through completion, the percentage of  
26 passage rate for trainees, and the geographic location of the fire  
27 department sponsoring the trainee.

28 (7) \$316,000 of the general fund—state appropriation for fiscal  
29 year 2023 and \$1,000,000 of the Washington internet crimes against  
30 children account—state appropriation are provided solely for the  
31 missing and exploited children's task force within the patrol to help  
32 prevent possible abuse to children and other vulnerable citizens from  
33 sexual abuse.

34 (8) \$1,000 of the general fund—state appropriation for fiscal  
35 year 2022 is provided solely for the implementation of Substitute  
36 Senate Bill No. 5055 (law enforcement grievances), which changes  
37 methods for selecting an arbitrator for labor disputes involving law  
38 enforcement disciplinary matters. (~~(If the bill is not enacted by  
39 June 30, 2021, the amounts provided in this subsection shall lapse.)~~)

1 (9) \$213,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$163,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for the implementation of  
4 Substitute House Bill No. 1223 (custodial interrogations). (~~If the~~  
5 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
6 ~~subsection shall lapse.~~)

7 (10) \$1,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$1,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely for the implementation of  
10 Engrossed Substitute House Bill No. 1054 (peace officer tactics and  
11 equipment). (~~If the bill is not enacted by June 30, 2021, the~~  
12 ~~amounts provided in this subsection shall lapse.~~)

13 (11) \$2,000 of the general fund—state appropriation for fiscal  
14 year 2022 is provided solely for the implementation of Engrossed  
15 Second Substitute House Bill No. 1310 (use of force). (~~If the bill~~  
16 ~~is not enacted by June 30, 2021, the amount provided in this~~  
17 ~~subsection shall lapse.~~)

18 (12) \$1,334,000 of the general fund—state appropriation for  
19 fiscal year 2022 (~~is~~) and \$2,373,000 of the general fund—state  
20 appropriation for fiscal year 2023 are provided solely for facility  
21 and staff costs associated with construction of a second toxicology  
22 laboratory facility in Federal Way. The Washington state patrol must  
23 provide a report on the progress of the toxicology lab construction  
24 semiannually to the fiscal committees of the legislature with a final  
25 report due 90 days after completion of the project. The report must  
26 include, but is not limited to:

27 (a) A detailed list of expenditures so far;

28 (b) A detailed list of expenditure yet to be made before the  
29 completion of the project;

30 (c) An updated project timeline with expected end date; and

31 (d) Other project details that the Washington state patrol finds  
32 important to relay.

33 (13) \$213,000 of the general fund—state appropriation for fiscal  
34 year 2022 is provided solely for the Washington state patrol to  
35 outsource death investigation cases to reduce the current backlog of  
36 cases awaiting toxicology testing.

37 (14) \$1,320,000 of the general fund—state appropriation for  
38 fiscal year 2023 is provided solely for an enhanced forensic  
39 capabilities pilot program that provides expedited DNA technology and



1 forensic services to assist in the processing of crime scene  
2 evidence, expediting investigative leads, and reducing the backlog of  
3 other cases. (~~Prior to the purchase of the DNA technology and  
4 forensic services for the pilot program, the Washington state patrol  
5 must submit a plan to the legislature no later than December 31,  
6 2021, that addresses the following operational issues of the  
7 program:~~) To ensure readiness to proceed with implementation, the  
8 Washington state patrol must identify needed resources, complete  
9 prehiring, and develop a competitive procurement process by July 1,  
10 2022. The Washington state patrol must complete a preliminary report  
11 by December 2, 2022, describing major milestones and achievements of  
12 the program to date and submit a final report to the appropriate  
13 committees of the legislature by June 30, 2023. The preliminary  
14 report must include but is not limited to the following:

15 (a) Protocols on the operation and use of the program while  
16 maintaining civil liberties and protecting individual privacy;

17 (b) A description of how expedited DNA technology and forensic  
18 services will tie into the current operations of the state patrol's  
19 existing crime lab; and

20 (c) Details of how the Washington state patrol will protect  
21 individual privacy and civil liberties in relation to the program  
22 described in this subsection.

23 (15) \$313,000 of the general fund—state appropriation for fiscal  
24 year 2023 is provided solely for additional diversity, equity, and  
25 inclusion efforts, including contracting for external psychological  
26 examinations and additional contracted independent consultant work  
27 and oversight by the state office of equity. In coordination with the  
28 state office of equity, the Washington state patrol must annually  
29 update the diversity, equity, and inclusion strategic recruitment and  
30 retention plan to reflect activities completed, new strategies, and  
31 next steps.

32 (16) \$642,000 of the general fund—state appropriation for fiscal  
33 year 2023 is provided solely for the department to process the  
34 backlog of court orders and dispositions. By June 30, 2023, the  
35 department must provide a report to the appropriate legislative  
36 committees that describes any continued staffing needs for this  
37 purpose.

38 (17) \$370,000 of the dedicated marijuana account—state  
39 appropriation for fiscal year 2023 is provided solely for the

1 implementation of Engrossed Second Substitute Senate Bill No. 5796  
2 (cannabis revenue). If the bill is not enacted by June 30, 2022, the  
3 amount provided in this subsection 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>\$36,857,000</u>
General Fund—Federal Appropriation	(\$105,917,000)
	<u>\$106,368,000</u>
General Fund—Private/Local Appropriation	(\$8,060,000)
	<u>\$8,065,000</u>
Washington Opportunity Pathways Account—State Appropriation	(\$265,000)
	<u>\$268,000</u>
Dedicated Marijuana Account—State Appropriation (FY 2022)	\$520,000
Dedicated Marijuana Account—State Appropriation (FY 2023)	(\$533,000)
	<u>\$542,000</u>
Performance Audits of Government Account—State Appropriation	\$213,000
Workforce Education Investment Account—State Appropriation	(\$3,812,000)
	<u>\$7,421,000</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>\$199,318,000</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~~) \$16,207,000 of the general fund—state appropriation for fiscal year 2023 are

1 provided solely for the operation and expenses of the office of the  
2 superintendent of public instruction.

3 (i) The superintendent shall recognize the extraordinary  
4 accomplishments of four students who have demonstrated a strong  
5 understanding of the civics essential learning requirements to  
6 receive the Daniel J. Evans civic education award.

7 (ii) Districts shall report to the office of the superintendent  
8 of public instruction daily student unexcused absence data by school,  
9 using a uniform definition of unexcused absence as established by the  
10 superintendent.

11 (iii) By October 31st of each year, the office of the  
12 superintendent of public instruction shall produce an annual status  
13 report on implementation of the budget provisos in section 501,  
14 chapter 415, Laws of 2019 and sections 515 and 522 of this act. The  
15 status report of each proviso shall include, but not be limited to,  
16 the following information: Purpose and objective, number of state  
17 staff funded by the proviso, number of contractors, status of proviso  
18 implementation, number of beneficiaries by year, list of  
19 beneficiaries, a comparison of budgeted funding and actual  
20 expenditures, other sources and amounts of funding, and proviso  
21 outcomes and achievements.

22 (iv) The superintendent of public instruction, in consultation  
23 with the secretary of state, shall update the program prepared and  
24 distributed under RCW 28A.230.150 for the observation of temperance  
25 and good citizenship day to include providing an opportunity for  
26 eligible students to register to vote at school.

27 (v) Districts shall annually report to the office of the  
28 superintendent of public instruction on: (A) The annual number of  
29 graduating high school seniors within the district earning the  
30 Washington state seal of biliteracy provided in RCW 28A.300.575; and  
31 (B) the number of high school students earning competency-based high  
32 school credits for world languages by demonstrating proficiency in a  
33 language other than English. The office of the superintendent of  
34 public instruction shall provide a summary report to the office of  
35 the governor and the appropriate committees of the legislature by  
36 December 1st of each year.

37 (vi) The office of the superintendent of public instruction shall  
38 provide statewide oversight and coordination to the regional nursing  
39 corps program supported through the educational service districts.

1 (vii) Within the amounts provided in this subsection (1)(a),  
2 \$318,000 of the general fund—state appropriation for fiscal year 2022  
3 and \$310,000 of the general fund—state appropriation for fiscal year  
4 2023 are for 2.0 FTE to support multi-tiered systems of support  
5 (MTSS) data management and implementation activities.

6 (viii) Within the amounts provided in this subsection (1)(a),  
7 \$79,000 of the general fund—state appropriation for fiscal year 2022  
8 is provided solely for a contract to assess the feasibility,  
9 specifications, and cost estimates for full development and  
10 implementation of a MTSS database.

11 (ix) Within the amounts provided in this subsection (1)(a),  
12 \$53,000 of the general fund—state appropriation for fiscal year 2023  
13 is provided solely for a contract with regional and/or national  
14 experts to train the MTSS staff and staff from the center on the  
15 improvement of student learning on MTSS implementation science and  
16 evidence-based practices as distinct but complementary to the  
17 Washington integrated student supports protocol.

18 (x) Within amounts provided in this subsection (1)(a), \$200,000  
19 of the general fund—state appropriation for fiscal year 2023 is  
20 provided solely for a climate science curriculum staff position  
21 within the office of the superintendent of public instruction and to  
22 integrate climate change content into the Washington state learning  
23 standards across subject areas and grade levels. The office shall  
24 develop materials and resources that accompany the updated learning  
25 standards that encourage school districts to develop  
26 interdisciplinary units focused on climate change that include  
27 authentic learning experiences, that integrate a range of  
28 perspectives, and that are action oriented.

29 (xi) By January 1, 2023, the office shall provide a report to the  
30 office of the governor and the appropriate committees of the  
31 legislature on transitional kindergarten programs. At a minimum, the  
32 report must contain the following data from each school district  
33 implementing a transitional kindergarten program:

34 (A) The early learning curriculum being used and what  
35 assessments, teacher credentials, and competencies are required;

36 (B) The selection criteria and/or prioritization used for  
37 enrollment;

38 (C) Methods used to cooperate and communicate with early learning  
39 providers located within the school district boundary;

1 (D) Ways in which the school district is using transitional  
2 kindergarten to improve inclusive services to children with  
3 disabilities; and

4 (E) The family supports, connections, and language supports  
5 provided to enrolled students.

6 (xii) Within the amounts provided in this subsection (1)(a),  
7 \$50,000 of the general fund—state appropriation for fiscal year 2023  
8 is provided solely for the office to provide an annual report to the  
9 appropriate committees of the legislature and the office of the  
10 governor beginning January 1, 2023, and on January 1st of each year  
11 thereafter, on special education students receiving services outside  
12 of the state of Washington. At a minimum, the report must contain the  
13 following data:

14 (A) The number of Washington K-12 education students enrolled in  
15 special education services that have been moved to out-of-state  
16 facilities/schools to receive their Washington state funded  
17 education;

18 (B) The district that had previously served each student prior to  
19 relocation;

20 (C) The current location/facility where the student is now  
21 enrolled and receiving services; and

22 (D) The annual cost, and the per pupil cost of each student  
23 receiving services outside of the state.

24 (b) \$1,217,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$1,217,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for maintenance of the  
27 apportionment system, including technical staff and the data  
28 governance working group.

29 (c) \$494,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$494,000 of the general fund—state appropriation for  
31 fiscal year 2023 are provided solely for the implementation of  
32 chapter 240, Laws of 2010, including staffing the office of equity  
33 and civil rights.

34 (d) \$61,000 of the general fund—state appropriation for fiscal  
35 year 2022 and \$61,000 of the general fund—state appropriation for  
36 fiscal year 2023 are provided solely for the ongoing work of the  
37 education opportunity gap oversight and accountability committee.

38 (e) \$61,000 of the general fund—state appropriation for fiscal  
39 year 2022 and (~~(\$61,000)~~) \$96,000 of the general fund—state

1 appropriation for fiscal year 2023 are provided solely for the  
2 implementation of chapter 380, Laws of 2009 (enacting the interstate  
3 compact on educational opportunity for military children).

4 (f) \$265,000 of the Washington opportunity pathways account—state  
5 appropriation is provided solely for activities related to public  
6 schools other than common schools authorized under chapter 28A.710  
7 RCW.

8 (g) Within amounts appropriated in this section, the office of  
9 the superintendent of public instruction and the state board of  
10 education shall adopt a rule that the minimum number of students to  
11 be used for public reporting and federal accountability purposes is  
12 ten.

13 (h) \$123,000 of the general fund—state appropriation for fiscal  
14 year 2022 and \$123,000 of the general fund—state appropriation for  
15 fiscal year 2023 are provided solely for implementation of chapter  
16 163, Laws of 2012 (foster care outcomes). The office of the  
17 superintendent of public instruction shall annually report each  
18 December on the implementation of the state's plan of cross-system  
19 collaboration to promote educational stability and improve education  
20 outcomes of foster youth.

21 (i) \$250,000 of the general fund—state appropriation for fiscal  
22 year 2022 and \$250,000 of the general fund—state appropriation for  
23 fiscal year 2023 are provided solely for implementation of chapter  
24 178, Laws of 2012 (open K-12 education resources).

25 (j) \$14,000 of the general fund—state appropriation for fiscal  
26 year 2022 and \$14,000 of the general fund—state appropriation for  
27 fiscal year 2023 are provided solely for implementation of chapter  
28 242, Laws of 2013 (state-tribal education compacts).

29 (k) \$131,000 of the general fund—state appropriation for fiscal  
30 year 2022, \$131,000 of the general fund—state appropriation for  
31 fiscal year 2023, and \$213,000 of the performance audits of  
32 government account—state appropriation are provided solely for the  
33 office of the superintendent of public instruction to perform on-  
34 going program reviews of alternative learning experience programs,  
35 dropout reengagement programs, and other high risk programs. Findings  
36 from the program reviews will be used to support and prioritize the  
37 office of the superintendent of public instruction outreach and  
38 education efforts that assist school districts in implementing the  
39 programs in accordance with statute and legislative intent, as well

1 as to support financial and performance audit work conducted by the  
2 office of the state auditor.

3 (l) \$117,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$117,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for implementation of chapter 3,  
6 Laws of 2015 1st sp. sess. (computer science).

7 (m) \$250,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$250,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely for implementation of chapter  
10 237, Laws of 2017 (paraeducators).

11 (n) \$385,000 of the general fund—state appropriation for fiscal  
12 year 2022 and \$385,000 of the general fund—state appropriation for  
13 fiscal year 2023 are provided solely for the office of native  
14 education to increase services to tribes, including but not limited  
15 to, providing assistance to tribes and school districts to implement  
16 Since Time Immemorial, applying to become tribal compact schools,  
17 convening the Washington state native American education advisory  
18 committee, and extending professional learning opportunities to  
19 provide instruction in tribal history, culture, and government. The  
20 professional development must be done in collaboration with school  
21 district administrators and school directors. Funding in this  
22 subsection is sufficient for the office, the Washington state school  
23 directors' association government-to-government task force, and the  
24 association of educational service districts to collaborate with the  
25 tribal leaders congress on education to develop a tribal consultation  
26 training and schedule. The tribal consultation training and schedule  
27 must be developed by January 1, 2022.

28 (o) \$205,000 of the general fund—state appropriation for fiscal  
29 year 2022 and (~~(\$205,000)~~) \$1,205,000 of the general fund—state  
30 appropriation for fiscal year 2023 are provided solely to promote the  
31 financial literacy of students. The effort will be coordinated  
32 through the financial literacy public-private partnership. The  
33 amounts provided in this subsection are sufficient for implementation  
34 of Second Substitute Senate Bill No. 5720 (student financial  
35 literacy). If the bill is not enacted by June 30, 2022, the amounts  
36 provided in this subsection shall lapse.

37 (p) \$75,000 of the general fund—state appropriation for fiscal  
38 year 2022 and \$75,000 of the general fund—state appropriation for  
39 fiscal year 2023 are provided solely for staff at the office of the



1 superintendent of public instruction to coordinate and promote  
2 efforts to develop integrated math, science, technology, and  
3 engineering programs in schools and districts across the state.

4 (q) \$481,000 of the general fund—state appropriation for fiscal  
5 year 2022 and \$481,000 of the general fund—state appropriation for  
6 fiscal year 2023 are provided solely for additional full-time  
7 equivalent staff to support the work of the safety net committee and  
8 to provide training and support to districts applying for safety net  
9 awards.

10 (r) Districts shall report to the office the results of each  
11 collective bargaining agreement for certificated staff within their  
12 district using a uniform template as required by the superintendent,  
13 within thirty days of finalizing contracts. The data must include but  
14 is not limited to: Minimum and maximum base salaries, supplemental  
15 salary information, and average percent increase for all certificated  
16 instructional staff. Within existing resources by December 1st of  
17 each year, the office shall produce a report for the legislative  
18 evaluation and accountability program committee summarizing the  
19 district level collective bargaining agreement data.

20 (s) \$4,631,000 of the elementary and secondary school emergency  
21 relief III account—federal appropriation from funds attributable to  
22 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.  
23 117-2 is provided solely for administrative costs related to the  
24 management of federal funds provided for COVID-19 response and other  
25 emergency needs.

26 (t) \$33,000 of the general fund—state appropriation for fiscal  
27 year 2023 is provided solely for implementation of Engrossed Senate  
28 Bill No. 5202 (school depreciation subfunds). If this bill is not  
29 enacted by June 30, 2022, the amount provided in this subsection  
30 shall lapse.

31 (u) \$63,000 of the general fund—state appropriation for fiscal  
32 year 2023 is provided solely for implementation of Substitute Senate  
33 Bill No. 5581 (pupil transp. allocations). If this bill is not  
34 enacted by June 30, 2022, the amount provided in this subsection  
35 shall lapse.

36 (v) \$2,000 of the general fund—state appropriation for fiscal  
37 year 2023 is provided solely for implementation of Engrossed Second  
38 Substitute Senate Bill No. 5764 (apprenticeships and higher ed). If

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

3 (2) DATA SYSTEMS

4 (a) \$1,802,000 of the general fund—state appropriation for fiscal  
5 year 2022 and \$1,802,000 of the general fund—state appropriation for  
6 fiscal year 2023 are provided solely for implementing a comprehensive  
7 data system to include financial, student, and educator data,  
8 including development and maintenance of the comprehensive education  
9 data and research system (CEDARS).

10 (b) \$281,000 of the general fund—state appropriation for fiscal  
11 year 2022 and \$281,000 of the general fund—state appropriation for  
12 fiscal year 2023 are provided solely for K-20 telecommunications  
13 network technical support in the K-12 sector to prevent system  
14 failures and avoid interruptions in school utilization of the data  
15 processing and video-conferencing capabilities of the network. These  
16 funds may be used to purchase engineering and advanced technical  
17 support for the network.

18 (c) \$450,000 of the general fund—state appropriation for fiscal  
19 year 2022 and \$450,000 of the general fund—state appropriation for  
20 fiscal year 2023 are provided for the superintendent of public  
21 instruction to develop and implement a statewide accountability  
22 system to address absenteeism and to improve student graduation  
23 rates. The system must use data to engage schools and districts in  
24 identifying successful strategies and systems that are based on  
25 federal and state accountability measures. Funding may also support  
26 the effort to provide assistance about successful strategies and  
27 systems to districts and schools that are underperforming in the  
28 targeted student subgroups.

29 (3) WORK GROUPS

30 (a) \$335,000 of the general fund—state appropriation for fiscal  
31 year 2022 and \$335,000 of the general fund—state appropriation for  
32 fiscal year 2023 are provided solely for implementation of chapter  
33 206, Laws of 2018 (career and college readiness).

34 (b) \$200,000 of the general fund—state appropriation for fiscal  
35 year 2022 and \$200,000 of the general fund—state appropriation for  
36 fiscal year 2023 are provided for the office of the superintendent of  
37 public instruction to meet statutory obligations related to the  
38 provision of medically and scientifically accurate, age-appropriate,  
39 and inclusive sexual health education as authorized by chapter 206,

1 Laws of 1988 (AIDS omnibus act) and chapter 265, Laws of 2007  
2 (healthy youth act).

3 (c) \$118,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$118,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for implementation of chapter  
6 75, Laws of 2018 (dyslexia).

7 (d) \$200,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$200,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely for implementation of chapter  
10 386, Laws of 2019 (social emotional learning).

11 (e) \$130,000 of the general fund—state appropriation for fiscal  
12 year 2022 and \$130,000 of the general fund—state appropriation for  
13 fiscal year 2023 are provided solely for the office of the  
14 superintendent of public instruction to collaborate with the  
15 department of children, youth, and families to complete a report with  
16 options and recommendations for administrative efficiencies and long  
17 term strategies that align and integrate high-quality early learning  
18 programs administered by both agencies and consistent with  
19 implementation of Engrossed Second Substitute Senate Bill No. 5237  
20 (child care & early dev. exp.). The report, due September 1, 2022,  
21 shall address capital needs, data collection and data sharing,  
22 licensing changes, quality standards, options for community-based and  
23 school-based settings with inclusive facilities and operations,  
24 fiscal modeling, and any statutory changes needed to achieve  
25 administrative efficiencies.

26 (f) \$107,000 of the general fund—state appropriation for fiscal  
27 year 2022 and \$107,000 of the general fund—state appropriation for  
28 fiscal year 2023 are provided solely for the office to support the  
29 children and youth behavioral health work group created in chapter  
30 130, Laws of 2020 (child. mental health wk. grp).

31 (g) \$310,000 of the general fund—state appropriation for fiscal  
32 year 2022 and \$249,000 of the general fund—state appropriation for  
33 fiscal year 2023 are provided solely for the development and  
34 implementation of a language access technical assistance program for  
35 school districts and to reconvene an expanded work group under  
36 section 2, chapter 256, Laws of 2019. The activities of and resources  
37 provided by the language access technical assistance program must  
38 align with the recommendations in the October 2020 report of the  
39 language access work group created by section 2, chapter 256, Laws of

1 2019 in order to improve awareness and fulfillment of language access  
2 rights for families in educational settings. The work group under  
3 this subsection shall, by December 1, 2021, report to the appropriate  
4 committees of the legislature recommendations for standards,  
5 training, testing, and credentialing for spoken and sign language  
6 interpreters for students' families and for collecting information  
7 related to language access services in schools and school districts.  
8 Within the amounts provided in this subsection, the office must  
9 provide a report to the appropriate committees of the legislature by  
10 December 1, 2021. The report shall include, at a minimum, information  
11 regarding the different languages in which students and students'  
12 families prefer to communicate by each school district.

13 (h) (i) \$200,000 of the general fund—state appropriation for  
14 fiscal year 2022 is provided solely for the superintendent of public  
15 instruction to convene a work group to identify trauma informed  
16 strategies, approaches, and curricula for supporting students in  
17 distress and with challenging behaviors that prioritize relational  
18 safety. Stipends may be provided for work group members who are  
19 representing families and individuals as experts with lived  
20 experiences to compensate for time and travel to meetings. The work  
21 group at a minimum must include the following:

22 (A) One representative from the department of children, youth,  
23 and families with expertise on inclusion, equitable access, trauma  
24 informed practices, and relational safety in education settings;

25 (B) One representative from an organization representing youth  
26 with intellectual and developmental disabilities;

27 (C) Individuals representing youth with communication disorders,  
28 students or young adults who have lived experience with restraint and  
29 isolation, and students or adults who are survivors of the school-to-  
30 prison pipeline;

31 (D) One representative from an organization working to eliminate  
32 racial inequities in education;

33 (E) One representative from an organization working to eliminate  
34 disparities for families and students with a native language other  
35 than English;

36 (F) One representative from an organization working to improve  
37 inclusive practices in Washington that works with families and  
38 communities;

39 (G) One member of an organization representing youth in foster  
40 care;

1 (H) One member of an organization representing youth experiencing  
2 homelessness; and

3 (I) An administrator, teacher, and paraeducator professional with  
4 experience working in or around a self-contained behavior program.

5 (ii) The work group shall submit a report to the education  
6 committees of the legislature, the governor's office, and the  
7 education ombuds by December 1, 2022. The report must include a list  
8 of approved crisis response protocols and deescalation techniques for  
9 schools that are trauma informed and prioritize relational safety,  
10 recommended elements needed to improve access to mental health  
11 supports for all students, building-based strategies to enhance  
12 fidelity to multi-tiered systems of support and student behavior  
13 plans for students with challenging behaviors and strategies to track  
14 and reduce/eliminate restraint and isolation use, and best practices  
15 for implementation of identified strategies, with recommendations for  
16 district compliance and tracking mechanisms.

17 (4) STATEWIDE PROGRAMS

18 (a) \$2,590,000 of the general fund—state appropriation for fiscal  
19 year 2022 and \$2,590,000 of the general fund—state appropriation for  
20 fiscal year 2023 are provided solely for the Washington kindergarten  
21 inventory of developing skills. State funding shall support statewide  
22 administration and district implementation of the inventory under RCW  
23 28A.655.080.

24 (b) \$703,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$703,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for implementation of chapter  
27 72, Laws of 2016 (educational opportunity gap).

28 (c) \$950,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$950,000 of the general fund—state appropriation for  
30 fiscal year 2023 are provided solely for the Washington reading  
31 corps. The superintendent shall allocate reading corps members to  
32 schools identified for comprehensive or targeted support and school  
33 districts that are implementing comprehensive, proven, research-based  
34 reading programs. Two or more schools may combine their Washington  
35 reading corps programs.

36 (d) \$10,000 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 for chapter 102, Laws of 2014  
39 (biliteracy seal).

1 (e) (i) \$50,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$50,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for school bullying and  
4 harassment prevention activities.

5 (ii) \$15,000 of the general fund—state appropriation for fiscal  
6 year 2022 and \$15,000 of the general fund—state appropriation for  
7 fiscal year 2023 are provided solely for implementation of chapter  
8 240, Laws of 2016 (school safety).

9 (iii) \$570,000 of the general fund—state appropriation for fiscal  
10 year 2022 and \$570,000 of the general fund—state appropriation for  
11 fiscal year 2023 are provided solely for the office of the  
12 superintendent of public instruction to provide statewide support and  
13 coordination for the regional network of behavioral health, school  
14 safety, and threat assessment established in chapter 333, Laws of  
15 2019 (school safety and well-being). Within the amounts provided in  
16 this subsection (4) (e) (iii), \$200,000 of the general fund—state  
17 appropriation for fiscal year 2022 is provided solely for grants to  
18 schools or school districts for planning and integrating tiered  
19 suicide prevention and behavioral health supports. Grants must be  
20 awarded first to districts demonstrating the greatest need and  
21 readiness. Grants may be used for intensive technical assistance and  
22 training, professional development, and evidence-based suicide  
23 prevention training.

24 (iv) \$196,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$196,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for the school safety center  
27 within the office of the superintendent of public instruction.

28 (A) Within the amounts provided in this subsection (4) (e) (iv),  
29 \$100,000 of the general fund—state appropriation for fiscal year 2022  
30 and \$100,000 of the general fund—state appropriation for fiscal year  
31 2023 are provided solely for a school safety program to provide  
32 school safety training for all school administrators and school  
33 safety personnel. The school safety center advisory committee shall  
34 develop and revise the training program, using the best practices in  
35 school safety.

36 (B) Within the amounts provided in this subsection (4) (e) (iv),  
37 \$96,000 of the general fund—state appropriation for fiscal year 2022  
38 and \$96,000 of the general fund—state appropriation for fiscal year  
39 2023 are provided solely for administration of the school safety

1 center. The safety center shall act as an information dissemination  
2 and resource center when an incident occurs in a school district in  
3 Washington or in another state, coordinate activities relating to  
4 school safety, review and approve manuals and curricula used for  
5 school safety models and training, and maintain a school safety  
6 information web site.

7 (f) (i) \$162,000 of the general fund—state appropriation for  
8 fiscal year 2022 and \$162,000 of the general fund—state appropriation  
9 for fiscal year 2023 are provided solely for youth suicide prevention  
10 activities.

11 (ii) \$76,000 of the general fund—state appropriation for fiscal  
12 year 2022 and \$76,000 of the general fund—state appropriation for  
13 fiscal year 2023 are provided solely for implementation of chapter  
14 64, Laws of 2018 (sexual abuse of students).

15 (g) (i) \$280,000 of the general fund—state appropriation for  
16 fiscal year 2022, \$280,000 of the general fund—state appropriation  
17 for fiscal year 2023, and \$1,053,000 of the dedicated marijuana  
18 account—state appropriation are provided solely for dropout  
19 prevention, intervention, and reengagement programs, including the  
20 jobs for America's graduates (JAG) program, dropout prevention  
21 programs that provide student mentoring, and the building bridges  
22 statewide program. Students in the foster care system or who are  
23 homeless shall be given priority by districts offering the jobs for  
24 America's graduates program. The office of the superintendent of  
25 public instruction shall convene staff representatives from high  
26 schools to meet and share best practices for dropout prevention. Of  
27 these amounts, \$520,000 of the dedicated marijuana account—state  
28 appropriation for fiscal year 2022, and (~~(\$533,000)~~) \$541,000 of the  
29 dedicated marijuana account—state appropriation for fiscal year 2023  
30 are provided solely for the building bridges statewide program.

31 (ii) \$293,000 of the general fund—state appropriation for fiscal  
32 year 2022 and \$293,000 of the general fund—state appropriation for  
33 fiscal year 2023 are provided solely for the office of the  
34 superintendent of public instruction to support district  
35 implementation of comprehensive guidance and planning programs in  
36 support of high-quality high school and beyond plans consistent with  
37 RCW 28A.230.090.

38 (iii) \$178,000 of the general fund—state appropriation for fiscal  
39 year 2022 and \$178,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for implementation of chapter  
2 291, Laws of 2017 (truancy reduction efforts).

3 (h) Sufficient amounts are appropriated in this section for the  
4 office of the superintendent of public instruction to create a  
5 process and provide assistance to school districts in planning for  
6 future implementation of the summer knowledge improvement program  
7 grants.

8 (i) \$358,000 of the general fund—state appropriation for fiscal  
9 year 2022 and \$358,000 of the general fund—state appropriation for  
10 fiscal year 2023 are provided solely for the implementation of  
11 chapter 221, Laws of 2019 (CTE course equivalencies).

12 (j) \$196,000 of the general fund—state appropriation for fiscal  
13 year 2022 and \$196,000 of the general fund—state appropriation for  
14 fiscal year 2023 are provided solely for the implementation of  
15 chapter 252, Laws of 2019 (high school graduation reqs.).

16 (k) \$60,000 of the general fund—state appropriation for fiscal  
17 year 2022, \$60,000 of the general fund—state appropriation for fiscal  
18 year 2023, and \$680,000 of the general fund—federal appropriation are  
19 provided solely for the implementation of chapter 295, Laws of 2019  
20 (educator workforce supply). Of the amounts provided in this  
21 subsection, \$680,000 of the general fund—federal appropriation is  
22 provided solely for title II SEA state-level activities to implement  
23 section 103, chapter 295, Laws of 2019 relating to the regional  
24 recruiters program.

25 (l) \$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 a tribal liaison at the  
28 office of the superintendent of public instruction to facilitate  
29 access to and support enrollment in career connected learning  
30 opportunities for tribal students, including career awareness and  
31 exploration, career preparation, and career launch programs, as  
32 defined in RCW 28C.30.020, so that tribal students may receive high  
33 school or college credit to the maximum extent possible.

34 (m) \$57,000 of the general fund—state appropriation for fiscal  
35 year 2022 and \$57,000 of the general fund—state appropriation for  
36 fiscal year 2023 are provided solely for implementation of chapter  
37 288, Laws of 2020 (school meals at no cost).

38 (n) \$269,000 of the general fund—state appropriation for fiscal  
39 year 2022 and \$142,000 of the general fund—state appropriation for



1 fiscal year 2023 are provided solely for implementation of chapter  
2 353, Laws of 2020 (innovative learning pilot).

3 (o) \$200,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$200,000 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 provide statewide  
7 coordination towards multicultural, culturally responsive, and anti-  
8 racist education to support academically, socially, and culturally  
9 literate learners. The office must engage community members and key  
10 interested parties to:

11 (i) Develop a clear definition and framework for African American  
12 studies to guide instruction in grades seven through twelve;

13 (ii) Develop a plan for aligning African American studies across  
14 all content areas; and

15 (iii) Identify professional development opportunities for  
16 educators and administrators to build capacity in creating high-  
17 quality learning environments centered in belonging and racial  
18 equity, anti-racist approaches, and asset-based methodologies that  
19 pull from all students' cultural funds of knowledge.

20 (p) \$275,000 of the general fund—state appropriation for fiscal  
21 year 2022 and \$125,000 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 convene and provide staff  
24 support to the K-12 basic education compensation advisory committee  
25 established in section 951 of this act.

26 (q) \$250,000 of the general fund—state appropriation for fiscal  
27 year 2022 and \$250,000 of the general fund—state appropriation for  
28 fiscal year 2023 are provided solely for the office of the  
29 superintendent of public instruction to develop resources, share best  
30 practices, and provide technical assistance for school districts to  
31 support implementation of comprehensive, culturally responsive, and  
32 high-quality civics education. Within amounts provided in this  
33 subsection, the office shall administer competitive grant awards of  
34 up to \$1,500 per first class school district and \$750 per second  
35 class school district to support in-service training and the  
36 development or adoption of curriculum and instructional materials.  
37 The office shall utilize a portion of this funding to assess the  
38 learning outcomes related to civic education curriculum and to  
39 support related assessments that gauge the degree to which high

1 quality civic education is taking place in school districts  
2 throughout the state.

3 (r) \$250,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$250,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for the office of the  
6 superintendent of public instruction to provide technical assistance  
7 to school districts through the center for the improvement of student  
8 learning. The technical assistance must support the implementation of  
9 trauma-informed practices, policies, and procedures, including  
10 implementation of social emotional learning programs, multi-tiered  
11 systems of support, and other evidence-based programs that improve  
12 school climate and student emotional wellbeing.

13 (s) \$49,000 of the general fund—state appropriation for fiscal  
14 year 2022 and \$49,000 of the general fund—state appropriation for  
15 fiscal year 2023 are provided solely for implementation of Engrossed  
16 Substitute House Bill No. 1214 (K-12 safety & security serv.). (~~If~~  
17 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
18 ~~this subsection shall lapse.~~)

19 (t) \$35,000 of the general fund—state appropriation for fiscal  
20 year 2022 is provided solely for implementation of Substitute House  
21 Bill No. 1363 (secondary trauma/K-12). (~~If the bill is not enacted~~  
22 ~~by June 30, 2021, the amount provided in this subsection shall~~  
23 ~~lapse.~~)

24 (u) \$140,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$135,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for implementation of Substitute  
27 House Bill No. 1208 (learning assistance program). (~~If the bill is~~  
28 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~  
29 ~~shall lapse.~~)

30 (v) \$505,000 of the general fund—state appropriation for fiscal  
31 year 2022 and \$486,000 of the general fund—state appropriation for  
32 fiscal year 2023 are provided solely for implementation of Engrossed  
33 Second Substitute House Bill No. 1295 (institutional ed./release).  
34 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~  
35 ~~in this subsection shall lapse.~~)

36 (w) \$60,000 of the general fund—state appropriation for fiscal  
37 year 2022 is provided solely for the office of the superintendent of  
38 public instruction to evaluate and implement best practices and  
39 procedures for ensuring that student lunch periods include a seated

1 lunch duration of at least 20 minutes. The office of the  
2 superintendent of public instruction shall, through an application-  
3 based process, select six public schools to serve as demonstration  
4 sites. Of the amounts provided in this subsection:

5 (i) \$30,000 of the general fund—state appropriation is provided  
6 solely for annual grant awards of \$5,000 each provided to the six  
7 school districts selected to serve as school demonstration sites;

8 (ii) \$20,000 of the general fund—state appropriation is provided  
9 solely for the office to hire a consultant with expertise in  
10 nutrition programs to oversee the demonstration projects and provide  
11 technical support; and

12 (iii) \$10,000 of the general fund—state appropriation is provided  
13 solely for the office to provide technical support to the  
14 demonstration sites and report its findings and recommendations to  
15 the education committees of the house of representatives and the  
16 senate by October 1, 2022.

17 (x) \$27,000 of the general fund—state appropriation for fiscal  
18 year 2022 is provided solely for implementation of Substitute Senate  
19 Bill No. 5030 (school counseling programs). (~~If the bill is not~~  
20 ~~enacted by June 30, 2021, the amount provided in this subsection~~  
21 ~~shall lapse.~~)

22 (y) \$16,000 of the general fund—state appropriation for fiscal  
23 year 2022 and \$16,000 of the general fund—state appropriation for  
24 fiscal year 2023 are provided solely for implementation of Engrossed  
25 Second Substitute Senate Bill No. 5237 (child care & early dev.  
26 exp.). (~~If the bill is not enacted by June 30, 2021, the amounts~~  
27 ~~provided in this subsection shall lapse.~~)

28 (z) \$553,000 of the general fund—state appropriation for fiscal  
29 year 2023 is provided solely for the office of the superintendent of  
30 public instruction to develop and implement a mathematics pathways  
31 pilot to modernize algebra II. The office should use research and  
32 engage stakeholders to develop a revised and expanded course.

33 (aa) \$25,000 of the general fund—state appropriation for fiscal  
34 year 2023 is provided solely for the office to create and distribute  
35 promotional and educational materials to school districts for  
36 Americans of Chinese descent history month.

37 (bb) \$1,000,000 of the general fund—state appropriation for  
38 fiscal year 2023 is provided solely for the superintendent to  
39 contract with a community-based youth development nonprofit

1 organization for a pilot program to provide behavioral health support  
2 for youth and trauma-informed, culturally responsive staff training.

3 (cc) \$300,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for the superintendent to establish a  
5 media literacy and digital citizenship ambassador program to promote  
6 the integration of media literacy and digital citizenship  
7 instruction.

8 (dd) \$294,000 of the general fund—state appropriation for fiscal  
9 year 2023 is provided solely for implementation of Substitute Senate  
10 Bill No. 5252 (school consultation/tribes). If the bill is not  
11 enacted by June 30, 2022, the amount provided in this subsection  
12 shall lapse.

13 (ee) \$101,000 of the general fund—state appropriation for fiscal  
14 year 2023 is provided solely for implementation of Substitute Senate  
15 Bill No. 5762 (purple star award). If the bill is not enacted by June  
16 30, 2022, the amount provided in this subsection shall lapse.

17 (5) CAREER CONNECTED LEARNING

18 (a) \$852,000 of the workforce education investment account—state  
19 appropriation is provided solely for expanding career connected  
20 learning as provided in RCW 28C.30.020.

21 (b) \$960,000 of the workforce education investment account—state  
22 appropriation is provided solely for increasing the funding per full-  
23 time equivalent for career launch programs as described in RCW  
24 28A.700.130. In the 2021-2023 fiscal biennium, for career launch  
25 enrollment exceeding the funding provided in this subsection, funding  
26 is provided in section 504 of this act.

27 (c) \$500,000 of the workforce education investment account—state  
28 appropriation is provided solely for the Federal Way school district  
29 to establish pre-apprenticeship pathways and career connected  
30 learning programs in the skilled trades in Federal Way.

31 (d) \$1,500,000 of the workforce education investment account—  
32 state is provided solely for Marysville school district to  
33 collaborate with Arlington school district, Everett Community  
34 College, other local school districts, local labor unions, local  
35 Washington state apprenticeship and training council registered  
36 apprenticeship programs, and local industry groups to continue the  
37 regional apprenticeship pathways program.

38 (e) \$3,600,000 of the workforce education investment account—  
39 state appropriation is provided solely for the office of the

1 superintendent of public instruction to administer grants to skill  
2 centers for nursing programs to purchase or upgrade simulation  
3 laboratory equipment.

4 **Sec. 502.** 2021 c 334 s 502 (uncodified) is amended to read as  
5 follows:

6 **FOR THE STATE BOARD OF EDUCATION**

7	General Fund—State Appropriation (FY 2022) . . . . .	\$3,001,000
8	General Fund—State Appropriation (FY 2023) . . . . .	<del>(\$5,003,000)</del>
9		<u>\$5,404,000</u>
10	Washington Opportunity Pathways Account—State	
11	Appropriation . . . . .	<del>(\$322,000)</del>
12		<u>\$326,000</u>
13	TOTAL APPROPRIATION . . . . .	<del>(\$8,326,000)</del>
14		<u>\$8,731,000</u>

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

17 (1) \$152,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$138,000 of the general fund—state appropriation for  
19 fiscal year 2023 are provided solely to the state board of education  
20 for the following: Continuation of the mastery-based learning work  
21 group (chapter 252, Laws of 2019), expansion of ongoing pathways  
22 research, and a report outlining findings and recommendations to the  
23 governor and education committees of the legislature by December 31,  
24 2022.

25 (2) \$1,500,000 of the general fund—state appropriation for fiscal  
26 year 2022 and \$3,500,000 of the general fund—state appropriation for  
27 fiscal year 2023 are provided solely to the state board of education  
28 for implementation of mastery-based learning in school district  
29 demonstration sites for the purpose of addressing learning recovery  
30 and other educational issues related to COVID-19. The funds must be  
31 used for grants to school districts, professional development of  
32 school district staff, and implementation support provided by the  
33 state board of education. The state board of education shall require  
34 grant recipients to report on impacts and participate in a  
35 collaborative to share best practices. Grants for mastery-based  
36 learning may be made in partnership with private matching funds.

37 (3) \$263,000 of the general fund—state appropriation for fiscal  
38 year 2023 is provided solely for the state board of education for a

1 community engagement coordinator position within the state board of  
2 education.

3 (4) \$100,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for the state board of education to  
5 identify, develop, or purchase a school climate survey tool or other  
6 assessment options, and work with the office of the superintendent of  
7 public instruction and school districts to develop a statewide  
8 implementation plan, and report back on progress to the governor and  
9 education committees of the legislature by June 30, 2023.

10 **Sec. 503.** 2021 c 334 s 503 (uncodified) is amended to read as  
11 follows:

12 **FOR THE PROFESSIONAL EDUCATOR STANDARDS BOARD**

13	General Fund—State Appropriation (FY 2022). . . . .	\$16,868,000
14	General Fund—State Appropriation (FY 2023). . . . .	(\$19,203,000)
15		<u>\$19,278,000</u>
16	TOTAL APPROPRIATION. . . . .	(\$36,071,000)
17		<u>\$36,146,000</u>

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

20 (1) \$1,693,000 of the general fund—state appropriation for fiscal  
21 year 2022 and \$1,725,000 of the general fund—state appropriation for  
22 fiscal year 2023 are for the operation and expenses of the Washington  
23 professional educator standards board including implementation of  
24 chapter 172, Laws of 2017 (educator prep. data/PESB).

25 (2)(a) \$600,000 of the general fund—state appropriation for  
26 fiscal year 2022 and \$600,000 of the general fund—state appropriation  
27 for fiscal year 2023 are provided solely for grants to improve  
28 preservice teacher training and funding of alternate routes to  
29 certification programs administered by the professional educator  
30 standards board.

31 (b) Within the amounts provided in this subsection (2), up to  
32 \$500,000 of the general fund—state appropriation for fiscal year 2022  
33 and up to \$500,000 of the general fund—state appropriation for fiscal  
34 year 2023 are provided for grants to public or private colleges of  
35 education in Washington state to develop models and share best  
36 practices for increasing the classroom teaching experience of  
37 preservice training programs.

1 (3) \$622,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$622,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided for the recruiting Washington teachers  
4 program with priority given to programs that support bilingual  
5 teachers, teachers from populations that are underrepresented, and  
6 English language learners. Of the amounts provided in this subsection  
7 (3), \$500,000 of the general fund—state appropriation for fiscal year  
8 2022 and \$500,000 of the general fund—state appropriation for fiscal  
9 year 2023 are provided solely for implementation and expansion of the  
10 bilingual educator initiative pilot project established under RCW  
11 28A.180.120.

12 (4) \$150,000 of the general fund—state appropriation for fiscal  
13 year 2022 and \$150,000 of the general fund—state appropriation for  
14 fiscal year 2023 are provided solely for the implementation of  
15 chapter 295, Laws of 2019 (educator workforce supply).

16 (5) \$13,499,000 of the general fund—state appropriation for  
17 fiscal year 2022 and \$16,076,000 of the general fund—state  
18 appropriation for fiscal year 2023 are provided solely for  
19 implementation of chapter 237, Laws of 2017 (paraeducators). Of the  
20 amounts provided in this subsection:

21 (a) \$250,000 of the general fund—state appropriation for fiscal  
22 year 2022 is provided solely to develop an online course to train  
23 educators on effective community, family, and student engagement.

24 (b) \$12,587,000 of the general fund—state appropriation for  
25 fiscal year 2022 and \$15,414,000 of the general fund—state  
26 appropriation for fiscal year 2023 are provided solely for grants to  
27 districts to provide two days of training per school year in the  
28 paraeducator certificate program to all paraeducators. Funds in this  
29 subsection are provided solely for reimbursement to school districts  
30 that provide paraeducators with two days of training in the  
31 paraeducator certificate program in each of the 2020-21 and 2021-22  
32 school years.

33 (6) \$54,000 of the general fund—state appropriation for fiscal  
34 year 2022 is provided solely for implementation of Second Substitute  
35 House Bill No. 1028 (residency teacher cert.). (~~If the bill is not  
36 enacted by June 30, 2021, the amount provided in this subsection  
37 shall lapse.~~)

38 (7) \$63,000 of the general fund—state appropriation for fiscal  
39 year 2022 is provided solely to develop standards for two specialty

1 endorsements in computer science, one in elementary computer science  
2 and one in secondary computer science. The professional educator  
3 standards board shall consult with the superintendent of public  
4 instruction to confirm that the specialty endorsements reflect the  
5 appropriate content necessary to teach computer science in the  
6 classroom, as defined by the office of the superintendent of public  
7 instruction with industry input. The computer science specialty  
8 endorsements must be available to all certificated teachers who hold  
9 a valid license and who demonstrate sufficient content knowledge in  
10 computer science.

11 (8) \$187,000 of the general fund—state appropriation for fiscal  
12 year 2022 and \$30,000 of the general fund—state appropriation for  
13 fiscal year 2023 are provided solely for implementation of Engrossed  
14 Substitute Senate Bill No. 5044 (schools/equity training). (~~If the~~  
15 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
16 ~~subsection shall lapse.~~)

17 **Sec. 504.** 2021 c 334 s 504 (uncodified) is amended to read as  
18 follows:

19 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GENERAL**  
20 **APPORTIONMENT**

21	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$9,852,652,000</del> ))
22		<u>\$9,698,930,000</u>
23	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$9,550,695,000</del> ))
24		<u>\$9,074,661,000</u>
25	Education Legacy Trust Account—State Appropriation (( <del>\$1,398,115,000</del> ))	
26		<u>\$1,598,115,000</u>
27	<u>Washington Opportunity Pathways Account—State</u>	
28	<u>Appropriation. . . . .</u>	<u>\$50,000,000</u>
29	TOTAL APPROPRIATION. . . . .	(( <del>\$20,801,462,000</del> ))
30		<u>\$20,421,706,000</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 and Second Substitute Senate Bill No. 5595 (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
<del>Guidance counselors</del>	<del>0.500</del>	<del>0.500</del>	<del>0.500</del>



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))~~ 12.52 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 17.86 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 percent in the 2022-23  
 3 school year for certificated salary allocations provided under  
 4 subsections (2), (3), and (5) of this section, and a rate of 22.75  
 5 percent in the 2021-22 school year and (~~22.75~~) 22.80 percent in the  
 6 2022-23 school year for classified salary allocations provided under  
 7 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 930 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	( <del>\$168.10</del> ) <u>\$175.29</u>

1	Utilities and Insurance	\$382.70	(( <del>\$388.82</del> )) <u>\$406.83</u>
2	Curriculum and Textbooks	\$151.22	(( <del>\$153.64</del> )) <u>\$160.75</u>
3	Other Supplies	\$299.50	(( <del>\$303.29</del> )) <u>\$297.26</u>
4	Library Materials	\$21.54	(( <del>\$21.89</del> )) <u>\$21.97</u>
5	Instructional Professional Development for Certificated	\$23.39	(( <del>\$23.76</del> )) <u>\$24.86</u>
6	and Classified Staff		
7	Facilities Maintenance	\$189.59	(( <del>\$192.62</del> )) <u>\$201.54</u>
8	Security and Central Office	\$131.35	(( <del>\$133.45</del> )) <u>\$139.63</u>
9	TOTAL MSOC/STUDENT FTE	\$1,340.13	(( <del>\$1,386.57</del> ))
10			<u>\$1,428.12</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~~)) \$1,629.95 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~~)) \$1,629.95 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	(( <del>\$41.15</del> )) <u>\$42.40</u>
37 Curriculum and Textbooks	\$44.18	(( <del>\$44.89</del> )) <u>\$46.26</u>

1	Other Supplies	\$86.06	(( <del>\$87.43</del> )) <u>\$90.10</u>
2	Library Materials	\$5.99	(( <del>\$6.09</del> )) <u>\$6.27</u>
3	Instructional Professional Development for Certified	\$7.36	(( <del>\$7.48</del> )) <u>\$7.71</u>
4	and Classified Staff		
5	TOTAL GRADE 9-12 BASIC EDUCATION MSOC/STUDENT FTE	\$184.09	(( <del>\$187.04</del> )) <u>\$192.74</u>

6 (9) SUBSTITUTE TEACHER ALLOCATIONS

7 For the 2021-22 and 2022-23 school years, funding for substitute  
8 costs for classroom teachers is based on four (4) funded substitute  
9 days per classroom teacher unit generated under subsection (2) of  
10 this section, at a daily substitute rate of \$151.86.

11 (10) ALTERNATIVE LEARNING EXPERIENCE PROGRAM FUNDING

12 (a) Amounts provided in this section from July 1, 2021, to August  
13 31, 2021, are adjusted to reflect provisions of chapter 357, Laws of  
14 2020, as amended (allocation of funding for students enrolled in  
15 alternative learning experiences).

16 (b) The superintendent of public instruction shall require all  
17 districts receiving general apportionment funding for alternative  
18 learning experience (ALE) programs as defined in WAC 392-121-182 to  
19 provide separate financial accounting of expenditures for the ALE  
20 programs offered in district or with a provider, including but not  
21 limited to private companies and multidistrict cooperatives, as well  
22 as accurate, monthly headcount and FTE enrollment claimed for basic  
23 education, including separate counts of resident and nonresident  
24 students.

25 (11) DROPOUT REENGAGEMENT PROGRAM

26 The superintendent shall adopt rules to require students claimed  
27 for general apportionment funding based on enrollment in dropout  
28 reengagement programs authorized under RCW 28A.175.100 through  
29 28A.175.115 to meet requirements for at least weekly minimum  
30 instructional contact, academic counseling, career counseling, or  
31 case management contact. Districts must also provide separate  
32 financial accounting of expenditures for the programs offered by the  
33 district or under contract with a provider, as well as accurate  
34 monthly headcount and full-time equivalent enrollment claimed for  
35 basic education, including separate enrollment counts of resident and  
36 nonresident students.

37 (12) ALL DAY KINDERGARTEN PROGRAMS



1 Funding in this section is sufficient to fund all day  
2 kindergarten programs in all schools in the 2021-22 school year and  
3 2022-23 school year, pursuant to RCW 28A.150.220 and 28A.150.315.

4 (13) ADDITIONAL FUNDING FOR SMALL SCHOOL DISTRICTS AND REMOTE AND  
5 NECESSARY PLANTS

6 For small school districts and remote and necessary school plants  
7 within any district which have been judged to be remote and necessary  
8 by the superintendent of public instruction, additional staff units  
9 are provided to ensure a minimum level of staffing support.  
10 Additional administrative and certificated instructional staff units  
11 provided to districts in this subsection shall be reduced by the  
12 general education staff units, excluding career and technical  
13 education and skills center enhancement units, otherwise provided in  
14 subsections (2) through (5) of this section on a per district basis.

15 (a) For districts enrolling not more than twenty-five average  
16 annual full-time equivalent students in grades K-8, and for small  
17 school plants within any school district which have been judged to be  
18 remote and necessary by the superintendent of public instruction and  
19 enroll not more than twenty-five average annual full-time equivalent  
20 students in grades K-8:

21 (i) For those enrolling no students in grades 7 and 8, 1.76  
22 certificated instructional staff units and 0.24 certificated  
23 administrative staff units for enrollment of not more than five  
24 students, plus one-twentieth of a certificated instructional staff  
25 unit for each additional student enrolled; and

26 (ii) For those enrolling students in grades 7 or 8, 1.68  
27 certificated instructional staff units and 0.32 certificated  
28 administrative staff units for enrollment of not more than five  
29 students, plus one-tenth of a certificated instructional staff unit  
30 for each additional student enrolled;

31 (b) For specified enrollments in districts enrolling more than  
32 twenty-five but not more than one hundred average annual full-time  
33 equivalent students in grades K-8, and for small school plants within  
34 any school district which enroll more than twenty-five average annual  
35 full-time equivalent students in grades K-8 and have been judged to  
36 be remote and necessary by the superintendent of public instruction:

37 (i) For enrollment of up to sixty annual average full-time  
38 equivalent students in grades K-6, 2.76 certificated instructional  
39 staff units and 0.24 certificated administrative staff units; and

1 (ii) For enrollment of up to twenty annual average full-time  
2 equivalent students in grades 7 and 8, 0.92 certificated  
3 instructional staff units and 0.08 certificated administrative staff  
4 units;

5 (c) For districts operating no more than two high schools with  
6 enrollments of less than three hundred average annual full-time  
7 equivalent students, for enrollment in grades 9-12 in each such  
8 school, other than alternative schools, except as noted in this  
9 subsection:

10 (i) For remote and necessary schools enrolling students in any  
11 grades 9-12 but no more than twenty-five average annual full-time  
12 equivalent students in grades K-12, four and one-half certificated  
13 instructional staff units and one-quarter of a certificated  
14 administrative staff unit;

15 (ii) For all other small high schools under this subsection, nine  
16 certificated instructional staff units and one-half of a certificated  
17 administrative staff unit for the first sixty average annual full-  
18 time equivalent students, and additional staff units based on a ratio  
19 of 0.8732 certificated instructional staff units and 0.1268  
20 certificated administrative staff units per each additional forty-  
21 three and one-half average annual full-time equivalent students;

22 (iii) Districts receiving staff units under this subsection shall  
23 add students enrolled in a district alternative high school and any  
24 grades nine through twelve alternative learning experience programs  
25 with the small high school enrollment for calculations under this  
26 subsection;

27 (d) For each nonhigh school district having an enrollment of more  
28 than seventy annual average full-time equivalent students and less  
29 than one hundred eighty students, operating a grades K-8 program or a  
30 grades 1-8 program, an additional one-half of a certificated  
31 instructional staff unit;

32 (e) For each nonhigh school district having an enrollment of more  
33 than fifty annual average full-time equivalent students and less than  
34 one hundred eighty students, operating a grades K-6 program or a  
35 grades 1-6 program, an additional one-half of a certificated  
36 instructional staff unit;

37 (f) (i) For enrollments generating certificated staff unit  
38 allocations under (a) through (e) of this subsection, one classified  
39 staff unit for each 2.94 certificated staff units allocated under  
40 such subsections;

1 (ii) For each nonhigh school district with an enrollment of more  
2 than fifty annual average full-time equivalent students and less than  
3 one hundred eighty students, an additional one-half of a classified  
4 staff unit; and

5 (g) School districts receiving additional staff units to support  
6 small student enrollments and remote and necessary plants under this  
7 subsection (13) shall generate additional MSOC allocations consistent  
8 with the nonemployee related costs (NERC) allocation formula in place  
9 for the 2010-11 school year as provided section 502, chapter 37, Laws  
10 of 2010 1st sp. sess. (2010 supplemental budget), adjusted annually  
11 for inflation.

12 (14) Any school district board of directors may petition the  
13 superintendent of public instruction by submission of a resolution  
14 adopted in a public meeting to reduce or delay any portion of its  
15 basic education allocation for any school year. The superintendent of  
16 public instruction shall approve such reduction or delay if it does  
17 not impair the district's financial condition. Any delay shall not be  
18 for more than two school years. Any reduction or delay shall have no  
19 impact on levy authority pursuant to RCW 84.52.0531 and local effort  
20 assistance pursuant to chapter 28A.500 RCW.

21 (15) The superintendent may distribute funding for the following  
22 programs outside the basic education formula during fiscal years 2022  
23 and 2023 as follows:

24 (a) \$650,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$650,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for fire protection for school  
27 districts located in a fire protection district as now or hereafter  
28 established pursuant to chapter 52.04 RCW.

29 (b) \$436,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$436,000 of the general fund—state appropriation for  
31 fiscal year 2023 are provided solely for programs providing skills  
32 training for secondary students who are enrolled in extended day  
33 school-to-work programs, as approved by the superintendent of public  
34 instruction. The funds shall be allocated at a rate not to exceed  
35 \$500 per full-time equivalent student enrolled in those programs.

36 (16) Funding in this section is sufficient to fund a maximum of  
37 1.6 FTE enrollment for skills center students pursuant to chapter  
38 463, Laws of 2007.

1 (17) Funding in this section is sufficient to fund a maximum of  
2 1.2 FTE enrollment for career launch students pursuant to RCW  
3 28A.700.130. Expenditures for this purpose must come first from the  
4 appropriations provided in section 501(5) of this act; funding for  
5 career launch enrollment exceeding those appropriations is provided  
6 in this section. The office of the superintendent of public  
7 instruction shall provide a summary report to the office of the  
8 governor and the appropriate committees of the legislature by January  
9 1, 2022. The report must include the total FTE enrollment for career  
10 launch students, the FTE enrollment for career launch students that  
11 exceeded the appropriations provided in section 501(5) of this act,  
12 and the amount expended from this section for those students.

13 (18) Students participating in running start programs may be  
14 funded up to a combined maximum enrollment of 1.2 FTE including  
15 school district and institution of higher education enrollment  
16 consistent with the running start course requirements provided in  
17 chapter 202, Laws of 2015 (dual credit education opportunities). In  
18 calculating the combined 1.2 FTE, the office of the superintendent of  
19 public instruction may average the participating student's September  
20 through June enrollment to account for differences in the start and  
21 end dates for courses provided by the high school and higher  
22 education institution. Additionally, the office of the superintendent  
23 of public instruction, in consultation with the state board for  
24 community and technical colleges, the student achievement council,  
25 and the education data center, shall annually track and report to the  
26 fiscal committees of the legislature on the combined FTE experience  
27 of students participating in the running start program, including  
28 course load analyses at both the high school and community and  
29 technical college system.

30 (19) If two or more school districts consolidate and each  
31 district was receiving additional basic education formula staff units  
32 pursuant to subsection (13) of this section, the following apply:

33 (a) For three school years following consolidation, the number of  
34 basic education formula staff units shall not be less than the number  
35 of basic education formula staff units received by the districts in  
36 the school year prior to the consolidation; and

37 (b) For the fourth through eighth school years following  
38 consolidation, the difference between the basic education formula  
39 staff units received by the districts for the school year prior to  
40 consolidation and the basic education formula staff units after

1 consolidation pursuant to subsection (13) of this section shall be  
2 reduced in increments of twenty percent per year.

3 (20)(a) Indirect cost charges by a school district to approved  
4 career and technical education middle and secondary programs shall  
5 not exceed the lesser of five percent or the cap established in  
6 federal law of the combined basic education and career and technical  
7 education program enhancement allocations of state funds. Middle and  
8 secondary career and technical education programs are considered  
9 separate programs for funding and financial reporting purposes under  
10 this section.

11 (b) Career and technical education program full-time equivalent  
12 enrollment shall be reported on the same monthly basis as the  
13 enrollment for students eligible for basic support, and payments  
14 shall be adjusted for reported career and technical education program  
15 enrollments on the same monthly basis as those adjustments for  
16 enrollment for students eligible for basic support.

17 (21) Funding in this section is sufficient to provide full  
18 general apportionment payments to school districts eligible for  
19 federal forest revenues as provided in RCW 28A.520.020. For the  
20 2021-2023 biennium, general apportionment payments are not reduced  
21 for school districts receiving federal forest revenues.

22 (22) \$16,211,000 of the general fund—state appropriation for  
23 fiscal year 2022 is provided solely to ensure that school districts  
24 receive at least \$500 per pupil for COVID-19 relief funding when  
25 combined with federal relief dollars. These funds are one-time  
26 allocations to school districts and may be used according to the  
27 allowable uses defined in section 2001(2)(e) of the American rescue  
28 plan act of 2021, P.L. 117-2. Prior to receiving funds, a school  
29 district must submit an academic and student well-being recovery plan  
30 to the office of the superintendent of public instruction as required  
31 in section 12(3), chapter 3, Laws of 2021, and must also report  
32 progress on implementing the plan in a manner identified by the  
33 superintendent.

34 (a) The office of the superintendent of public instruction must  
35 calculate a relief per pupil amount for each district defined as: The  
36 quotient from dividing the total funding allocated to each district  
37 from the federal relief funds, as defined in (b) of this subsection,  
38 by a school district's total enrollment as defined in (c) of this  
39 subsection. A school district with a relief per pupil amount less  
40 than \$500 shall receive the difference between \$500 and the relief

1 per pupil amount, multiplied by the school district's total  
2 enrollment.

3 (b) For the purposes of this subsection, federal relief funds  
4 allocated to school districts include:

5 (i) Subgrants authorized under section 18003, the coronavirus  
6 aid, relief, and economic security act, P.L. 116-136;

7 (ii) Subgrants authorized under section 313, the coronavirus  
8 response and relief supplemental appropriations act, P.L. 116-260;  
9 and

10 (iii) Subgrants authorized under section 2001, the American  
11 rescue plan act of 2021, P.L. 117-2.

12 (c) For the purposes of this subsection, a school district's  
13 total enrollment means the district's 2019-20 school year annual  
14 average full-time equivalent student enrollment, excluding full-time  
15 equivalent student enrollments for which funds are separately  
16 calculated and allocated under RCW 28A.232.020, 28A.600.310(4),  
17 28A.245.020, and 28A.175.110.

18 (d) For the purposes of this subsection, this subsection applies  
19 to state-tribal compact schools established under chapter 28A.715  
20 RCW.

21 (23) (~~(\$27,806,000)~~) \$14,859,000 of the general fund—state  
22 appropriation for fiscal year 2022 is provided solely for enrollment  
23 stabilization allocations required in section 1519 of this act.

24 (\$217,678,000) of the general fund—state appropriation for  
25 fiscal year 2022 and \$63,197,000 of the general fund—state  
26 appropriation for fiscal year 2023 are provided solely for enrollment  
27 stabilization allocations pursuant to Substitute Senate Bill No. 5563  
28 (enrollment stabilization). If the bill is not enacted by June 30,  
29 2022, the amounts provided in this subsection shall lapse.

30 (\$566,000) of the general fund—state appropriation for fiscal  
31 year 2022, \$250,000 of the general fund—state appropriation for  
32 fiscal year 2023, and \$204,000 of the general fund—federal  
33 appropriation (CRRSA/ESSER) are provided solely for an enrollment  
34 stabilization allocation for the Washington youth academy national  
35 guard youth challenge program. Federal funding is provided in  
36 response to the COVID-19 pandemic as authorized in subsection 313(e),  
37 the coronavirus response and relief supplemental appropriations act,  
38 P.L. 116-260, division M.



1 (4) The salary allocations established in this section are for  
2 allocation purposes only except as provided in this subsection, and  
3 do not entitle an individual staff position to a particular paid  
4 salary except as provided in RCW 28A.400.200, as amended by chapter  
5 13, Laws of 2017 3rd sp. sess. (fully funding the program of basic  
6 education).

7 **Sec. 506.** 2021 c 334 s 506 (uncodified) is amended to read as  
8 follows:

9 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL EMPLOYEE**  
10 **COMPENSATION ADJUSTMENTS**

11	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$102,094,000</del> ))
12		<u>\$97,080,000</u>
13	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$310,929,000</del> ))
14		<u>\$527,125,000</u>
15	TOTAL APPROPRIATION. . . . .	(( <del>\$413,023,000</del> ))
16		<u>\$624,205,000</u>

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

19 (1) The salary increases provided in this section are 2.0 percent  
20 for the 2021-22 school year, and ((~~1.6~~)) 4.7 percent for the 2022-23  
21 school year, the annual inflationary adjustments pursuant to RCW  
22 28A.400.205.

23 (2)(a) In addition to salary allocations, the appropriations in  
24 this section include funding for professional learning as defined in  
25 RCW 28A.415.430, 28A.415.432, and 28A.415.434. Funding for this  
26 purpose is calculated as the equivalent of three days of salary and  
27 benefits for each of the funded full-time equivalent certificated  
28 instructional staff units. Nothing in this section entitles an  
29 individual certificated instructional staff to any particular number  
30 of professional learning days.

31 (b) Of the funding provided for professional learning in this  
32 section, the equivalent of one day of salary and benefits for each of  
33 the funded full-time equivalent certificated instructional staff  
34 units in the 2021-22 school year must be used to train school  
35 district staff on cultural competency, diversity, equity, or  
36 inclusion, as required in ((~~Engrossed Substitute Senate Bill No.~~  
37 ~~5044~~)) chapter 197, Laws of 2021 (schools/equity training).



1 (3) (a) The appropriations in this section include associated  
2 incremental fringe benefit allocations at 22.07 percent for the  
3 2021-22 school year and 22.07 percent for the 2022-23 school year for  
4 certificated instructional and certificated administrative staff and  
5 19.25 percent for the 2021-22 school year and (~~19.25~~) 19.30 percent  
6 for the 2022-23 school year for classified staff.

7 (b) The appropriations in this section include the increased or  
8 decreased portion of salaries and incremental fringe benefits for all  
9 relevant state-funded school programs in part V of this act. Changes  
10 for general apportionment (basic education) are based on the salary  
11 allocations and methodology in sections 504 and 505 of this act.  
12 Changes for special education result from changes in each district's  
13 basic education allocation per student. Changes for educational  
14 service districts and institutional education programs are determined  
15 by the superintendent of public instruction using the methodology for  
16 general apportionment salaries and benefits in sections 504 and 505  
17 of this act. Changes for pupil transportation are determined by the  
18 superintendent of public instruction pursuant to RCW 28A.160.192, and  
19 impact compensation factors in sections 504, 505, and 506 of this  
20 act.

21 (c) The appropriations in this section include no salary  
22 adjustments for substitute teachers.

23 (4) The appropriations in this section are sufficient to fund the  
24 collective bargaining agreement referenced in (~~section 942 of this~~  
25 ~~act~~) section 930 of this act and reflect the incremental change in  
26 cost of allocating rates as follows: For the 2021-22 school year,  
27 \$968 per month and for the 2022-23 school year, (~~\$1,032~~) \$1,023 per  
28 month.

29 (5) When bargaining for funding for school employees health  
30 benefits for the 2021-2023 fiscal biennium, any proposal agreed upon  
31 must assume the imposition of a twenty-five dollar per month  
32 surcharge payment from members who use tobacco products and a  
33 surcharge payment of not less than fifty dollars per month from  
34 members who cover a spouse or domestic partner where the spouse or  
35 domestic partner has chosen not to enroll in another employer-based  
36 group health insurance that has benefits and premiums with an  
37 actuarial value of not less than ninety-five percent of the actuarial  
38 value of the public employees' benefits board plan with the largest  
39 enrollment. The surcharge payments shall be collected in addition to  
40 the member premium payment.

(6) The rates specified in this section are subject to revision each year by the legislature.

**Sec. 507.** 2021 c 334 s 507 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PUPIL TRANSPORTATION**

General Fund—State Appropriation (FY 2022). . . . . (~~(\$615,759,000)~~)  
\$605,160,000

General Fund—State Appropriation (FY 2023). . . . . (~~(\$649,872,000)~~)  
\$659,475,000

TOTAL APPROPRIATION. . . . . (~~(\$1,265,631,000)~~)  
\$1,264,635,000

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 district programs for the transportation of eligible students as provided in RCW 28A.160.192. Funding in this section constitutes full implementation of RCW 28A.160.192, which enhancement is within the program of basic education. Students are considered eligible only if meeting the definitions provided in RCW 28A.160.160.

(b) From July 1, 2021, to August 31, 2021, the superintendent shall allocate funding to school districts programs for the transportation of students as provided in section 506, chapter 357, Laws of 2020, as amended.

(3) Within amounts appropriated in this section, up to \$10,000,000 of the general fund—state appropriation for fiscal year 2022 and up to \$10,000,000 of the general fund—state appropriation for fiscal year 2023 are for a transportation alternate funding grant program based on the alternate funding process established in RCW 28A.160.191. The superintendent of public instruction must include a review of school district efficiency rating, key performance indicators and local school district characteristics such as unique geographic constraints in the grant award process.

(4) A maximum of \$939,000 of the general fund—state appropriation for fiscal year 2022 and a maximum of \$939,000 of the general fund—

1 state appropriation for fiscal year 2023 may be expended for regional  
2 transportation coordinators and related activities. The  
3 transportation coordinators shall ensure that data submitted by  
4 school districts for state transportation funding shall, to the  
5 greatest extent practical, reflect the actual transportation activity  
6 of each district.

7 (5) Subject to available funds under this section, school  
8 districts may provide student transportation for summer skills center  
9 programs.

10 (6) The office of the superintendent of public instruction shall  
11 provide reimbursement funding to a school district for school bus  
12 purchases only after the superintendent of public instruction  
13 determines that the school bus was purchased from the list  
14 established pursuant to RCW 28A.160.195(2) or a comparable  
15 competitive bid process based on the lowest price quote based on  
16 similar bus categories to those used to establish the list pursuant  
17 to RCW 28A.160.195.

18 (7) The superintendent of public instruction shall base  
19 depreciation payments for school district buses on the presales tax  
20 five-year average of lowest bids in the appropriate category of bus.  
21 In the final year on the depreciation schedule, the depreciation  
22 payment shall be based on the lowest bid in the appropriate bus  
23 category for that school year.

24 (8) Funding levels in this section reflect waivers granted by the  
25 state board of education for four-day school weeks as allowed under  
26 RCW 28A.305.141.

27 (9) The office of the superintendent of public instruction shall  
28 annually disburse payments for bus depreciation in August.

29 (10) The superintendent must provide student transportation  
30 allocations for the 2021-22 school year equal to the greater of  
31 allocations provided in the 2019-20 school year or the student  
32 transportation allocations calculated under RCW 28A.160.192. These  
33 allocations satisfy the formula requirements for transportation  
34 allocations under RCW 28A.160.192.

35 (11) (~~(\$33,858,000)~~) \$29,745,000 of the general fund—state  
36 appropriation for fiscal year 2022 is provided solely for  
37 transportation emergency allocations required in section 1504(12) of  
38 this act.

1       **Sec. 508.** 2021 c 334 s 508 (uncodified) is amended to read as  
2 follows:

3 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—SCHOOL FOOD SERVICES**

4	General Fund—State Appropriation (FY 2022). . . . .	\$11,667,000
5	General Fund—State Appropriation (FY 2023). . . . .	\$11,667,000
6	General Fund—Federal Appropriation. . . . .	<del>(\$551,378,000)</del>
7		<u>\$573,246,000</u>
8	TOTAL APPROPRIATION. . . . .	<del>(\$574,712,000)</del>
9		<u>\$596,580,000</u>

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

12       (1) \$11,548,000 of the general fund—state appropriation for  
13 fiscal year 2022 and \$11,548,000 of the general fund—state  
14 appropriation for fiscal year 2023 are provided solely for state  
15 matching money for federal child nutrition programs, and may support  
16 the meals for kids program through the following allowable uses:

17       (a) Elimination of breakfast copays for eligible public school  
18 students and lunch copays for eligible public school students in  
19 grades pre-kindergarten through twelfth grades who are eligible for  
20 reduced-price lunch as required in Engrossed House Bill No. 1342  
21 (reduced-price lunch copays);

22       (b) Assistance to school districts and authorized public and  
23 private nonprofit organizations for supporting summer food service  
24 programs, and initiating new summer food service programs in low-  
25 income areas;

26       (c) Reimbursements to school districts for school breakfasts  
27 served to students eligible for free and reduced-price lunch,  
28 pursuant to chapter 287, Laws of 2005; and

29       (d) Assistance to school districts in initiating and expanding  
30 school breakfast programs.

31       (2) The office of the superintendent of public instruction shall  
32 report annually to the fiscal committees of the legislature on annual  
33 expenditures in subsection (1)(a) through (c) of this section.

34       (3) The superintendent of public instruction shall provide the  
35 department of health with the following data, where available, for  
36 all nutrition assistance programs that are funded by the United  
37 States department of agriculture and administered by the office of  
38 the superintendent of public instruction. The superintendent must

1 provide the report for the preceding federal fiscal year by February  
2 1, 2022, and February 1, 2023. The report must provide:

3 (a) The number of people in Washington who are eligible for the  
4 program;

5 (b) The number of people in Washington who participated in the  
6 program;

7 (c) The average annual participation rate in the program;

8 (d) Participation rates by geographic distribution; and

9 (e) The annual federal funding of the program in Washington.

10 (4) \$119,000 of the general fund—state appropriation for fiscal  
11 year 2022 and \$119,000 of the general fund—state appropriation for  
12 fiscal year 2023 are provided solely for implementation of chapter  
13 271, Laws of 2018 (school meal payment) to increase the number of  
14 schools participating in the federal community eligibility program  
15 and to support breakfast after the bell programs authorized by the  
16 legislature that have adopted the community eligibility provision.

17 (5) \$14,200,000 of the general fund—federal appropriation (CRRSA)  
18 is provided solely for emergency costs for child nutrition programs  
19 provided under section 722 of P.L. 116-260, the consolidated  
20 appropriations act, 2021, title VII, chapter 3 to school food  
21 programs.

22 (6) \$18,223,000 of the general fund—federal appropriation is  
23 provided solely for reimbursement of local education agency  
24 expenditures for the acquisition of unprocessed or minimally  
25 processed domestic food products.

26 (7) \$3,645,000 of the general fund—federal appropriation is  
27 provided solely for food assistance purchases of domestic local foods  
28 for distribution to schools through the United States department of  
29 agriculture's local food for schools program.

30 **Sec. 509.** 2021 c 334 s 509 (uncodified) is amended to read as  
31 follows:

32 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SPECIAL EDUCATION**  
33 **PROGRAMS**

34	General Fund—State Appropriation (FY 2022). . . .	(( <del>\$1,455,154,000</del> ))
35		<u>\$1,464,854,000</u>
36	General Fund—State Appropriation (FY 2023). . . .	(( <del>\$1,537,068,000</del> ))
37		<u>\$1,468,277,000</u>
38	General Fund—Federal Appropriation. . . . .	\$571,229,000

1	Education Legacy Trust Account—State Appropriation. . . .	\$54,694,000
2	Elementary and Secondary School Emergency Relief III	
3	Account—Federal Appropriation. . . . .	\$7,000,000
4	TOTAL APPROPRIATION. . . . .	<del>((3,625,145,000))</del>
5		<u>\$3,566,054,000</u>

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

8 (1)(a) Funding for special education programs is provided on an  
9 excess cost basis, pursuant to RCW 28A.150.390. School districts  
10 shall ensure that special education students as a class receive their  
11 full share of the general apportionment allocation accruing through  
12 sections 504 and 506 of this act. To the extent a school district  
13 cannot provide an appropriate education for special education  
14 students under chapter 28A.155 RCW through the general apportionment  
15 allocation, it shall provide services through the special education  
16 excess cost allocation funded in this section.

17 (b) Funding provided within this section is sufficient for  
18 districts to provide school principals and lead special education  
19 teachers annual professional development on the best-practices for  
20 special education instruction and strategies for implementation.  
21 Districts shall annually provide a summary of professional  
22 development activities to the office of the superintendent of public  
23 instruction.

24 (2)(a) The superintendent of public instruction shall ensure  
25 that:

26 (i) Special education students are basic education students  
27 first;

28 (ii) As a class, special education students are entitled to the  
29 full basic education allocation; and

30 (iii) Special education students are basic education students for  
31 the entire school day.

32 (b) The superintendent of public instruction shall continue to  
33 implement the full cost method of excess cost accounting, as designed  
34 by the committee and recommended by the superintendent, pursuant to  
35 section 501(1)(k), chapter 372, Laws of 2006.

36 (3) Each fiscal year appropriation includes such funds as are  
37 necessary to complete the school year ending in the fiscal year and  
38 for prior fiscal year adjustments.

1 (4) (a) For the 2021-22 and 2022-23 school years, the  
2 superintendent shall allocate funding to school district programs for  
3 special education students as provided in RCW 28A.150.390, except  
4 that the calculation of the base allocation also includes allocations  
5 provided under section 504 (2) and (4) of this act and RCW  
6 28A.150.415, which enhancement is within the program of basic  
7 education.

8 (b) From July 1, 2021, to August 31, 2021, the superintendent  
9 shall allocate funding to school district programs for special  
10 education students as provided in section 507, chapter 357, Laws of  
11 2020, as amended.

12 (5) The following applies throughout this section: The  
13 definitions for enrollment and enrollment percent are as specified in  
14 RCW 28A.150.390(3). Each district's general fund—state funded special  
15 education enrollment shall be the lesser of the district's actual  
16 enrollment percent or 13.5 percent.

17 (6) At the request of any interdistrict cooperative of at least  
18 15 districts in which all excess cost services for special education  
19 students of the districts are provided by the cooperative, the  
20 maximum enrollment percent shall be calculated in accordance with RCW  
21 28A.150.390(3) (c) and (d), and shall be calculated in the aggregate  
22 rather than individual district units. For purposes of this  
23 subsection, the average basic education allocation per full-time  
24 equivalent student shall be calculated in the aggregate rather than  
25 individual district units.

26 (7) (~~(\$63,338,000)~~) \$76,334,000 of the general fund—state  
27 appropriation for fiscal year 2022, (~~(\$82,671,000)~~) \$91,192,000 of  
28 the general fund—state appropriation for fiscal year 2023, and  
29 \$29,574,000 of the general fund—federal appropriation are provided  
30 solely for safety net awards for districts with demonstrated needs  
31 for special education funding beyond the amounts provided in  
32 subsection (4) of this section. If the federal safety net awards  
33 based on the federal eligibility threshold exceed the federal  
34 appropriation in this subsection (7) in any fiscal year, the  
35 superintendent shall expend all available federal discretionary funds  
36 necessary to meet this need. At the conclusion of each school year,  
37 the superintendent shall recover safety net funds that were  
38 distributed prospectively but for which districts were not  
39 subsequently eligible.

1 (a) For the 2021-22 and 2022-23 school years, safety net funds  
2 shall be awarded by the state safety net oversight committee as  
3 provided in section 109(1) chapter 548, Laws of 2009 (education).

4 (b) The office of the superintendent of public instruction shall  
5 make award determinations for state safety net funding in August of  
6 each school year, except that the superintendent of public  
7 instruction shall make award determinations for state safety net  
8 funding in July of each school year for the Washington state school  
9 for the blind and for the center for childhood deafness and hearing  
10 loss. Determinations on school district eligibility for state safety  
11 net awards shall be based on analysis of actual expenditure data from  
12 the current school year.

13 (8) A maximum of \$931,000 may be expended from the general fund—  
14 state appropriations to fund 5.43 full-time equivalent teachers and  
15 2.1 full-time equivalent aides at children's orthopedic hospital and  
16 medical center. This amount is in lieu of money provided through the  
17 home and hospital allocation and the special education program.

18 (9) The superintendent shall maintain the percentage of federal  
19 flow-through to school districts at 85 percent. In addition to other  
20 purposes, school districts may use increased federal funds for high-  
21 cost students, for purchasing regional special education services  
22 from educational service districts, and for staff development  
23 activities particularly relating to inclusion issues.

24 (10) A school district may carry over from one year to the next  
25 year up to 10 percent of the general fund—state funds allocated under  
26 this program; however, carryover funds shall be expended in the  
27 special education program.

28 (11) \$88,000 of the general fund—state appropriation for fiscal  
29 year 2022, \$87,000 of the general fund—state appropriation for fiscal  
30 year 2023, and \$214,000 of the general fund—federal appropriation are  
31 provided solely for a special education family liaison position  
32 within the office of the superintendent of public instruction.

33 (12) \$5,000,000 of the general fund—state appropriation for  
34 fiscal year 2022, \$12,000,000 of the general fund—state appropriation  
35 for fiscal year 2023, and \$7,000,000 of the elementary and secondary  
36 school emergency relief III account—federal appropriation are  
37 provided solely for the office of the superintendent of public  
38 instruction to provide an allocation to school districts for  
39 extension of transition services for students with disabilities who



1 turned age 21 during the 2019-20 or 2020-21 school years, did not  
2 graduate with a regular diploma, and require recovery services on or  
3 after July 1, 2021, as determined by the student's individualized  
4 education plan team. The extension of these services does not reduce  
5 or supplant any other services for which the individual would be  
6 eligible. Allocations for this purpose may not exceed the amounts  
7 provided in this subsection. The office of the superintendent of  
8 public instruction may adopt formulas and procedures to define a per-  
9 student amount to be provided to students that meet the criteria, so  
10 that allocations do not exceed amounts provided in this subsection.  
11 Amounts provided in this subsection are outside the state's program  
12 of basic education.

13 (13) (a) \$52,704,000 of the general fund—federal appropriation  
14 (ARPA) is provided solely for allocations from federal funding as  
15 authorized in section 2014, the American rescue plan act of 2021,  
16 P.L. 117-2.

17 (b) \$4,411,000 of the general fund—federal appropriation (ARPA)  
18 is provided solely for providing preschool services to qualifying  
19 special education students under section 619 of the federal  
20 individuals with disabilities education act, pursuant to section  
21 2002, the American rescue plan act of 2021, P.L. 117-2.

22 (14) \$7,000,000 of the general fund—state appropriation for  
23 fiscal year 2022 and \$5,000,000 of the general fund—state  
24 appropriation for fiscal year 2023 are provided solely for the office  
25 of the superintendent of public instruction to support professional  
26 development in inclusionary practices for classroom teachers. The  
27 primary form of support to public school classroom teachers must be  
28 for mentors who are experts in best practices for inclusive  
29 education, differentiated instruction, and individualized  
30 instruction. Funding for mentors must be prioritized to the public  
31 schools with the highest percentage of students with individualized  
32 education programs aged three through 21 who spend the least amount  
33 of time in general education classrooms.

34 **Sec. 510.** 2021 c 334 s 510 (uncodified) is amended to read as  
35 follows:

36 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR EDUCATIONAL SERVICE**  
37 **DISTRICTS**

38 General Fund—State Appropriation (FY 2022). . . . . \$28,636,000

1	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$28,636,000</del> ))
2		<u>\$30,891,000</u>
3	TOTAL APPROPRIATION. . . . .	(( <del>\$57,272,000</del> ))
4		<u>\$59,527,000</u>

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

7 (1) The educational service districts shall continue to furnish  
8 financial services required by the superintendent of public  
9 instruction and RCW 28A.310.190 (3) and (4).

10 (2) Funding within this section is provided for regional  
11 professional development related to mathematics and science  
12 curriculum and instructional strategies aligned with common core  
13 state standards and next generation science standards. Funding shall  
14 be distributed among the educational service districts in the same  
15 proportion as distributions in the 2007-2009 biennium. Each  
16 educational service district shall use this funding solely for salary  
17 and benefits for a certificated instructional staff with expertise in  
18 the appropriate subject matter and in professional development  
19 delivery, and for travel, materials, and other expenditures related  
20 to providing regional professional development support.

21 (3) Funding in this section is provided for regional professional  
22 development related to English language arts curriculum and  
23 instructional strategies aligned with common core state standards.  
24 Each educational service district shall use this funding solely for  
25 salary and benefits for certificated instructional staff with  
26 expertise in the appropriate subject matter and in professional  
27 development delivery, and for travel, materials, and other  
28 expenditures related to providing regional professional development  
29 support.

30 (4) Funding in this section is provided for regional technical  
31 support for the K-20 telecommunications network to prevent system  
32 failures and avoid interruptions in school utilization of the data  
33 processing and video-conferencing capabilities of the network. These  
34 funds may be used to purchase engineering and advanced technical  
35 support for the network.

36 (5) Funding in this section is provided for a corps of nurses  
37 located at the educational service districts, to be dispatched in  
38 coordination with the office of the superintendent of public  
39 instruction, to provide direct care to students, health education,

1 and training for school staff. Beginning in fiscal year 2022,  
2 allocations for the corps of nurses is sufficient to provide one day  
3 per week of nursing services for all second-class school districts.

4 (6) Funding in this section is provided for staff and support at  
5 the nine educational service districts to provide a network of  
6 support for school districts to develop and implement comprehensive  
7 suicide prevention and behavioral health supports for students.

8 (7) Funding in this section is provided for staff and support at  
9 the nine educational service districts to provide assistance to  
10 school districts with comprehensive safe schools planning, conducting  
11 needs assessments, school safety and security trainings, coordinating  
12 appropriate crisis and emergency response and recovery, and  
13 developing threat assessment and crisis intervention teams. Beginning  
14 in fiscal year 2022, allocations for staff and support for regional  
15 safety centers are increased to 3 full-time equivalent certificated  
16 instructional staff for each regional safety center.

17 (8) Funding in this section is provided for regional English  
18 language arts coordinators to provide professional development of  
19 teachers and principals around the new early screening for dyslexia  
20 requirements.

21 (9) The educational service districts, at the request of the  
22 state board of education pursuant to RCW 28A.310.010 and 28A.305.130,  
23 may receive and screen applications for school accreditation, conduct  
24 school accreditation site visits pursuant to state board of education  
25 rules, and submit to the state board of education post-site visit  
26 recommendations for school accreditation. The educational service  
27 districts may assess a cooperative service fee to recover actual plus  
28 reasonable indirect costs for the purposes of this subsection.

29 (10) \$2,150,000 of the general fund—state appropriation for  
30 fiscal year 2022 and (~~(\$2,150,000)~~) \$2,169,000 of the general fund—  
31 state appropriation for fiscal year 2023 are provided solely for each  
32 educational service district to provide technology consultation,  
33 procurement, and training required under Engrossed Second Substitute  
34 House Bill No. 1365 (schools/computers & devices). (~~(If the bill is~~  
35 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~  
36 ~~shall lapse.))~~)

37 (11) \$1,009,000 of the general fund—state appropriation for  
38 fiscal year 2023 is provided solely for implementation of Senate Bill

1 No. 5539 (ed. service district funding). If the bill is not enacted  
2 by June 30, 2022, the amount provided in this subsection shall lapse.

3 **Sec. 511.** 2021 c 334 s 511 (uncodified) is amended to read as  
4 follows:

5 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR LOCAL EFFORT**  
6 **ASSISTANCE**

7	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$271,870,000</del> ))
8		<u>\$297,283,000</u>
9	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$247,305,000</del> ))
10		<u>\$290,154,000</u>
11	<u>Washington Opportunity Pathways Account—State</u>	
12	<u>Appropriation. . . . .</u>	<u>\$6,549,000</u>
13	TOTAL APPROPRIATION. . . . .	(( <del>\$519,175,000</del> ))
14		<u>\$593,986,000</u>

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

17 (1) \$25,413,000 of the general fund—state appropriation for  
18 fiscal year 2022 and \$42,849,000 of the general fund—state  
19 appropriation for fiscal year 2023 are provided solely for  
20 implementation of Substitute Senate Bill No. 5563 (enrollment  
21 stabilization). If the bill is not enacted by June 30, 2022, the  
22 amounts provided in this subsection shall lapse.

23 (2) \$6,549,000 of the opportunity pathways account—state  
24 appropriation is provided solely for grants during the 2022-23 school  
25 year for enrichment activities permitted by RCW 28A.150.276(2). The  
26 superintendent of public instruction must distribute to each public  
27 school receiving allocations under chapter 28A.710 RCW a per pupil  
28 enrichment grant of \$1,550 per student as increased for inflation  
29 from the 2019 calendar year multiplied by the student enrollment of  
30 the public school receiving allocations under chapter 28A.710 RCW in  
31 the prior school year.

32 **Sec. 512.** 2021 c 334 s 512 (uncodified) is amended to read as  
33 follows:

34 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR INSTITUTIONAL**  
35 **EDUCATION PROGRAMS**

36	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$17,779,000</del> ))
37		<u>\$13,974,000</u>

1	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$19,481,000</del> ))
2		<u>\$13,498,000</u>
3	TOTAL APPROPRIATION. . . . .	(( <del>\$37,260,000</del> ))
4		<u>\$27,472,000</u>

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

7 (1) Each general fund—state fiscal year appropriation includes  
8 such funds as are necessary to complete the school year ending in the  
9 fiscal year and for prior fiscal year adjustments.

10 (2) State funding provided under this section is based on  
11 salaries and other expenditures for a 220-day school year. The  
12 superintendent of public instruction shall monitor school district  
13 expenditure plans for institutional education programs to ensure that  
14 districts plan for a full-time summer program.

15 (3) State funding for each institutional education program shall  
16 be based on the institution's annual average full-time equivalent  
17 student enrollment. Staffing ratios for each category of institution  
18 shall remain the same as those funded in the 1995-97 biennium.

19 (4) The funded staffing ratios for education programs for  
20 juveniles age 18 or less in department of corrections facilities  
21 shall be the same as those provided in the 1997-99 biennium.

22 (5) \$701,000 of the general fund—state appropriation for fiscal  
23 year 2022 and \$701,000 of the general fund—state appropriation for  
24 fiscal year 2023 are provided solely to maintain at least one  
25 certificated instructional staff and related support services at an  
26 institution whenever the K-12 enrollment is not sufficient to support  
27 one full-time equivalent certificated instructional staff to furnish  
28 the educational program. The following types of institutions are  
29 included: Residential programs under the department of social and  
30 health services for developmentally disabled juveniles, programs for  
31 juveniles under the department of corrections, programs for juveniles  
32 under the juvenile rehabilitation administration, and programs for  
33 juveniles operated by city and county jails.

34 (6) \$3,157,000 of the general fund—state appropriation for fiscal  
35 year 2022 and \$3,613,000 of the general fund—state appropriation for  
36 fiscal year 2023 are provided solely to increase the capacity of  
37 institutional education programs to differentiate instruction to meet  
38 students' unique educational needs, including students with  
39 individualized educational plans. Those needs may include but are not

1 limited to one-on-one instruction, enhanced access to counseling for  
2 social emotional needs of the student, and services to identify the  
3 proper level of instruction at the time of student entry into the  
4 facility. Allocations of amounts for this purpose in a school year  
5 must be based on 45 percent of full-time enrollment in institutional  
6 education receiving a differentiated instruction amount per pupil  
7 equal to the total statewide allocation generated by the distribution  
8 formula under RCW 28A.150.260 (4)(a), (5), (6), and (8) and the  
9 allocation under RCW 28A.150.415, per the statewide full-time  
10 equivalent enrollment in common schools.

11 (7) \$300,000 of the general fund—state appropriation in fiscal  
12 year 2022 and \$300,000 of the general fund—state appropriation in  
13 fiscal year 2023 are provided solely to support three student records  
14 coordinators to manage the transmission of academic records for each  
15 of the long-term juvenile institutions. One coordinator is provided  
16 for each of the following: The Issaquah school district for the Echo  
17 Glen children's center, the Chehalis school district for Green Hill  
18 academic school, and the Naselle-Grays River Valley school district  
19 for Naselle youth camp school.

20 (8) Ten percent of the funds allocated for the institution may be  
21 carried over from one year to the next.

22 (9) \$588,000 of the general fund—state appropriation for fiscal  
23 year 2022 and \$897,000 of the general fund—state appropriation for  
24 fiscal year 2023 are provided solely for one educational advocate to  
25 each institution with enrollments above 40 full-time equivalent  
26 students beginning in the 2021-22 school year in addition to any  
27 educational advocates supported by federal funding. Educational  
28 advocates will provide the following supports to students enrolled in  
29 or just released from institutional education programs:

30 (a) Advocacy for institutional education students to eliminate  
31 barriers to educational access and success;

32 (b) Consultation with juvenile rehabilitation staff to develop  
33 educational plans for and with participating youth;

34 (c) Monitoring educational progress of participating students;

35 (d) Providing participating students with school and local  
36 resources that may assist in educational access and success upon  
37 release from institutional education facilities; and

1 (e) Coaching students and caregivers to advocate for educational  
2 needs to be addressed at the school district upon return to the  
3 community.

4 (10) \$49,000 of the general fund—state appropriation for fiscal  
5 year 2022 and \$75,000 of the general fund—state appropriation for  
6 fiscal year 2023 are provided solely to increase materials, supplies,  
7 and operating costs by \$85 per pupil beginning in the 2021-22 school  
8 year for technology supports for institutional education programs.  
9 This funding is in addition to general education materials, supplies,  
10 and operating costs provided to institutional education programs,  
11 which exclude formula costs supported by the institutional  
12 facilities.

13 **Sec. 513.** 2021 c 334 s 513 (uncodified) is amended to read as  
14 follows:

15 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PROGRAMS FOR HIGHLY**  
16 **CAPABLE STUDENTS**

17	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$33,262,000</del> ))
18		<u>\$31,926,000</u>
19	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$33,711,000</del> ))
20		<u>\$32,210,000</u>
21	TOTAL APPROPRIATION. . . . .	(( <del>\$66,973,000</del> ))
22		<u>\$64,136,000</u>

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

25 (1) Each general fund fiscal year appropriation includes such  
26 funds as are necessary to complete the school year ending in the  
27 fiscal year and for prior fiscal year adjustments.

28 (2)(a) For the 2021-22 and 2022-23 school years, the  
29 superintendent shall allocate funding to school district programs for  
30 highly capable students as provided in RCW 28A.150.260(10)(c) except  
31 that allocations must be based on 5.0 percent of each school  
32 district's full-time equivalent enrollment. In calculating the  
33 allocations, the superintendent shall assume the following: (i)  
34 Additional instruction of 2.1590 hours per week per funded highly  
35 capable program student; (ii) fifteen highly capable program students  
36 per teacher; (iii) 36 instructional weeks per year; (iv) 900  
37 instructional hours per teacher; and (v) the compensation rates as  
38 provided in sections 505 and 506 of this act.

1 (b) From July 1, 2021, to August 31, 2021, the superintendent  
2 shall allocate funding to school districts programs for highly  
3 capable students as provided in section 511, chapter 357, Laws of  
4 2020, as amended.

5 **Sec. 514.** 2021 c 334 s 514 (uncodified) is amended to read as  
6 follows:

7 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR MISCELLANEOUS—EVERY**  
8 **STUDENT SUCCEEDS ACT**

9	General Fund—Federal Appropriation. . . . .	(( <del>\$6,802,000</del> ))
10		<u>\$9,802,000</u>
11	TOTAL APPROPRIATION. . . . .	(( <del>\$6,802,000</del> ))
12		<u>\$9,802,000</u>

13 **Sec. 515.** 2021 c 334 s 515 (uncodified) is amended to read as  
14 follows:

15 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—EDUCATION REFORM**  
16 **PROGRAMS**

17	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$137,813,000</del> ))
18		<u>\$134,083,000</u>
19	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$141,081,000</del> ))
20		<u>\$138,555,000</u>
21	General Fund—Federal Appropriation. . . . .	(( <del>\$96,598,000</del> ))
22		<u>\$96,701,000</u>
23	General Fund—Private/Local Appropriation. . . . .	\$1,450,000
24	Education Legacy Trust Account—State Appropriation. . . . .	(( <del>\$1,638,000</del> ))
25		<u>\$1,642,000</u>
26	TOTAL APPROPRIATION. . . . .	(( <del>\$378,580,000</del> ))
27		<u>\$372,431,000</u>

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

- 30 (1) ACCOUNTABILITY
- 31 (a) \$26,975,000 of the general fund—state appropriation for  
32 fiscal year 2022, \$26,975,000 of the general fund—state appropriation  
33 for fiscal year 2023, \$1,350,000 of the education legacy trust  
34 account—state appropriation, and \$15,868,000 of the general fund—  
35 federal appropriation are provided solely for development and  
36 implementation of the Washington state assessment system.



1 (b) \$14,352,000 of the general fund—state appropriation for  
2 fiscal year 2022 and \$14,352,000 of the general fund—state  
3 appropriation for fiscal year 2023 are provided solely for  
4 implementation of chapter 159, Laws of 2013 (K-12 education - failing  
5 schools).

6 (2) EDUCATOR CONTINUUM

7 (a) (~~(\$75,374,000)~~) \$71,644,000 of the general fund—state  
8 appropriation for fiscal year 2022 and (~~(\$78,547,000)~~) \$75,638,000 of  
9 the general fund—state appropriation for fiscal year 2023 are  
10 provided solely for the following bonuses for teachers who hold  
11 valid, unexpired certification from the national board for  
12 professional teaching standards and who are teaching in a Washington  
13 public school, subject to the following conditions and limitations:

14 (i) For national board certified teachers, a bonus of \$5,705 per  
15 teacher in the 2021-22 school year and a bonus of (~~(\$5,796)~~) \$5,865  
16 per teacher in the 2022-23 school year;

17 (ii) An additional \$5,000 annual bonus shall be paid to national  
18 board certified teachers who teach in either: (A) High schools where  
19 at least 50 percent of student headcount enrollment is eligible for  
20 federal free or reduced-price lunch, (B) middle schools where at  
21 least 60 percent of student headcount enrollment is eligible for  
22 federal free or reduced-price lunch, or (C) elementary schools where  
23 at least 70 percent of student headcount enrollment is eligible for  
24 federal free or reduced-price lunch;

25 (iii) The superintendent of public instruction shall adopt rules  
26 to ensure that national board certified teachers meet the  
27 qualifications for bonuses under (b) of this subsection for less than  
28 one full school year receive bonuses in a prorated manner. All  
29 bonuses in this subsection will be paid in July of each school year.  
30 Bonuses in this subsection shall be reduced by a factor of 40 percent  
31 for first year NBPTS certified teachers, to reflect the portion of  
32 the instructional school year they are certified; and

33 (iv) During the 2021-22 and 2022-23 school years, and within  
34 available funds, certificated instructional staff who have met the  
35 eligibility requirements and have applied for certification from the  
36 national board for professional teaching standards may receive a  
37 conditional loan of two thousand dollars or the amount set by the  
38 office of the superintendent of public instruction to contribute  
39 toward the current assessment fee, not including the initial up-front

1 candidacy payment. The fee shall be an advance on the first annual  
2 bonus under RCW 28A.405.415. The conditional loan is provided in  
3 addition to compensation received under a district's salary  
4 allocation and shall not be included in calculations of a district's  
5 average salary and associated salary limitation under RCW  
6 28A.400.200. Recipients who fail to receive certification after fully  
7 exhausting all years of candidacy as set by the national board for  
8 professional teaching standards are required to repay the conditional  
9 loan. The office of the superintendent of public instruction shall  
10 adopt rules to define the terms for initial grant of the assessment  
11 fee and repayment, including applicable fees. To the extent  
12 necessary, the superintendent may use revenues from the repayment of  
13 conditional loan scholarships to ensure payment of all national board  
14 bonus payments required by this section in each school year.

15 (b) \$3,418,000 of the general fund—state appropriation for fiscal  
16 year 2022 and \$3,418,000 of the general fund—state appropriation for  
17 fiscal year 2023 are provided solely for implementation of a new  
18 performance-based evaluation for certificated educators and other  
19 activities as provided in chapter 235, Laws of 2010 (education  
20 reform) and chapter 35, Laws of 2012 (certificated employee  
21 evaluations).

22 (c) \$477,000 of the general fund—state appropriation for fiscal  
23 year 2022 and \$477,000 of the general fund—state appropriation for  
24 fiscal year 2023 are provided solely for the leadership internship  
25 program for superintendents, principals, and program administrators.

26 (d) \$810,000 of the general fund—state appropriation for fiscal  
27 year 2022 and \$810,000 of the general fund—state appropriation for  
28 fiscal year 2023 are provided solely for the development of a  
29 leadership academy for school principals and administrators. The  
30 superintendent of public instruction shall contract with an  
31 independent organization to operate a state-of-the-art education  
32 leadership academy that will be accessible throughout the state.  
33 Semiannually the independent organization shall report on amounts  
34 committed by foundations and others to support the development and  
35 implementation of this program. Leadership academy partners shall  
36 include the state level organizations for school administrators and  
37 principals, the superintendent of public instruction, the  
38 professional educator standards board, and others as the independent  
39 organization shall identify.

1 (e) \$10,500,000 of the general fund—state appropriation for  
 2 fiscal year 2022 and \$10,500,000 of the general fund—state  
 3 appropriation for fiscal year 2023 are provided solely for a  
 4 beginning educator support program (BEST). The program shall  
 5 prioritize first year educators in the mentoring program. School  
 6 districts and/or regional consortia may apply for grant funding. The  
 7 program provided by a district and/or regional consortia shall  
 8 include: A paid orientation; assignment of a qualified mentor;  
 9 development of a professional growth plan for each beginning educator  
 10 aligned with professional certification; release time for mentors and  
 11 new educators to work together; and educator observation time with  
 12 accomplished peers. Funding may be used to provide statewide  
 13 professional development opportunities for mentors and beginning  
 14 educators.

15 (f) \$4,000,000 of the general fund—state appropriation for fiscal  
 16 year 2022 and \$4,000,000 of the general fund—state appropriation for  
 17 fiscal year 2023 are provided solely for the provision of training  
 18 for teachers, principals, and principal evaluators in the  
 19 performance-based teacher principal evaluation program.

20 **Sec. 516.** 2021 c 334 s 516 (uncodified) is amended to read as  
 21 follows:

22 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR TRANSITIONAL**  
 23 **BILINGUAL PROGRAMS**

24	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$228,658,000</del> ))
25		<u>\$217,022,000</u>
26	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$233,390,000</del> ))
27		<u>\$218,077,000</u>
28	General Fund—Federal Appropriation. . . . .	\$102,242,000
29	TOTAL APPROPRIATION. . . . .	(( <del>\$564,290,000</del> ))
30		<u>\$537,341,000</u>

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

33 (1) 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 (2) (a) For the 2021-22 and 2022-23 school years, the  
 37 superintendent shall allocate funding to school districts for  
 38 transitional bilingual programs under RCW 28A.180.010 through

1 28A.180.080, including programs for exited students, as provided in  
2 RCW 28A.150.260(10)(b) and the provisions of this section. In  
3 calculating the allocations, the superintendent shall assume the  
4 following averages: (i) Additional instruction of 4.7780 hours per  
5 week per transitional bilingual program student in grades  
6 kindergarten through six and 6.7780 hours per week per transitional  
7 bilingual program student in grades seven through twelve in school  
8 years 2021-22 and 2022-23; (ii) additional instruction of 3.0000  
9 hours per week in school years 2021-22 and 2022-23 for the head count  
10 number of students who have exited the transitional bilingual  
11 instruction program within the previous two years based on their  
12 performance on the English proficiency assessment; (iii) fifteen  
13 transitional bilingual program students per teacher; (iv) 36  
14 instructional weeks per year; (v) 900 instructional hours per  
15 teacher; and (vi) the compensation rates as provided in sections 505  
16 and 506 of this act. Pursuant to RCW 28A.180.040(1)(g), the  
17 instructional hours specified in (a)(ii) of this subsection (2) are  
18 within the program of basic education.

19 (b) From July 1, 2021, to August 31, 2021, the superintendent  
20 shall allocate funding to school districts for transitional bilingual  
21 instruction programs as provided in section 514, chapter 357, Laws of  
22 2020, as amended.

23 (3) The superintendent may withhold allocations to school  
24 districts in subsection (2) of this section solely for the central  
25 provision of assessments as provided in RCW 28A.180.090 (1) and (2)  
26 up to the following amounts: (~~(1.77)~~) 1.89 percent for school year  
27 2021-22 and (~~(1.76)~~) 1.89 percent for school year 2022-23.

28 (4) The general fund—federal appropriation in this section is for  
29 migrant education under Title I Part C and English language  
30 acquisition, and language enhancement grants under Title III of the  
31 elementary and secondary education act.

32 (5) \$35,000 of the general fund—state appropriation for fiscal  
33 year 2022 and \$35,000 of the general fund—state appropriation for  
34 fiscal year 2023 are provided solely to track current and former  
35 transitional bilingual program students.

36 (6) \$1,185,000 of the general fund—state appropriation in fiscal  
37 year 2022 and \$1,185,000 of the general fund—state appropriation in  
38 fiscal year 2023 are provided solely for the central provision of

1 assessments as provided in RCW 28A.180.090, and is in addition to the  
2 withholding amounts specified in subsection (3) of this section.

3 **Sec. 517.** 2021 c 334 s 517 (uncodified) is amended to read as  
4 follows:

5 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE LEARNING**  
6 **ASSISTANCE PROGRAM**

7	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$446,816,000</del> ))
8		<u>\$449,472,000</u>
9	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$455,435,000</del> ))
10		<u>\$474,214,000</u>
11	General Fund—Federal Appropriation. . . . .	\$533,481,000
12	TOTAL APPROPRIATION. . . . .	(( <del>\$1,435,732,000</del> ))
13		<u>\$1,457,167,000</u>

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

16 (1) The general fund—state appropriations in this section are  
17 subject to the following conditions and limitations:

18 (a) The appropriations include such funds as are necessary to  
19 complete the school year ending in the fiscal year and for prior  
20 fiscal year adjustments.

21 (b) (i) For the 2021-22 and 2022-23 school years, the  
22 superintendent shall allocate funding to school districts for  
23 learning assistance programs as provided in RCW 28A.150.260(10)(a),  
24 except that the allocation for the additional instructional hours  
25 shall be enhanced as provided in this section, which enhancements are  
26 within the program of the basic education. In calculating the  
27 allocations, the superintendent shall assume the following averages:

28 (A) Additional instruction of 2.3975 hours per week per funded  
29 learning assistance program student for the 2021-22 and 2022-23  
30 school years; (B) additional instruction of 1.1 hours per week per  
31 funded learning assistance program student for the 2021-22 and  
32 2022-23 school years in qualifying high-poverty school building; (C)  
33 fifteen learning assistance program students per teacher; (D) 36  
34 instructional weeks per year; (E) 900 instructional hours per  
35 teacher; and (F) the compensation rates as provided in sections 505  
36 and 506 of this act.

37 (ii) From July 1, 2021, to August 31, 2021, the superintendent  
38 shall allocate funding to school districts for learning assistance

1 programs as provided in section 515, chapter 357, Laws of 2020, as  
2 amended.

3 (c) A school district's funded students for the learning  
4 assistance program shall be the sum of the district's full-time  
5 equivalent enrollment in grades K-12 for the prior school year  
6 multiplied by the district's percentage of October headcount  
7 enrollment in grades K-12 eligible for free or reduced-price lunch in  
8 the prior school year. The prior school year's October headcount  
9 enrollment for free and reduced-price lunch shall be as reported in  
10 the comprehensive education data and research system.

11 (2) Allocations made pursuant to subsection (1) of this section  
12 shall be adjusted to reflect ineligible applications identified  
13 through the annual income verification process required by the  
14 national school lunch program, as recommended in the report of the  
15 state auditor on the learning assistance program dated February,  
16 2010.

17 (3) The general fund—federal appropriation in this section is  
18 provided for Title I Part A allocations of the every student succeeds  
19 act of 2016.

20 (4) A school district may carry over from one year to the next up  
21 to 10 percent of the general fund—state funds allocated under this  
22 program; however, carryover funds shall be expended for the learning  
23 assistance program.

24 (5) Within existing resources, during the 2021-22 and 2022-23  
25 school years, school districts are authorized to use funds allocated  
26 for the learning assistance program to also provide assistance to  
27 high school students who have not passed the state assessment in  
28 science.

29 (6) In addition to funding allocated under RCW 28A.150.260(10),  
30 the superintendent must allocate the following additional learning  
31 assistance program amounts to school districts:

32 (a) High poverty-based allocations in the 2022-23 school year for  
33 schools not eligible in the 2022-23 school year that were eligible  
34 for high poverty allocation in the previous school year.

35 (b) Allocations necessary to increase a school district's  
36 allocations under RCW 28A.150.260(10)(a)(i) up to an amount that  
37 would be generated based on the district's percentage of October  
38 headcount in grades K-12 eligible for free or reduced-price lunch in  
39 the 2019-20 school year if greater than the percentage allowed under  
40 RCW 28A.150.260(10)(a)(i).



1 (2) When adopting new or revised rules or policies relating to  
2 the administration of allocations in part V of this act that result  
3 in fiscal impact, the office of the superintendent of public  
4 instruction shall seek legislative approval through the budget  
5 request process.

6 (3) Appropriations made in this act to the office of the  
7 superintendent of public instruction shall initially be allotted as  
8 required by this act. Subsequent allotment modifications shall not  
9 include transfers of moneys between sections of this act, except as  
10 expressly provided in subsection (4) of this section.

11 (4) The appropriations to the office of the superintendent of  
12 public instruction in this act shall be expended for the programs and  
13 amounts specified in this act. However, after May 1, 2022, unless  
14 specifically prohibited by this act and after approval by the  
15 director of financial management, the superintendent of public  
16 instruction may transfer state general fund appropriations for fiscal  
17 year 2022 among the following programs to meet the apportionment  
18 schedule for a specified formula in another of these programs:  
19 General apportionment; employee compensation adjustments; pupil  
20 transportation; special education programs; institutional education  
21 programs; transitional bilingual programs; highly capable programs;  
22 and learning assistance programs.

23 (5) The director of financial management shall notify the  
24 appropriate legislative fiscal committees in writing prior to  
25 approving any allotment modifications or transfers under this  
26 section.

27 (6) Appropriations in sections 504 and 506 of this act for  
28 insurance benefits under chapter 41.05 RCW are provided solely for  
29 the superintendent to allocate to districts for employee health  
30 benefits as provided in (~~section 942 of this act~~) section 930 of  
31 this act. The superintendent may not allocate, and districts may not  
32 expend, these amounts for any other purpose beyond those authorized  
33 in (~~section 942 of this act~~) section 930 of this act.

34 (5) As required by RCW 28A.710.110, the office of the  
35 superintendent of public instruction shall transmit the charter  
36 school authorizer oversight fee for the charter school commission to  
37 the charter school oversight account.

38 **Sec. 520.** 2021 c 334 s 520 (uncodified) is amended to read as  
39 follows:



1 **FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR**  
2 **CHARTER SCHOOLS**

3 Washington Opportunity Pathways Account—State  
4 Appropriation. . . . . ((~~\$140,838,000~~))  
5 \$145,969,000  
6 TOTAL APPROPRIATION. . . . . ((~~\$140,838,000~~))  
7 \$145,969,000

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

10 (1) The superintendent shall distribute funding appropriated in  
11 this section to charter schools under chapter 28A.710 RCW. Within  
12 amounts provided in this section the superintendent may distribute  
13 funding for safety net awards for charter schools with demonstrated  
14 needs for special education funding beyond the amounts provided under  
15 chapter 28A.710 RCW.

16 (2) \$23,000 of the Washington opportunity pathways account—state  
17 appropriation is provided solely for enrollment stabilization  
18 allocations required in section 1519 of this act.

19 (3) \$147,000 of the Washington opportunity pathways account—state  
20 appropriation is provided solely for transportation emergency  
21 allocations required in section 1516(3) of this act.

22 (4) \$1,667,000 of the Washington opportunity pathways account—  
23 state appropriation is provided solely for enrollment stabilization  
24 allocations as required in section 523 of this act pursuant to  
25 Substitute Senate Bill No. 5563 (enrollment stabilization). If the  
26 bill is not enacted by June 30, 2022, the amount provided in this  
27 subsection shall lapse.

28 **Sec. 521.** 2021 c 334 s 521 (uncodified) is amended to read as  
29 follows:

30 **FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE**  
31 **WASHINGTON STATE CHARTER SCHOOL COMMISSION**

32 Washington Opportunity Pathways Account—State  
33 Appropriation. . . . . \$23,000  
34 Charter Schools Oversight Account—State  
35 Appropriation. . . . . ((~~\$3,605,000~~))  
36 \$3,881,000  
37 TOTAL APPROPRIATION. . . . . ((~~\$3,628,000~~))  
38 \$3,904,000

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

3 (1) The entire Washington opportunity pathways account—state  
4 appropriation in this section is provided to the superintendent of  
5 public instruction solely for the operations of the Washington state  
6 charter school commission under chapter 28A.710 RCW.

7 (2) \$28,000 of the charter schools oversight account—state  
8 appropriation is provided solely to the Washington state charter  
9 school commission to enable each charter school to participate in the  
10 governance training required under Engrossed Substitute Senate Bill  
11 No. 5044 (schools/equity training). ~~((If the bill is not enacted by  
12 June 30, 2021, the amount provided in this subsection shall lapse.))~~

13 (3) \$238,000 of the charter schools oversight account—state  
14 appropriation is provided solely for office of the attorney general  
15 legal services related to litigation challenging the commission's  
16 authority to oversee and regulate charter schools.

17 **Sec. 522.** 2021 c 334 s 522 (uncodified) is amended to read as  
18 follows:

19 **FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GRANTS**  
20 **AND PASS THROUGH FUNDING**

21	General Fund—State Appropriation (FY 2022). . . . .	<del>(\$80,319,000)</del>
22		<u>\$80,194,000</u>
23	General Fund—State Appropriation (FY 2023). . . . .	<del>(\$52,691,000)</del>
24		<u>\$71,006,000</u>
25	General Fund—Federal Appropriation. . . . .	\$989,995,000
26	Elementary and Secondary School Emergency Relief	
27	III—Federal Appropriation. . . . .	<del>(\$1,850,386,000)</del>
28		<u>\$1,850,527,000</u>
29	TOTAL APPROPRIATION. . . . .	<del>(\$2,973,391,000)</del>
30		<u>\$2,991,722,000</u>

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

33 (1) \$4,894,000 of the general fund—state appropriation for fiscal  
34 year 2022 and \$4,894,000 of the general fund—state appropriation for  
35 fiscal year 2023 are provided for the office of the superintendent of  
36 public instruction to administer programs and grants which increase  
37 equitable access to dual credit programs, including subsidizing or

1 eliminating student costs for dual credit courses or exams. By  
2 November 2022, the office shall submit a report to relevant  
3 committees of the legislature describing options for entering into  
4 statewide agreements with dual credit exam companies that will reduce  
5 the overall costs for all students and eliminate costs for students  
6 who are low income.

7 (2) (a) \$2,752,000 of the general fund—state appropriation for  
8 fiscal year 2022 and \$2,752,000 of the general fund—state  
9 appropriation for fiscal year 2023 are provided solely for secondary  
10 career and technical education grants pursuant to chapter 170, Laws  
11 of 2008, including parts of programs receiving grants that serve  
12 students in grades four through six. If equally matched by private  
13 donations, \$1,075,000 of the 2022 appropriation and \$1,075,000 of the  
14 2023 appropriation shall be used to support FIRST robotics programs  
15 in grades four through twelve. Of the amounts provided in this  
16 subsection, \$800,000 of the fiscal year 2022 appropriation and  
17 \$800,000 of the fiscal year 2023 appropriation are provided solely  
18 for the purpose of statewide supervision activities for career and  
19 technical education student leadership organizations.

20 (b) \$135,000 of the general fund—state appropriation for fiscal  
21 year 2022 and \$135,000 of the general fund—state appropriation for  
22 fiscal year 2023 are provided solely for science, technology,  
23 engineering and mathematics lighthouse projects, consistent with  
24 chapter 238, Laws of 2010.

25 (c) \$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 advanced project lead the  
28 way courses at ten high schools. To be eligible for funding in 2022,  
29 a high school must have offered a foundational project lead the way  
30 course during the 2020-21 school year. The 2022 funding must be used  
31 for one-time start-up course costs for an advanced project lead the  
32 way course, to be offered to students beginning in the 2021-22 school  
33 year. To be eligible for funding in 2023, a high school must have  
34 offered a foundational project lead the way course during the 2021-22  
35 school year. The 2023 funding must be used for one-time start-up  
36 course costs for an advanced project lead the way course, to be  
37 offered to students beginning in the 2022-23 school year. The office  
38 of the superintendent of public instruction and the education  
39 research and data center at the office of financial management shall

1 track student participation and long-term outcome data. The office  
2 may require the recipient of these funds to report the impacts of the  
3 recipient's efforts in alignment with the measures of the Washington  
4 school improvement framework.

5 (d) \$2,127,000 of the general fund—state appropriation for fiscal  
6 year 2022 and \$2,127,000 of the general fund—state appropriation for  
7 fiscal year 2023 are provided solely for annual startup, expansion,  
8 or maintenance of core plus programs in maritime, construction, and  
9 aerospace and advanced manufacturing programs. To be eligible for  
10 funding to start up, maintain, or expand programs under (i) through  
11 (iii) of this subsection (d), the skills center and high schools must  
12 be selected through a competitive grant process administered by the  
13 office of the superintendent of public instruction in consultation  
14 with the advisory committee established in (vi) of this subsection  
15 (d). The office and the education research and data center shall  
16 report annually student participation and long-term outcome data.  
17 Within the amounts provided in this subsection:

18 (i) \$900,000 of the general fund—state appropriation for fiscal  
19 year 2022 and \$900,000 of the general fund—state appropriation for  
20 fiscal year 2023 are provided solely for grants for the annual  
21 startup, expansion, or maintenance of core plus programs in aerospace  
22 and advanced manufacturing programs.

23 (ii) \$350,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$350,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for grants for the annual  
26 startup, expansion, or maintenance of core plus programs in  
27 construction programs.

28 (iii) \$350,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$350,000 of the general fund—state appropriation for  
30 fiscal year 2023 are provided solely for grants for the annual  
31 startup, expansion, or maintenance of core plus programs in maritime  
32 programs.

33 (iv) For (i) through (iii) of this subsection (d), when the grant  
34 demand does not align with the specified allocation, the  
35 superintendent may allocate funding toward sector areas that meet  
36 criteria based on agreement from industry sector representatives.

37 (v) \$527,000 of the general fund—state appropriation for fiscal  
38 year 2022 and \$527,000 of the general fund—state appropriation for  
39 fiscal year 2023 are provided solely for the office to administer,

1 evaluate, and promote programs under (i) through (iii) of this  
2 subsection (d) based on industry sector recommendations, including  
3 contracts with sector-specific entities to expand sector-specific  
4 employer engagement programs, increase work placement opportunities,  
5 validate credentials necessary for direct employment, and provide  
6 professional development to support schools, teachers, and students.  
7 The office may also contract with an entity with experience promoting  
8 core plus programming across industry sectors and education providers  
9 to expand awareness and adoption of core plus programs.

10 (vi) The office shall convene and manage an advisory committee of  
11 industry sector leadership from the core plus program areas and a  
12 representative from a statewide business and manufacturing  
13 association to inform the administration and continual improvement of  
14 core plus programs, including grant determinations, reviewing data  
15 and outcomes, recommending program improvements, and ensuring the use  
16 of qualified contractors. The committee will advise the  
17 superintendent on appropriate credentials, industry-based  
18 competencies, and programs of study for high-demand sectors  
19 represented in these program areas.

20 (3) (a) \$75,000 of the general fund—state appropriation for fiscal  
21 year 2022 and \$75,000 of the general fund—state appropriation for  
22 fiscal year 2023 are provided solely for project citizen and we the  
23 people: The citizen and the constitution programs sponsored by the  
24 national conference of state legislatures and the center for civic  
25 education to promote participation in government by middle and high  
26 school students. Of the amounts provided, \$15,000 of the general fund  
27 —state appropriation for fiscal year 2022 and \$15,000 of the general  
28 fund—state appropriation for fiscal year 2023 are provided solely for  
29 awarding a travel grant to the winner of the we the people: The  
30 citizen and the constitution state competition.

31 (b) \$373,000 of the general fund—state appropriation for fiscal  
32 year 2022 and \$373,000 of the general fund—state appropriation for  
33 fiscal year 2023 are provided solely for implementation of chapter  
34 127, Laws of 2018 (civics education). Of the amounts provided in this  
35 subsection (3) (b), \$10,000 of the general fund—state appropriation  
36 for fiscal year 2022 and \$10,000 of the general fund—state  
37 appropriation for fiscal year 2023 are provided solely for grant  
38 programs to school districts to help cover travel costs associated  
39 with civics education competitions.

1 (4) (a) \$55,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$55,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for the office of the  
4 superintendent of public instruction for statewide implementation of  
5 career and technical education course equivalency frameworks  
6 authorized under RCW 28A.700.070 for math and science. This may  
7 include development of additional equivalency course frameworks,  
8 course performance assessments, and professional development for  
9 districts implementing the new frameworks.

10 (b) Within the amounts appropriated in this section the office of  
11 the superintendent of public instruction shall ensure career and  
12 technical education courses are aligned with high-demand, high-wage  
13 jobs. The superintendent shall verify that the current list of career  
14 and technical education courses meets the criteria established in RCW  
15 28A.700.020(2). The superintendent shall remove from the list any  
16 career and technical education course that no longer meets such  
17 criteria.

18 (c) \$3,000,000 of the general fund—state appropriation for fiscal  
19 year 2022 and \$3,000,000 of the general fund—state appropriation for  
20 fiscal year 2023 are provided solely for the office of the  
21 superintendent of public instruction to provide grants to school  
22 districts and educational service districts for science teacher  
23 training in the next generation science standards including training  
24 in the climate science standards. At a minimum, school districts  
25 shall ensure that teachers in one grade level in each elementary,  
26 middle, and high school participate in this science training. Of the  
27 amount appropriated \$1,000,000 is provided solely for community-based  
28 nonprofits including tribal education organizations to partner with  
29 public schools for next generation science standards.

30 (5) \$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 Kip Tokuda memorial  
33 Washington civil liberties public education program. The  
34 superintendent of public instruction shall award grants consistent  
35 with RCW 28A.300.410.

36 (6) \$5,895,000 of the general fund—state appropriation for fiscal  
37 year 2022 and \$5,895,000 of the general fund—state appropriation for  
38 fiscal year 2023 are provided solely for a contract with a  
39 nongovernmental entity or entities for demonstration sites to improve

1 the educational outcomes of students who are dependent pursuant to  
2 chapter 13.34 RCW pursuant to chapter 71, Laws of 2016 (foster youth  
3 edu. outcomes). The office may require the recipient of these funds  
4 to report the impacts of the recipient's efforts in alignment with  
5 the measures of the Washington school improvement framework.

6 (a) Of the amount provided in this subsection (6), \$446,000 of  
7 the general fund—state appropriation for fiscal year 2022 and  
8 \$446,000 of the general fund—state appropriation for fiscal year 2023  
9 are provided solely for the demonstration site established pursuant  
10 to the 2013-2015 omnibus appropriations act, section 202(10), chapter  
11 4, Laws of 2013, 2nd sp. sess.

12 (b) Of the amount provided in this subsection (6), \$1,015,000 of  
13 the general fund—state appropriation for fiscal year 2022 and  
14 \$1,015,000 of the general fund—state appropriation for fiscal year  
15 2023 are provided solely for the demonstration site established  
16 pursuant to the 2015-2017 omnibus appropriations act, section  
17 501(43)(b), chapter 4, Laws of 2015, 3rd sp. sess., as amended.

18 (c) Of the amounts provided in this subsection (6), \$684,000 of  
19 the general fund—state appropriation for fiscal year 2022 and  
20 \$684,000 of the general fund—state appropriation for fiscal year 2023  
21 are provided solely for the demonstration site established with  
22 funding provided in the 2017-2019 omnibus appropriations act, chapter  
23 1, Laws of 2017, 3rd sp. sess., as amended.

24 (d) \$1,000,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$1,250,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for the demonstration site  
27 established with funding provided in this act.

28 (e) \$55,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$55,000 of the general fund—state appropriation for  
30 fiscal year 2023 are provided solely for maintaining and implementing  
31 the data sharing agreement between the office, the department of  
32 children, youth, and families, and the contractors to support  
33 targeted service delivery, program evaluation, and statewide  
34 education outcomes measurement for students served under this  
35 section.

36 (7)(a) \$1,200,000 of the general fund—state appropriation for  
37 fiscal year 2022 and \$1,200,000 of the general fund—state  
38 appropriation for fiscal year 2023 are provided solely for  
39 implementation of chapter 157, Laws of 2016 (homeless students).

1 (b) \$36,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$36,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for chapter 212, Laws of 2014  
4 (homeless student educational outcomes).

5 (8) \$375,000 of the general fund—state appropriation for fiscal  
6 year 2022 and \$375,000 of the general fund—state appropriation for  
7 fiscal year 2023 are provided solely for a nonviolence and ethical  
8 leadership training and professional development program provided by  
9 the institute for community leadership.

10 (9) (a) \$1,425,000 of the general fund—state appropriation for  
11 fiscal year 2022 and \$1,425,000 of the general fund—state  
12 appropriation for fiscal year 2023 are provided solely for dual  
13 language grants to grow capacity for high quality dual language  
14 learning. Grant funding may be used for new and existing dual  
15 language programs, heritage language programs for immigrant and  
16 refugee students, and indigenous language programs for native  
17 students.

18 (b) Each grant recipient must convene an advisory board to guide  
19 the development and continuous improvement of its dual language  
20 program, including but not limited to: Determining which schools and  
21 languages will be prioritized; conducting outreach to the community;  
22 and addressing enrollment considerations and the hiring of staff. At  
23 least half the members of the board must be parents of English  
24 learner students or current or former English learner students. The  
25 other members of the board must represent teachers, students, school  
26 leaders, governing board members, youth, and community-based  
27 organizations that support English learners.

28 (10) (a) \$4,940,000 of the general fund—state appropriation for  
29 fiscal year 2022 and \$4,940,000 of the general fund—state  
30 appropriation for fiscal year 2023 are provided solely for the  
31 Washington state achievers scholarship and Washington higher  
32 education readiness program. The funds shall be used to: Support  
33 community involvement officers that recruit, train, and match  
34 community volunteer mentors with students selected as achievers  
35 scholars; and to identify and reduce barriers to college for low-  
36 income and underserved middle and high school students. The office  
37 may require the recipient of these funds to report the impacts of the  
38 recipient's efforts in alignment with the measures of the Washington  
39 school improvement framework.



1 (b) \$1,454,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$1,454,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for contracting with a college  
4 scholarship organization with expertise in conducting outreach to  
5 students concerning eligibility for the Washington college bound  
6 scholarship consistent with chapter 405, Laws of 2007. The office may  
7 require the recipient of these funds to report the impacts of the  
8 recipient's efforts in alignment with the measures of the Washington  
9 school improvement framework.

10 (c) \$362,000 of the general fund—state appropriation for fiscal  
11 year 2022 and \$362,000 of the general fund—state appropriation for  
12 fiscal year 2023 are provided solely for implementation of chapter  
13 180, Laws of 2017 (Washington Aim program).

14 (11)(a) \$500,000 of the general fund—state appropriation for  
15 fiscal year 2022 and \$500,000 of the general fund—state appropriation  
16 for fiscal year 2023 are provided solely for the Washington state  
17 leadership and assistance for science education reform (LASER)  
18 regional partnership activities, including instructional material  
19 purchases, teacher and principal professional development, and school  
20 and community engagement events. The office may require the recipient  
21 of these funds to report the impacts of the recipient's efforts in  
22 alignment with the measures of the Washington school improvement  
23 framework.

24 (b) (i) \$3,000,000 of the general fund—state appropriation for  
25 fiscal year 2022 and \$3,000,000 of the general fund—state  
26 appropriation for fiscal year 2023 are provided solely for a  
27 statewide information technology academy program. This public-private  
28 partnership will provide educational software, as well as information  
29 technology certification and software training opportunities for  
30 students and staff in public schools for the 2021-22 and 2022-23  
31 school years only. The office must evaluate other options that may be  
32 available in the state for a future public-private partnership to  
33 deliver similar services to students and staff of public schools at  
34 no cost to the state.

35 (ii) The office must require the recipient of these funds to  
36 report the impacts of the recipient's efforts in alignment with the  
37 measures of the Washington school improvement framework. The report  
38 must include the number of students served disaggregated by gender,

1 race, ethnicity, and free-and-reduced lunch eligibility as well as  
2 the number of industry certificates attained by type of certificate.

3 (c) \$50,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$50,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for grants of \$2,500 to provide  
6 twenty middle and high school teachers each year with professional  
7 development training for implementing integrated math, science,  
8 technology, and engineering programs in their schools.

9 (d) \$1,000,000 of the general fund—state appropriation for fiscal  
10 year 2022 and \$1,000,000 of the general fund—state appropriation for  
11 fiscal year 2023 are provided solely for the computer science and  
12 education grant program to support the following three purposes:  
13 Train and credential teachers in computer sciences; provide and  
14 upgrade technology needed to learn computer science; and, for  
15 computer science frontiers grants to introduce students to and engage  
16 them in computer science. The office of the superintendent of public  
17 instruction must use the computer science learning standards adopted  
18 pursuant to chapter 3, Laws of 2015 (computer science) in  
19 implementing the grant, to the extent possible. Additionally, grants  
20 provided for the purpose of introducing students to computer science  
21 are intended to support innovative ways to introduce and engage  
22 students from historically underrepresented groups, including girls,  
23 low-income students, and minority students, to computer science and  
24 to inspire them to enter computer science careers. The office of the  
25 superintendent of public instruction may award up to \$500,000 each  
26 year, without a matching requirement, to districts with greater than  
27 fifty percent of students eligible for free and reduced-price meals.  
28 All other awards must be equally matched by private sources for the  
29 program, including gifts, grants, or endowments.

30 (e) \$750,000 of the general fund—state appropriation for fiscal  
31 year 2022 and \$750,000 of the general fund—state appropriation for  
32 fiscal year 2023 are provided solely for the office of the  
33 superintendent of public instruction to contract with a qualified  
34 501(c)(3) nonprofit community-based organization physically located  
35 in Washington state that has at least 18 years of experience  
36 collaborating with the office and school districts statewide to  
37 integrate the state learning standards in English language arts,  
38 mathematics, and science with FieldSTEM outdoor field studies and  
39 project-based and work-based learning opportunities aligned with the

1 environmental, natural resource, and agricultural sectors. The office  
2 may require the recipient of these funds to report the impacts of the  
3 recipient's efforts in alignment with the measures of the Washington  
4 school improvement framework.

5 (f) \$62,000 of the general fund—state appropriation for fiscal  
6 year 2022 and \$62,000 of the general fund—state appropriation for  
7 fiscal year 2023 are provided solely for competitive grants to school  
8 districts to increase the capacity of high schools to offer AP  
9 computer science courses. In making grant allocations, the office of  
10 the superintendent of public instruction must give priority to  
11 schools and districts in rural areas, with substantial enrollment of  
12 low-income students, and that do not offer AP computer science.  
13 School districts may apply to receive either or both of the following  
14 grants:

15 (i) A grant to establish partnerships to support computer science  
16 professionals from private industry serving on a voluntary basis as  
17 coinstructors along with a certificated teacher, including via  
18 synchronous video, for AP computer science courses; or

19 (ii) A grant to purchase or upgrade technology and curriculum  
20 needed for AP computer science, as well as provide opportunities for  
21 professional development for classroom teachers to have the requisite  
22 knowledge and skills to teach AP computer science.

23 (g) \$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 year 2023 are provided solely for the Mobius science center to  
26 expand mobile outreach of science, technology, engineering, and  
27 mathematics (STEM) education to students in rural, tribal, and low-  
28 income communities.

29 (12) \$85,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$85,000 of the general fund—state appropriation for  
31 fiscal year 2023 are provided solely for the centrum program at Fort  
32 Worden state park.

33 (13) \$750,000 of the general fund—state appropriation for fiscal  
34 year 2022 and \$750,000 of the general fund—state appropriation for  
35 fiscal year 2023 are provided solely for contracts with Washington  
36 state based nonprofit organizations that provide a career-integrated  
37 one-to-one mentoring program for disadvantaged high school students  
38 facing academic and personal challenges with the goal of keeping them  
39 on track for graduation and post-high school success. The mentoring

1 must include a focus on college readiness, career exploration and  
2 social-emotional learning. An applicant requesting funding for these  
3 dollars must successfully demonstrate to the department that it  
4 currently provides a career-integrated one-to-one volunteer mentoring  
5 program and has been mentoring high school youth for at least twenty  
6 years in the state prior to application.

7 (14) \$250,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$250,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely for the office to contract with  
10 an organization to create an after-school and summer learning program  
11 in the city of Federal Way. The program shall provide comprehensive,  
12 culturally competent academic support and cultural enrichment for  
13 primarily latinx, spanish-speaking, low-income sixth, seventh, and  
14 eighth grade students. The department must contract with an  
15 organization with over forty years of experience that serves the  
16 latino community in Seattle and King county and has previously  
17 established an after-school and summer learning program.

18 (15) \$850,000 of the general fund—state appropriation for fiscal  
19 year 2022 and \$850,000 of the general fund—state appropriation for  
20 fiscal year 2023 are provided solely for the office of the  
21 superintendent of public instruction to create and administer a grant  
22 program for districts to reduce associated student body fees or  
23 participation fees for students who are eligible to participate in  
24 the federal free and reduced-price meals program. The office must  
25 distribute grants for the 2021-22 school year to school districts by  
26 August 10, 2021, and grants for the 2022-23 school year by August 1,  
27 2022.

28 (a) Grant awards must be prioritized in the following order:

29 (i) High schools implementing the United States department of  
30 agriculture community eligibility provision;

31 (ii) High schools with the highest percentage of students in  
32 grades nine through twelve eligible to participate in the federal  
33 free and reduced-price meals program; and

34 (iii) High schools located in school districts enrolling 5,000 or  
35 fewer students.

36 (b) High schools that do not comply with the data collection and  
37 reporting requirements in RCW 28A.320.540 are not eligible for grant  
38 funding.

1 (c) The office of the superintendent of public instruction shall  
2 award grants that are the lesser of the cost of the high school's  
3 associated student body card multiplied by the number of students  
4 eligible for the free or reduced-price meals program that purchased a  
5 student body card in either 2018-19 or 2019-20 school year, whichever  
6 is higher, or \$10,000.

7 (d) The office may award additional funding if:

8 (i) The appropriations provided are greater than the total amount  
9 of funding requested at the end of the application cycle; and

10 (ii) The applicant shows a demonstrated need for additional  
11 support.

12 (16) \$250,000 of the general fund—state appropriation for fiscal  
13 year 2022 and \$250,000 of the general fund—state appropriation for  
14 fiscal year 2023 are provided solely for the south Kitsap school  
15 district to codevelop a pilot strategy to increase completion rates  
16 for the free application for federal student aid (FAFSA).

17 (17) \$500,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$500,000 of the general fund—state appropriation for  
19 fiscal year 2023 are provided solely for the office of the  
20 superintendent of public instruction to contract with a Washington-  
21 based nonprofit organization to promote equitable access in science,  
22 technology, engineering, and math education for historically  
23 underserved students and communities. The nonprofit shall provide a  
24 system of science educational programming specifically for migrant  
25 and bilingual students, including teacher professional development,  
26 culturally responsive classroom resources that are aligned with  
27 Washington state science and environmental and sustainability  
28 learning standards, and implementation support. At least 50 percent  
29 of the funding provided in this subsection must serve schools and  
30 school districts in eastern Washington. The nonprofit organization  
31 must have experience developing and implementing science and  
32 environmental science programming and resources for migrant and  
33 bilingual students.

34 (18) \$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 the office of the  
37 superintendent of public instruction to contract with a nonprofit  
38 organization serving opportunity youth in Pierce, King and Snohomish  
39 counties. The organization must assist traditionally underrepresented

1 students on nontraditional educational pathways by providing  
2 mentorship and technical assistance in navigating higher education  
3 and financial aid. The office may require the recipient of these  
4 funds to report the impacts of the efforts in alignment with the  
5 measures of the Washington school improvement framework.

6 (19) \$500,000 of the general fund—state appropriation for fiscal  
7 year 2022 and \$500,000 of the general fund—state appropriation for  
8 fiscal year 2023 are provided solely for the office of the  
9 superintendent of public instruction to administer a grants program  
10 for school districts to acquire and use research-based, social  
11 emotional learning curricula in accordance with the state social  
12 emotional learning standards. The office must prioritize school  
13 districts that do not have existing research based social emotional  
14 learning programs and that are also eligible for high-poverty  
15 allocations from the learning assistance program.

16 (20) \$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 a nonprofit organization that specializes in using e-sports to engage  
20 students in seven career clusters to bring team-based, career related  
21 e-sports programs to each high school in the Battle Ground,  
22 Evergreen, and Vancouver school districts. Any funding remaining may  
23 be used for e-sports programs in the middle schools of the three  
24 school districts.

25 (21) \$1,399,000 of the general fund—state appropriation for  
26 fiscal year 2022 and \$1,399,000 of the general fund—state  
27 appropriation for fiscal year 2023 are provided solely for school  
28 districts to support youth who are truant under chapter 28A.225 RCW  
29 or at risk of becoming truant, and for costs associated with filing  
30 or serving petitions under RCW 28A.225.030.

31 (22) The general fund—state appropriations in this section for  
32 fiscal year 2022 have been reduced by \$24,000 (~~and the general fund—~~  
33 ~~state appropriations in this section for fiscal year 2023 have been~~  
34 ~~reduced by \$5,000)) to reflect global compensation savings. The  
35 office of financial management, in consultation with the office of  
36 the superintendent of public instruction, shall adjust allotments  
37 from the appropriations in this section, including allotments of  
38 amounts provided solely for a specific purpose, to reflect the  
39 reduction to the overall appropriation.~~

1 (23) \$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 the office to contract with  
4 an organization that works with educators to secure salmon eggs,  
5 offer learning opportunities as the fry develop, and assist when  
6 students release their fry into local creeks and lakes. Funding may  
7 only be used for new programs located in elementary schools that are  
8 eligible for high-poverty allocations from the learning assistance  
9 program. Of the amounts provided in this subsection, the office may  
10 use no more than \$35,000 each fiscal year for office administration  
11 costs related to the contract.

12 (24) \$9,850,000 of the general fund—state appropriation for  
13 fiscal year 2022 and \$9,850,000 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 administer the  
16 technology grant program established under Engrossed Second  
17 Substitute House Bill No. 1365 (schools/computers & devices). (~~If~~  
18 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
19 ~~this subsection shall lapse.~~)

20 (25) \$199,000 of the general fund—state appropriation for fiscal  
21 year 2022 and \$247,000 of the general fund—state appropriation for  
22 fiscal year 2023 are provided solely for the media literacy and  
23 digital citizenship grant program created in Engrossed Second  
24 Substitute House Bill No. 1365 (schools/computers & devices). Total  
25 grant awards may not exceed \$150,000. Of the amounts provided in this  
26 subsection, \$50,000 of the general fund—state appropriation for  
27 fiscal year 2023 is provided solely for two regional conferences.  
28 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~  
29 ~~in this subsection shall lapse.~~)

30 (26) \$70,000 of the general fund—state appropriation for fiscal  
31 year 2022 is provided solely for the southwest boys & girls club to  
32 provide community mentoring, academic intervention, and culturally  
33 specific supports through the "be great-graduate initiative" for a  
34 cohort of White Center youth identified as high risk.

35 (27) (~~(\$250,000)~~) \$125,000 of the general fund—state  
36 appropriation for fiscal year 2022 (~~is~~) and \$125,000 of the general  
37 fund—state appropriation for fiscal year 2023 are provided solely for  
38 grants to support teachers with costs associated with becoming  
39 certified, endorsed, or licensed in computer science including, but

1 not limited to, professional development, training, licensure exams,  
2 courses in pedagogy, and courses in computer science content.  
3 Entities eligible for these funds include, but are not limited to,  
4 individual teachers, local education agencies, approved professional  
5 learning providers, and institutions of higher education located in  
6 Washington state.

7 (28) \$150,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$150,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely for the Highline school district  
10 to contract with an organization to offer pre-apprenticeship  
11 opportunities for two cohorts of students in south King county during  
12 the summer months of 2021.

13 (29) \$255,000 of the general fund—state appropriation for fiscal  
14 year 2022 and \$255,000 of the general fund—state appropriation for  
15 fiscal year 2023 are provided solely for the continuation of the math  
16 improvement pilot program. The entirety of the funds appropriated for  
17 fiscal year 2022 must be disbursed by the office to the recipients of  
18 the grants no later than August 1, 2021, and the entirety of the  
19 funds appropriated for fiscal year 2023 must be disbursed by the  
20 office to the recipients of the grants no later than August 1, 2022.  
21 Of the amounts provided in the subsection:

22 (a) \$85,000 of the general fund—state appropriation for fiscal  
23 year 2022 and \$85,000 of the general fund—state appropriation for  
24 fiscal year 2023 are provided solely for the Spokane school district.

25 (b) \$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 Chehalis school  
28 district.

29 (c) \$85,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$85,000 of the general fund—state appropriation for  
31 fiscal year 2023 are provided solely for the Bremerton school  
32 district.

33 (30) Within existing resources, the office shall develop  
34 recommendation to the legislature to merge the grant programs and  
35 specific appropriations of pass-through funding for certain  
36 activities or entities in this section into a competitive grant  
37 funding process in future biennia. A competitive process must  
38 allocate funding using the following five separate categories:



1 (a) Student supports and safety. Programs under this category  
2 will support the mental, social-emotional, and physical safety of  
3 students;

4 (b) Educator growth and development. Programs under this category  
5 will support the recruitment and retention of educators, and support  
6 their continual professional growth;

7 (c) Curricula development, dissemination, and supports. Programs  
8 under this category will support the development, implementation, and  
9 continuous improvement of curricula and other programs specific to  
10 state learning standards and content areas;

11 (d) Eliminating inequitable student outcomes. Programs under this  
12 category will increase outcomes for specific student groups,  
13 including students experiencing homelessness or foster care; and

14 (e) Graduation success and preparation for postsecondary  
15 pathways. Programs under this category will increase access to  
16 graduation pathways aligned with students' postsecondary goals and  
17 support for each student to graduate ready to achieve those goals.  
18 These may include dual credit programs; dropout prevention,  
19 intervention, and reengagement programs; core plus programs; and  
20 other high demand career and technical education programs.

21 (31) \$500,000 of the general fund—state appropriation for fiscal  
22 year 2022 and \$500,000 of the general fund—state appropriation for  
23 fiscal year 2023 are provided solely for the south Kitsap school  
24 district for the controls programmer apprenticeship program.

25 (32) \$800,000 of the general fund—state appropriation for fiscal  
26 year 2022 and (~~(\$800,000)~~) \$5,300,000 of the general fund—state  
27 appropriation for fiscal year 2023 are provided solely for  
28 transitional support grants to school districts to support schools  
29 that incur costs transitioning from Native American school mascots,  
30 logos, or team names under section 3 of Substitute House Bill No.  
31 1356 (Native American names, etc.).

32 (33) \$10,000,000 of the general fund—state appropriation for  
33 fiscal year 2023 is provided solely for the office of the  
34 superintendent of public instruction to administer a grant program to  
35 provide outdoor learning and overnight camp experiences for 5th or  
36 6th grade students in Washington public schools. Funding shall be  
37 provided to reimburse school districts for the per pupil cost of the  
38 outdoor learning programs with priority given to districts located in  
39 low-income communities. The programs may be up to five days of

1 outdoor learning and may include overnight or day experiences that  
2 focus on environmental education aligned with Washington state  
3 learning standards.

4 (34) \$250,000 of the general fund—state appropriation for fiscal  
5 year 2023 is provided solely for the Tacoma school district to  
6 identify specific career relevant coursework and facilities needed  
7 for the development of a comprehensive maritime focused career and  
8 technical education program for the south Puget Sound area in  
9 collaboration with the maritime industry in and around the port of  
10 Tacoma, the office of the superintendent of public instruction, the  
11 state board of education, and the workforce training board.

12 (35) \$200,000 of the general fund—state appropriation for fiscal  
13 year 2023 is provided solely for grants to school districts and  
14 educational service districts operating institutional education  
15 programs for youth in state long-term juvenile institutions to  
16 provide access to computer science elective courses created in Senate  
17 Bill No. 5657 (computer science instruction). If the bill is not  
18 enacted by June 30, 2022, the amount provided in this subsection  
19 shall lapse.

20 (36) \$2,000,000 of the general fund—state appropriation for  
21 fiscal year 2023 is provided solely for the grant program created in  
22 Second Substitute Senate Bill No. 5720 (student financial literacy)  
23 which provides grants to school districts for integrating financial  
24 literacy education into professional development for certificated  
25 staff. If the bill is not enacted by June 30, 2022, the amount  
26 provided in this subsection shall lapse.

27 (37) \$1,000,000 of the general fund—state appropriation for  
28 fiscal year 2023 is provided solely for grants to school districts,  
29 charter schools, and state-tribal education compact schools to  
30 establish K-12 intensive tutoring programs. Grants shall be used to  
31 recruit, train, and hire tutors to provide one-on-one tutoring  
32 services to K-12 students experiencing learning loss as a result of  
33 the COVID-19 pandemic. The tutors must receive training in proven  
34 tutoring models to ensure their effectiveness in addressing learning  
35 loss.

36 (38) \$200,000 of the general fund—state appropriation for fiscal  
37 year 2023 is provided solely for the grant program created in Senate  
38 Bill No. 5487 (school consolid. incentives) that provides  
39 consolidation planning grants to school districts.

1        (39) FEDERAL GRANTS FOR COVID-19 RECOVERY

2        (a) \$12,885,000 of the elementary and secondary school emergency  
3 relief III account—federal appropriation from funds attributable to  
4 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.  
5 117-2 is provided solely to administer a grant program for community-  
6 based organizations to collaborate with school districts to support  
7 learning recovery and acceleration.

8        (b) \$742,367,000 of the general fund—federal appropriation  
9 (CRRSA/ESSER) from funds attributable to subsection 313(c), the  
10 coronavirus response and relief supplemental appropriations act, P.L.  
11 116-260, division M is provided solely for subgrants to local  
12 education agencies. Total subgrants awarded under this subsection  
13 (~~((+33))~~) (39)(b) and section 12, chapter 3, Laws of 2021 may not  
14 exceed the federal amounts provided under subsection 313(c), the  
15 coronavirus response and relief supplemental appropriations act, P.L.  
16 116-260, division M.

17        (c)(i) \$46,263,000 of the general fund—federal appropriation  
18 (CRRSA/GEER) is provided solely to provide emergency assistance to  
19 nonpublic schools, as authorized in section 312(d), the coronavirus  
20 response and relief supplemental appropriations act, P.L. 116-260,  
21 division M. Total funds provided under this subsection (~~((+33))~~) (39)  
22 (c)(i) and section 13, chapter 3, Laws of 2021 may not exceed the  
23 federal amounts provided in section 312(d), the coronavirus response  
24 and relief supplemental appropriations act, P.L. 116-260, division M.

25        (ii) \$43,708,000 of the general fund—federal appropriation (ARPA)  
26 is provided solely to provide emergency assistance to nonpublic  
27 schools, as authorized in section 2002, the American rescue plan act  
28 of 2021, P.L. 117-2.

29        (d) \$1,333,801,000 of the elementary and secondary school  
30 emergency relief III account—federal appropriation is provided solely  
31 for allocations from funds attributable to subsection 2001(e)(2) the  
32 American rescue plan act of 2021, P.L. 117-2 for subgrants to local  
33 education agencies.

34        (e) \$333,450,000 of the elementary and secondary school emergency  
35 relief III account—federal appropriation is provided solely for  
36 allocations from funds attributable to subsection 2001(e)(1), the  
37 American rescue plan act of 2021, P.L. 117-2 for subgrants to local  
38 education agencies to address learning loss. Total funds provided  
39 under this subsection (~~((+33))~~) (39)(e) and section 1518(33)(b) of

1 this act for the same purpose may not exceed the funding authorized  
2 in this subsection (~~((33))~~) (39)(e).

3 (f) \$18,525,000 of the elementary and secondary school emergency  
4 relief III account—federal appropriation from funds attributable to  
5 subsection 2001(f)(2), the American rescue plan act of 2021, P.L.  
6 117-2 is provided solely for grants to entities or organizations to  
7 provide outdoor education summer enrichment programs to youth.  
8 Recipients must prioritize activities or programs that:

- 9 (i) Promote students connecting socially with their classmates;
- 10 (ii) Encourage students to engage in physical activity; and
- 11 (iii) Support families who have struggled with child care needs.

12 (g) \$18,525,000 of the elementary and secondary school emergency  
13 relief III account—federal appropriation from funds attributable to  
14 subsection 2001(f)(3), the American rescue plan act of 2021, P.L.  
15 117-2 is provided solely to support evidence-based comprehensive  
16 afterschool programs.

17 (h) \$10,000,000 of the elementary and secondary school emergency  
18 relief III account—federal appropriation from funds attributable to  
19 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.  
20 117-2 is provided solely for grants to districts to expand the number  
21 of dual language classrooms in early grades and professional  
22 development to accelerate literacy gains in early grades, especially  
23 for English learners.

24 (i) \$4,000,000 of the elementary and secondary school emergency  
25 relief III account—federal appropriation from funds attributable to  
26 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.  
27 117-2 is provided solely for grants to school districts to expand  
28 career and technical education graduation pathway options, including  
29 career-connected learning opportunities.

30 (j) \$4,000,000 of the elementary and secondary school emergency  
31 relief III account—federal appropriation from funds attributable to  
32 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.  
33 117-2 is provided solely for grants for supplies, equipment,  
34 staffing, and services to increase access to summer meals and safe  
35 school meals in the 2021-22 school year and summer prior to the start  
36 of the school year.

37 (k) \$60,000 of the elementary and secondary school emergency  
38 relief III account—federal appropriation from funds attributable to  
39 subsection 2001(f)(4), the American rescue plan act of 2021, P.L.

1 117-2 is provided solely to support a technical advisory workgroup to  
2 explore and recommend residency options for pre-service educators,  
3 with a focus on educators of color and bilingual speakers and how the  
4 apportionment system could support a teacher residency initiative.  
5 The workgroup will provide preliminary recommendations by November 1,  
6 2021, and final recommendations by November 1, 2022.

7 (l) \$78,172,000 of the general fund—federal appropriation is  
8 provided solely for allocations from federal funding in response to  
9 the COVID-19 pandemic as authorized in section 18003, the coronavirus  
10 aid, relief, and economic security act, P.L. 116-136, division B.  
11 Total funds provided under this subsection (~~((33))~~) (39)(l) and  
12 amounts expended in the 2019-2021 fiscal biennium for the same  
13 purpose may not exceed the federal amounts provided in section 18003,  
14 the coronavirus response and relief supplemental appropriation act,  
15 P.L. 116-136, division B.

16 (m) \$10,000,000 of the elementary and secondary school emergency  
17 relief III account—federal appropriation from funds attributable to  
18 subsection 2001(b), the American rescue plan act of 2021, P.L. 117-2,  
19 is provided solely for the office of the superintendent of public  
20 instruction to contract with the Washington school principals'  
21 education foundation to support pandemic related learning loss  
22 through outdoor learning and overnight camp experiences. The  
23 association, in consultation with the office, must provide grants to  
24 school districts that partner with an accredited residential outdoor  
25 school to provide up to 20,000 fifth and sixth grade students with up  
26 to five days of outdoor learning at an overnight camp. Prioritization  
27 must be given to schools that have been identified for improvement  
28 and students who are most impacted by opportunity gaps as determined  
29 by measures of the Washington school improvement framework. Outdoor  
30 schools must provide curriculum that is aligned to state learning  
31 standards and provide opportunities for accelerated learning,  
32 including career connected learning in field based environmental  
33 science, technology, engineering, and math. Funds may be used by  
34 residential outdoor schools for operational activities necessary for  
35 reopening.

36 (n) (~~(\$12,000,000)~~) \$12,141,000 of the elementary and secondary  
37 school emergency relief III account—federal appropriation from funds  
38 attributable to subsection 2001(b), the American rescue plan act of  
39 2021, P.L. 117-2, is provided solely for the purposes of identifying

1 children and youth experiencing homelessness and providing children  
2 and youth experiencing homelessness with:

3 (i) Wrap-around services due to the challenges of the COVID-19  
4 public health emergency; and

5 (ii) Assistance needed to enable children and youth experiencing  
6 homelessness to attend school and participate fully in school  
7 activities.

8 (o) \$27,375,000 of the general fund—state appropriation for  
9 fiscal year 2022, \$79,485,000 of the general fund—federal  
10 appropriation (CRRSA/ESSER), and \$93,140,000 of the elementary and  
11 secondary school emergency relief III account—federal appropriation  
12 are provided solely for the office of the superintendent of public  
13 instruction to administer grants for the purposes of learning  
14 recovery and acceleration. Allowable uses of the funds are limited  
15 to:

16 (i) One-time contracts for classified, certificated, or  
17 administrative staff who will provide tiered academic and social-  
18 emotional supports to students most impacted by the disruption of in-  
19 person learning, including locating and reengaging students who have  
20 disengaged from school, one-on-one and small-group instruction, and  
21 other intensive learning supports;

22 (ii) Professional learning for educators focused on learning  
23 recovery and acceleration, including assessing student learning and  
24 social-emotional needs, transitioning to standards-based curricula  
25 and grading, adopting competency or mastery-based options  
26 specifically for credit retrieval purposes, and family and student  
27 engagement strategies;

28 (iii) Procuring assessment or data systems that provide  
29 actionable just-in-time data regarding student progress throughout  
30 the school year; and

31 (iv) Direct supports to students to improve school engagement and  
32 accelerate learning.

(End of part)

**PART VI**  
**HIGHER EDUCATION**

**Sec. 601.** 2021 c 334 s 603 (uncodified) is amended to read as follows:

**PUBLIC BACCALAUREATE INSTITUTIONS**

(1) The state universities, the regional universities, and The Evergreen State College must accept the transfer of college-level courses taken by students under RCW 28A.600.290 or 28A.600.300 if a student seeking a transfer of the college-level courses has been admitted to the state university, the regional university, or The Evergreen State College, and if the college-level courses are recognized as transferrable by the admitting institution of higher education.

(2) Appropriations in sections 606 through 611 of this act are sufficient to implement 2021-23 collective bargaining agreements at institutions of higher education negotiated under chapter 41.80 RCW.

(3) Within amounts appropriated to institutions in sections 606 through 611 of this act, institutions shall employ at least one full-time mental health counselor licensed under chapter 18.225 RCW who has experience working with active members of the military or military veterans, to work with student, faculty, and staff veterans, as well as their spouses and dependents, through the institution's veteran resource center.

(4) Appropriations in sections 604 through 609 of this act are sufficient to implement the results of the collective bargaining process from reopening the 2021-2023 contracts for the limited purpose of bargaining over compensation.

(5) For institutions of higher education receiving funding for cybersecurity academic programs for students in sections 605 through 609 of this act, each institution must coordinate with the student achievement council as provided in section 610(14) of this act and submit a progress report on new or expanded cybersecurity academic programs, including the number of students enrolled.

**Sec. 602.** 2021 c 334 s 604 (uncodified) is amended to read as follows:

**STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES**

(1) Appropriations in section 605 of this act are sufficient to implement 2021-23 collective bargaining agreements at institutions of

1 higher education negotiated under chapter 41.80 RCW and as set forth  
2 in part IX of this act.

3 (2) Appropriations in section 603 of this act are sufficient to  
4 implement the results of the collective bargaining process from  
5 reopening the 2021-2023 contracts for the limited purpose of  
6 bargaining over compensation.

7 **Sec. 603.** 2021 c 334 s 605 (uncodified) is amended to read as  
8 follows:

9 **FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES**

10	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$742,558,000</del> ))
11		<u>\$745,755,000</u>
12	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$768,651,000</del> ))
13		<u>\$835,946,000</u>
14	<u>General Fund—Federal Appropriation . . . . .</u>	<u>\$64,000</u>
15	Community/Technical College Capital Projects	
16	Account—State Appropriation . . . . .	\$22,436,000
17	Education Legacy Trust Account—State Appropriation. (( <del>\$159,208,000</del> ))	
18		<u>\$160,033,000</u>
19	Workforce Education Investment Account—State	
20	Appropriation . . . . .	(( <del>\$219,259,000</del> ))
21		<u>\$236,883,000</u>
22	TOTAL APPROPRIATION . . . . .	(( <del>\$1,912,112,000</del> ))
23		<u>\$2,001,117,000</u>

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

26 (1) \$33,261,000 of the general fund—state appropriation for  
27 fiscal year 2022 and \$33,261,000 of the general fund—state  
28 appropriation for fiscal year 2023 are provided solely as special  
29 funds for training and related support services, including financial  
30 aid, as specified in RCW 28C.04.390. Funding is provided to support  
31 at least 7,170 full-time equivalent students in fiscal year 2022 and  
32 at least 7,170 full-time equivalent students in fiscal year 2023.

33 (2) \$5,000,000 of the general fund—state appropriation for fiscal  
34 year 2022, \$5,000,000 of the general fund—state appropriation for  
35 fiscal year 2023, and \$5,450,000 of the education legacy trust  
36 account—state appropriation are provided solely for administration  
37 and customized training contracts through the job skills program. The  
38 state board shall make an annual report by January 1st of each year



1 to the governor and to the appropriate policy and fiscal committees  
2 of the legislature under RCW 43.01.036 regarding implementation of  
3 this section, listing the scope of grant awards, the distribution of  
4 funds by educational sector and region of the state, and the results  
5 of the partnerships supported by these funds.

6 (3) \$425,000 of the general fund—state appropriation for fiscal  
7 year 2022 and \$425,000 of the general fund—state appropriation for  
8 fiscal year 2023 are provided solely for Seattle Central College's  
9 expansion of allied health programs.

10 (4) (a) \$5,250,000 of the general fund—state appropriation for  
11 fiscal year 2022 and \$5,250,000 of the general fund—state  
12 appropriation for fiscal year 2023 are provided solely for the  
13 student achievement initiative.

14 (b) By December 1, 2021, the state board for community and  
15 technical colleges must report to the appropriate committees of the  
16 legislature an update on the student achievement initiative  
17 including, but not limited to, the following:

18 (i) Annual change in student achievement initiative funds by  
19 institution;

20 (ii) Student achievement initiative funds awarded by college by  
21 performance funding category including basic skills, first 15 and 30  
22 credits, retention, and completion;

23 (iii) Impact of guided pathways implementation on student  
24 achievement initiative awards; and

25 (iv) Any additional private or foundation dollars invested in the  
26 student achievement initiative.

27 (5) \$1,610,000 of the general fund—state appropriation for fiscal  
28 year 2022, and \$1,610,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely for the mathematics,  
30 engineering, and science achievement program.

31 (6) \$1,500,000 of the general fund—state appropriation for fiscal  
32 year 2022 and \$1,500,000 of the general fund—state appropriation for  
33 fiscal year 2023 are provided solely for operating a fabrication  
34 composite wing incumbent worker training program to be housed at the  
35 Washington aerospace training and research center.

36 (7) \$100,000 of the general fund—state appropriation for fiscal  
37 year 2022 and \$100,000 of the general fund—state appropriation for  
38 fiscal year 2023 are provided solely for the aerospace center of  
39 excellence currently hosted by Everett community college to:

1 (a) Increase statewide communications and outreach between  
2 industry sectors, industry organizations, businesses, K-12 schools,  
3 colleges, and universities;

4 (b) Enhance information technology to increase business and  
5 student accessibility and use of the center's web site; and

6 (c) Act as the information entry point for prospective students  
7 and job seekers regarding education, training, and employment in the  
8 industry.

9 (8) (~~(\$20,759,000)~~) \$21,428,000 of the general fund—state  
10 appropriation for fiscal year 2022 and (~~(\$21,154,000)~~) \$21,920,000 of  
11 the general fund—state appropriation for fiscal year 2023 are  
12 provided solely for the implementation of the college affordability  
13 program as set forth in RCW 28B.15.066.

14 (9) Community and technical colleges are not required to send  
15 mass mailings of course catalogs to residents of their districts.  
16 Community and technical colleges shall consider lower cost  
17 alternatives, such as mailing postcards or brochures that direct  
18 individuals to online information and other ways of acquiring print  
19 catalogs.

20 (10) The state board for community and technical colleges shall  
21 not use funds appropriated in this section to support intercollegiate  
22 athletics programs.

23 (11) \$157,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$157,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for the Wenatchee Valley college  
26 wildfire prevention program.

27 (12) \$150,000 of the general fund—state appropriation for fiscal  
28 year 2022 and \$150,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely for the Puget Sound welcome back  
30 center at Highline College to create a grant program for  
31 internationally trained individuals seeking employment in the  
32 behavioral health field in Washington state.

33 (13) \$750,000 of the general fund—state appropriation for fiscal  
34 year 2022 and \$750,000 of the general fund—state appropriation for  
35 fiscal year 2023 are provided solely for increased enrollments in the  
36 integrated basic education and skills training program. Funding will  
37 support approximately 120 additional full-time equivalent enrollments  
38 annually.

1 (14) (a) The state board must provide quality assurance reports on  
2 the ctcLink project at the frequency directed by the office of chief  
3 information officer for review and for posting on its information  
4 technology project dashboard.

5 (b) The state board must develop a technology budget using a  
6 method similar to the state capital budget, identifying project  
7 costs, funding sources, and anticipated deliverables through each  
8 stage of the investment and across fiscal periods and biennia from  
9 project initiation to implementation. The budget must be updated at  
10 the frequency directed by the office of chief information officer for  
11 review and for posting on its information technology project  
12 dashboard.

13 (c) The office of the chief information officer may suspend the  
14 ctcLink project at any time if the office of the chief information  
15 officer determines that the project is not meeting or is not expected  
16 to meet anticipated performance measures, implementation timelines,  
17 or budget estimates. Once suspension or termination occurs, the state  
18 board shall not make additional expenditures on the ctcLink project  
19 without approval of the chief information officer. The ctcLink  
20 project funded through the community and technical college innovation  
21 account created in RCW 28B.50.515 is subject to the conditions,  
22 limitations, and review provided in section 701 of this act.

23 (15) \$216,000 of the general fund—state appropriation for fiscal  
24 year 2022 and \$216,000 of the general fund—state appropriation for  
25 fiscal year 2023 are provided solely for the opportunity center for  
26 employment and education at North Seattle College.

27 (16) \$500,000 of the general fund—state appropriation for fiscal  
28 year 2022 and \$500,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely for Highline College to  
30 implement the Federal Way higher education initiative in partnership  
31 with the city of Federal Way and the University of Washington Tacoma  
32 campus.

33 (17) \$350,000 of the general fund—state appropriation for fiscal  
34 year 2022 and \$350,000 of the general fund—state appropriation for  
35 fiscal year 2023 are provided solely for Peninsula College to  
36 maintain the annual cohorts of the specified programs as follows:

- 37 (a) Medical assisting, 40 students;
- 38 (b) Nursing assistant, 60 students; and
- 39 (c) Registered nursing, 32 students.

1 (18) \$338,000 of the general fund—state appropriation for fiscal  
2 year 2022 and \$338,000 of the general fund—state appropriation for  
3 fiscal year 2023 are provided solely for the Washington state labor  
4 education and research center at South Seattle College.

5 (19) \$150,000 of the general fund—state appropriation for fiscal  
6 year 2022 and \$150,000 of the general fund—state appropriation for  
7 fiscal year 2023 are provided solely for the aerospace and advanced  
8 manufacturing center of excellence hosted by Everett Community  
9 College to develop a semiconductor and electronics manufacturing  
10 branch in Vancouver.

11 (20) \$15,220,000 of the workforce education investment account—  
12 state appropriation is provided solely for college operating costs,  
13 including compensation and central services, in recognition that  
14 these costs exceed estimated increases in undergraduate operating fee  
15 revenue as a result of RCW 28B.15.067.

16 (21) \$15,220,000 of the workforce education investment account—  
17 state appropriation is provided solely for employee compensation,  
18 academic program enhancements, student support services, and other  
19 institutional priorities that maintain a quality academic experience  
20 for Washington students.

21 (22) \$1,500,000 of the general fund—state appropriation for  
22 fiscal year 2022, \$1,500,000 of the general fund—state appropriation  
23 for fiscal year 2023, and \$75,847,000 of the workforce education  
24 investment account—state appropriation are provided solely for  
25 statewide implementation of guided pathways at each of the state's  
26 community and technical colleges or similar programs designed to  
27 improve student success, including, but not limited to, academic  
28 program redesign, student advising, and other student supports.

29 (23) \$100,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$100,000 of the general fund—state appropriation for  
31 fiscal 2023 are provided solely for a reentry navigator position at  
32 Olympic College to assist formerly incarcerated people gain  
33 admittance into college. A report shall be submitted to the  
34 legislature by December 1, 2022, on admittance rates on formerly  
35 incarcerated individuals, effective methods of contact and engagement  
36 of formerly incarcerated individuals, and how guided pathways can be  
37 assisted with reentry navigator positions.

1 (24) \$40,800,000 of the workforce education investment account—  
2 state appropriation is provided solely to continue to fund nurse  
3 educator salaries.

4 (25) \$40,000,000 of the workforce education investment account—  
5 state appropriation is provided to continue to fund high-demand  
6 program faculty salaries, including but not limited to nurse  
7 educators, other health-related professions, information technology,  
8 computer science, and trades.

9 (26) \$8,000,000 of the workforce education investment account—  
10 state appropriation is provided solely for the state board for  
11 community and technical colleges to expand high-demand and career  
12 launch enrollments, as provided under RCW 28C.30.020. Within the  
13 amounts provided in this subsection (26):

14 (a) \$6,000,000 of the amounts in this subsection (26) are  
15 provided for expansion of career launch enrollments, as provided  
16 under RCW 28C.30.020.

17 (b) \$2,000,000 of the amounts in this subsection (26) are  
18 provided for expansion of enrollments in high demand programs. These  
19 programs include, but are not limited to, allied health, computer and  
20 information science, manufacturing, and other fields identified by  
21 the state board for community and technical colleges.

22 (c) The state board for community and technical colleges may  
23 transfer amounts between (a) and (b) of this subsection (26) if  
24 either program does not have sufficient demand to spend the allocated  
25 funding. Any transfer must be approved by the state board for  
26 community and technical colleges and the office of financial  
27 management.

28 (27) \$750,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$750,000 of the general fund—state appropriation for  
30 fiscal year 2023 are provided solely to the state board for community  
31 and technical colleges to support the completion of the English 101  
32 curriculum review to remove barriers to student success. A report  
33 should be submitted to the appropriate committees of the legislature  
34 under RCW 43.01.036 by June 30, 2023, or upon the completion of the  
35 English 101 review to report on lessons learned, best practices, and  
36 recommendations for completion of additional curricula reviews.

37 (28) \$8,000,000 of the workforce education investment account—  
38 state appropriation is provided solely for the emergency assistance  
39 grant program in RCW 28B.50.295.

1 (29) \$10,000 of the general fund—state appropriation for fiscal  
2 year 2022 is provided solely for the state board for community and  
3 technical colleges to coordinate with the Washington student  
4 achievement council task force as described in section 612(6) of this  
5 act to provide the following running start data for fiscal year 2019,  
6 fiscal year 2020, and fiscal year 2021, for each community and  
7 technical college:

8 (a) The total number of running start students served by  
9 headcount and full-time equivalent;

10 (b) The total amount of running start revenue received through  
11 apportionment as allocated with the running start rate by the office  
12 of the superintendent of public instruction through local school  
13 districts;

14 (c) Course completion rates for running start students;

15 (d) A list of courses by two-digit classification of  
16 instructional program code and the number of running start students  
17 in each course;

18 (e) A list of career and technical education area courses and the  
19 number of running start students in each course;

20 (f) The number of students at each community or technical college  
21 receiving complete fee waivers as required by RCW 28A.600.310(3)(a);  
22 and

23 (g) The method used by each college to determine running start  
24 fee waiver eligibility, including any policies adopted by the college  
25 or its program.

26 (30) \$16,000 of the general fund—state appropriation for fiscal  
27 year 2022 and \$91,000 of the general fund—state appropriation for  
28 fiscal year 2023 are provided solely for implementation of Second  
29 Substitute House Bill No. 1044 (prison to postsecondary ed.). (~~If~~  
30 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
31 ~~this subsection shall lapse.~~)

32 (31) \$516,000 of the general fund—state appropriation for fiscal  
33 year 2022 and \$516,000 of the general fund—state appropriation for  
34 fiscal year 2023 are provided solely for implementation of Substitute  
35 House Bill No. 1166 (college students pilot). (~~If the bill is not~~  
36 ~~enacted by June 30, 2021, the amounts provided in this subsection~~  
37 ~~shall lapse.~~)

38 (32) \$350,000 of the general fund—state appropriation for fiscal  
39 year 2022 is provided solely for implementation of Engrossed

1 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~  
2 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
3 ~~subsection shall lapse.~~)

4 (33) \$2,048,000 of the general fund—state appropriation for  
5 fiscal year 2022 and \$1,119,000 of the general fund—state  
6 appropriation for fiscal year 2023 are provided solely for  
7 implementation of Engrossed Second Substitute Senate Bill No. 5227  
8 (diversity, etc./higher education). (~~If the bill is not enacted by~~  
9 ~~June 30, 2021, the amounts provided in this subsection shall lapse.~~)

10 (34) \$15,848,000 of the workforce education investment account—  
11 state appropriation is provided solely for implementation of  
12 Engrossed Second Substitute Senate Bill No. 5194 (equity and access  
13 in higher education). (~~If the bill is not enacted by June 30, 2021,~~  
14 ~~the amount provided in this subsection shall lapse.~~)

15 (35)(a) \$5,000,000 of the general fund—state appropriation for  
16 fiscal year 2023 is provided solely for grants to promote workforce  
17 development in trucking and trucking-related supply chain industries  
18 by expanding the number of registered apprenticeships, pre-  
19 apprenticeships, and trucking related training programs; and  
20 providing support for registered apprenticeships or programs in  
21 trucking and trucking-related supply chain industries.

22 (b) Grants awarded under this subsection may be used for:

23 (i) Equipment upgrades or new equipment purchases for training  
24 purposes;

25 (ii) New training spaces and locations to support capacity needs  
26 and expansion of training to veterans and veteran spouses, and  
27 underserved populations to include foster care and homeless  
28 transition populations;

29 (iii) Curriculum development and instructor training for driving,  
30 repair and service of technological advancements facing the industry;

31 (iv) Tuition assistance for commercial vehicle driver training,  
32 mechanical, and support functions that support the trucking industry;  
33 and

34 (v) Funding to increase capacity and availability of child care  
35 options for shift work schedules.

36 (c) An entity is eligible to receive a grant if it is a  
37 nonprofit, nongovernmental, or institution of primary or higher  
38 education that provides training opportunities, including  
39 apprenticeships, pre-apprenticeships, pre-employment training,

1 commercial vehicle driver training, vocational training related to  
2 mechanical and support functions that support the trucking industry;  
3 or incumbent worker training to prepare workers for the trucking and  
4 trucking-related supply chain industries. Preference will be given to  
5 entities in compliance with government approved or accredited  
6 programs. Reporting requirements, as determined by the board, shall  
7 be required.

8 (d) The board may use up to 5 percent of funds for administration  
9 of grants.

10 (36) \$8,000,000 of the workforce education investment account—  
11 state appropriation is provided solely for grants to purchase or  
12 upgrade simulation laboratory equipment.

13 (37) \$205,000 of the workforce education investment account—state  
14 appropriation is provided solely to establish a center for excellence  
15 in cybersecurity.

16 (38) (a) \$7,018,000 of the workforce education investment account—  
17 state appropriation is provided solely to expand cybersecurity  
18 academic enrollments by 500 FTE students.

19 (b) The state board for community and technical colleges must  
20 coordinate with the student achievement council as provided in  
21 section 610(14) of this act to submit a progress report on the new or  
22 expanded cybersecurity academic programs, including the number of  
23 students enrolled.

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 are provided solely to expand the  
27 opportunity grant program to provide health care workforce grants for  
28 students.

29 (40) \$1,500,000 of the general fund—state appropriation for  
30 fiscal year 2023 is provided solely for the development of a climate  
31 solutions and climate justice curriculum.

32 (41) \$2,932,000 of the general fund—state appropriation for  
33 fiscal year 2023 is provided solely to expand the homeless student  
34 assistance pilot program to all 34 community and technical colleges.  
35 The colleges participating in the pilot program are subject to the  
36 same requirements as in RCW 28B.50.916.

37 (42) (a) \$2,304,000 of the workforce education investment account—  
38 state appropriation is provided solely for Afghan refugee education.



1 (b) The board must submit a progress report to the appropriate  
2 committees of the legislature pursuant to RCW 43.01.036 by June 30,  
3 2023, and a final report is expected on December 1, 2024, providing  
4 the following information:

5 (i) The total number of refugees served;

6 (ii) The colleges and community-based organization that provided  
7 educational programs, including the programs offered and the number  
8 of refugees served in the programs;

9 (iii) The number of refugees enrolled in the integrated basic  
10 education and skills training program; and

11 (iv) Findings and recommendations on Afghan refugee education,  
12 including any continued need for educational resources.

13 (43) \$2,000,000 of the general fund—state appropriation for  
14 fiscal year 2022 and \$3,497,000 of the general fund—state  
15 appropriation for fiscal year 2023 are provided solely for legal  
16 services related to litigation by employees within the community and  
17 technical college system challenging the denial of retirement and  
18 sick leave benefits. The cases include *Wolf v. State and SBCTC*, *Rush*  
19 *v. State and SBCTC* (retirement), and *Rush v. State and SBCTC* (sick  
20 leave).

21 (44) \$2,720,000 of the general fund—state appropriation for  
22 fiscal year 2023 is provided solely for grants for community and  
23 technical colleges to partner with community-based organization to  
24 extend financial aid access and support into communities.

25 (45)(a) \$80,000 of the general fund—state appropriation for  
26 fiscal year 2023 is provided solely for a pilot program to help  
27 students, including those enrolled in state registered apprenticeship  
28 programs, connect with health care coverage. The state board for  
29 community and technical colleges must provide resources for up to two  
30 community or technical colleges, one on the east side and one on the  
31 west side of the Cascade mountains, to hire or train an employee to:

32 (i) Provide information to students and college staff about  
33 available health insurance options;

34 (ii) Develop culturally relevant materials and conduct outreach  
35 for historically marginalized and underserved student populations to  
36 assist these populations in their knowledge of access to low cost or  
37 free health insurance plans;

38 (iii) Provide ongoing technical assistance to students about  
39 health insurance options or health insurance application process; and

1 (iv) Provide technical assistance to students as a health benefit  
2 exchange certified assister, to help students understand, shop,  
3 apply, and enroll in health insurance through Washington health  
4 planfinder.

5 (b) Participation in the exchange assister program is contingent  
6 on fulfilling applicable contracting, security, and other program  
7 requirements.

8 (c) The legislature expects the state board, in collaboration  
9 with the student achievement council and the health benefit exchange,  
10 to report to the appropriate committees of the legislature  
11 information about barriers students, including those enrolled in  
12 state registered apprenticeship programs, encountered to accessing  
13 health insurance coverage; and to provide recommendations on how to  
14 improve student access to health coverage based on data gathered from  
15 the pilot program.

16 (46) \$4,146,000 of the general fund—state appropriation for  
17 fiscal year 2023 is provided solely for institution compensation  
18 costs in recognition that these costs exceed estimated increases in  
19 undergraduate operating fee revenue.

20 (47) \$331,000 of the general fund—state appropriation for fiscal  
21 year 2023 is provided solely for Engrossed Second Substitute Senate  
22 Bill No. 5764 (apprenticeships and higher ed). If the bill is not  
23 enacted by June 30, 2022, the amount provided in this subsection  
24 shall lapse.

25 (48) \$183,000 of the general fund—state appropriation for fiscal  
26 year 2023 is provided solely for Senate Bill No. 5534 (verifiable  
27 credentials). If the bill is not enacted by June 30, 2022, the amount  
28 provided in this subsection shall lapse.

29 (49) \$75,000 of the general fund—state appropriation for fiscal  
30 year 2023 is provided solely for the state board to convene dental  
31 stakeholders to develop recommendations to address dental workforce  
32 shortages and necessary educational transformations. By December 15,  
33 2022, the state board and the dental stakeholders must report  
34 findings and recommendations to the appropriate committees of the  
35 legislature pursuant to RCW 43.01.036.

36 **Sec. 604.** 2021 c 334 s 606 (uncodified) is amended to read as  
37 follows:

38 **FOR THE UNIVERSITY OF WASHINGTON**

1	General Fund—State Appropriation (FY 2022) . . . . .	<del>(\$394,246,000)</del>
2		<u>\$391,768,000</u>
3	General Fund—State Appropriation (FY 2023) . . . . .	<del>(\$403,164,000)</del>
4		<u>\$426,534,000</u>
5	Aquatic Lands Enhancement Account—State	
6	Appropriation . . . . .	<del>(\$1,619,000)</del>
7		<u>\$1,631,000</u>
8	University of Washington Building Account—State	
9	Appropriation . . . . .	\$1,546,000
10	Education Legacy Trust Account—State Appropriation . .	<del>(\$36,708,000)</del>
11		<u>\$37,065,000</u>
12	Economic Development Strategic Reserve Account—State	
13	Appropriation . . . . .	<del>(\$3,094,000)</del>
14		<u>\$3,102,000</u>
15	Biotoxin Account—State Appropriation . . . . .	<del>(\$605,000)</del>
16		<u>\$609,000</u>
17	Dedicated Marijuana Account—State Appropriation	
18	(FY 2022) . . . . .	\$263,000
19	Dedicated Marijuana Account—State Appropriation	
20	(FY 2023) . . . . .	<del>(\$263,000)</del>
21		<u>\$325,000</u>
22	Accident Account—State Appropriation . . . . .	<del>(\$7,874,000)</del>
23		<u>\$8,004,000</u>
24	Medical Aid Account—State Appropriation . . . . .	<del>(\$7,468,000)</del>
25		<u>\$7,580,000</u>
26	Workforce Education Investment Account—State	
27	Appropriation . . . . .	<del>(\$49,853,000)</del>
28		<u>\$52,394,000</u>
29	Geoduck Aquaculture Research Account—State	
30	Appropriation . . . . .	<del>(\$15,000)</del>
31		<u>\$23,000</u>
32	TOTAL APPROPRIATION . . . . .	<del>(\$906,718,000)</del>
33		<u>\$930,844,000</u>

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

36 (1) ~~(\$43,087,000)~~ \$44,474,000 of the general fund—state  
37 appropriation for fiscal year 2022 and ~~(\$43,905,000)~~ \$45,497,000 of  
38 the general fund—state appropriation for fiscal year 2023 are

1 provided solely for the implementation of the college affordability  
2 program as set forth in RCW 28B.15.066.

3 (2) \$200,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$200,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely for labor archives of  
6 Washington. The university shall work in collaboration with the state  
7 board for community and technical colleges.

8 (3) \$8,000,000 of the education legacy trust account—state  
9 appropriation is provided solely for the family medicine residency  
10 network at the university to maintain the number of residency slots  
11 available in Washington.

12 (4) The university must continue work with the education research  
13 and data center to demonstrate progress in computer science and  
14 engineering enrollments. By September 1st of each year, the  
15 university shall provide a report including but not limited to the  
16 cost per student, student completion rates, and the number of low-  
17 income students enrolled in each program, any process changes or  
18 best-practices implemented by the university, and how many students  
19 are enrolled in computer science and engineering programs above the  
20 prior academic year.

21 (5) \$14,000,000 of the education legacy trust account—state  
22 appropriation is provided solely for the expansion of degrees in the  
23 department of computer science and engineering at the Seattle campus.

24 (6) \$3,062,000 of the economic development strategic reserve  
25 account—state appropriation is provided solely to support the joint  
26 center for aerospace innovation technology.

27 (7) The University of Washington shall not use funds appropriated  
28 in this section to support intercollegiate athletics programs.

29 (8) \$7,345,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$7,345,000 of the general fund—state appropriation for  
31 fiscal year 2023 are provided solely for the continued operations and  
32 expansion of the Washington, Wyoming, Alaska, Montana, Idaho medical  
33 school program.

34 (9) \$2,625,000 of the general fund—state appropriation for fiscal  
35 year 2022 and \$2,625,000 of the general fund—state appropriation for  
36 fiscal year 2023 are provided solely for the institute for stem cell  
37 and regenerative medicine. Funds appropriated in this subsection must  
38 be dedicated to research utilizing pluripotent stem cells and related  
39 research methods.

1 (10) \$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 to the University of Washington to  
4 support youth and young adults experiencing homelessness in the  
5 university district of Seattle. Funding is provided for the  
6 university to work with community service providers and university  
7 colleges and departments to plan for and implement a comprehensive  
8 one-stop center with navigation services for homeless youth; the  
9 university may contract with the department of commerce to expand  
10 services that serve homeless youth in the university district.

11 (11) \$1,200,000 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 the adult  
14 psychiatry residency program at the University of Washington to offer  
15 additional residency positions that are approved by the accreditation  
16 council for graduate medical education.

17 (12) \$172,000 of the general fund—state appropriation for fiscal  
18 year 2022 and \$172,000 of the general fund—state appropriation for  
19 fiscal year 2023 are provided solely for a University of Washington  
20 study in the south Cascades to determine current wolf use and  
21 density, and to gather baseline data to understand the effects of  
22 wolf recolonization on predator-prey dynamics of species that  
23 currently have established populations in the area.

24 (a) The study objectives shall include:

25 (i) Determination of whether wolves have started to recolonize a  
26 5,000 square kilometer study area in the south Cascades of  
27 Washington, and if so, an assessment of their distribution over the  
28 landscape as well as their health and pregnancy rates;

29 (ii) Baseline data collection, if wolves have not yet established  
30 pack territories in this portion of the state, that will allow for  
31 the assessment of how the functional densities and diets of wolves  
32 across the landscape will affect the densities and diets in the  
33 following predators and prey: Coyote, cougar, black bear, bobcat, red  
34 fox, wolverine, elk, white tailed deer, mule deer, moose, caribou,  
35 and snowshoe hare;

36 (iii) Examination of whether the microbiome of each species  
37 changes as wolves start to occupy suitable habitat; and

1 (iv) An assessment of the use of alternative wildlife monitoring  
2 tools to cost-effectively monitor size of the wolf population over  
3 the long-term.

4 (b) A report on the findings of the study shall be shared with  
5 the Washington department of fish and wildlife.

6 (13)(a) \$20,000,000 of the general fund—state appropriation for  
7 fiscal year 2022 and \$20,000,000 of the general fund—state  
8 appropriation for fiscal year 2023 are provided solely to support the  
9 operations and teaching mission of the Harborview Medical Center and  
10 the University of Washington Medical Center.

11 (b) By December 1, 2022, the University of Washington must report  
12 to the appropriate committees of the legislature the impact of the  
13 funding in (a) of this subsection on the fiscal position of  
14 Harborview medical center and the University of Washington medical  
15 center in the 2021-2023 fiscal biennium. To ensure transparency,  
16 consistency, accuracy, and clarity, the report must:

17 (i) Follow generally accepted accounting principles;

18 (ii) Use generally accepted terms and define those terms;

19 (iii) Provide data on revenue and expenses, using standard  
20 formats already in existence, such as comprehensive hospital abstract  
21 reporting system (CHARS) data, and delineated by functional areas of  
22 state government;

23 (iv) Incorporate wherever possible publicly available data, as a  
24 public institution including, but not limited to, the following  
25 sources:

26 (A) CHARS;

27 (B) Comprehensive annual financial reports; and

28 (C) The most recent independent auditor report, including  
29 financial statements connected to the report; and

30 (v) Provide supporting documentation.

31 (14) \$1,000,000 of the general fund—state appropriation for  
32 fiscal year 2022 and \$1,000,000 of the general fund—appropriation for  
33 fiscal year 2023 are provided solely for the University of  
34 Washington's psychiatry integrated care training program.

35 (15) \$426,000 of the general fund—state appropriation for fiscal  
36 year 2022 and \$640,000 of the general fund—state appropriation for  
37 fiscal year 2023 are provided solely for child and adolescent  
38 psychiatry residency positions that are approved by the accreditation

1 council for graduate medical education, as provided in RCW  
2 28B.20.445.

3 (16) \$1,000,000 of the general fund—state appropriation for  
4 fiscal year 2022 and \$1,000,000 of the general fund—state  
5 appropriation for fiscal year 2023 are provided solely for the  
6 University of Washington School of Dentistry to support its role as a  
7 major oral health provider to individuals covered by medicaid and the  
8 uninsured.

9 (17) \$200,000 of the general fund—state appropriation for fiscal  
10 year 2022 and \$200,000 of the general fund—state appropriation for  
11 fiscal year 2023 are provided solely for the pre-law pipeline and  
12 social justice program at the University of Washington-Tacoma.

13 (18) \$226,000 of the general fund—state appropriation for fiscal  
14 year 2022 and \$226,000 of the general fund—state appropriation for  
15 fiscal year 2023 are provided solely for the university's neurology  
16 department to create a telemedicine program to disseminate dementia  
17 care best practices to primary care practitioners using the project  
18 ECHO model. The program shall provide a virtual connection for  
19 providers and content experts and include didactics, case  
20 conferences, and an emphasis on practice transformation and systems-  
21 level issues that affect care delivery. The initial users of this  
22 program shall include referral sources in health care systems and  
23 clinics, such as the university's neighborhood clinics and Virginia  
24 Mason Memorial in Yakima with a goal of adding 15 to 20 providers  
25 from smaller clinics and practices per year.

26 (19) \$102,000 of the general fund—state appropriation for fiscal  
27 year 2022 and \$102,000 of the general fund—state appropriation for  
28 fiscal year 2023 are provided solely for the university's center for  
29 international trade in forest products.

30 (20) \$625,000 of the general fund—state appropriation for fiscal  
31 year 2022 and \$625,000 of the general fund—state appropriation for  
32 fiscal year 2023 are provided solely for the Latino center for  
33 health.

34 (21) \$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 a firearm policy research  
37 program. The program will:

38 (a) Support investigations of firearm death and injury risk  
39 factors;

1 (b) Evaluate the effectiveness of state firearm laws and  
2 policies;

3 (c) Assess the consequences of firearm violence; and

4 (d) Develop strategies to reduce the toll of firearm violence to  
5 citizens of the state.

6 (22) \$463,000 of the general fund—state appropriation for fiscal  
7 year 2022 and \$400,000 of the general fund—state appropriation for  
8 fiscal year 2023 are provided solely for the climate impacts group in  
9 the college of the environment.

10 (23) \$225,000 of the general fund—state appropriation for fiscal  
11 year 2022 and \$75,000 of the general fund—state appropriation for  
12 fiscal year 2023 are provided solely for the climate impacts group in  
13 the college of the environment to provide an updated climate impacts  
14 risk assessment designed to inform future updates to the statewide  
15 climate resilience strategy. The group must coordinate with the  
16 office of the governor to refine the scope of assessment. The final  
17 report and associated deliverables must be completed and submitted to  
18 the governor and appropriate committees of the legislature by  
19 December 15, 2022.

20 (24) \$300,000 of the general fund—state appropriation for fiscal  
21 year 2022 and \$300,000 of the general fund—state appropriation for  
22 fiscal year 2023 are provided solely for the college of education to  
23 collaborate with teacher preparation programs and the office of the  
24 superintendent of public instruction to develop open access climate  
25 science educational curriculum for use in teacher preparation  
26 programs.

27 (25) \$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 Harry Bridges center for  
30 labor studies. The center shall work in collaboration with the state  
31 board for community and technical colleges.

32 (26) \$21,461,000 of the workforce education investment account—  
33 state appropriation is provided solely for institution operating  
34 costs, including compensation and central services, in recognition  
35 that these costs exceed estimated increases in undergraduate  
36 operating fee revenue as a result of RCW 28B.15.067.

37 (27) \$8,000,000 of the workforce education investment account—  
38 state appropriation is provided solely for employee compensation,  
39 academic program enhancements, student support services, and other



1 institutional priorities that maintain a quality academic experience  
2 for Washington students.

3 (28) \$8,000,000 of the workforce education investment account—  
4 state appropriation is provided solely to maintain degree production  
5 in the college of engineering at the Seattle campus.

6 (29) \$1,000,000 of the workforce education investment account—  
7 state appropriation is provided solely to maintain the Washington  
8 state academic redshirt program.

9 (30) \$2,700,000 of the workforce education investment account—  
10 state appropriation is provided solely to maintain degree capacity  
11 and undergraduate enrollments in engineering, mathematics, and  
12 science programs to support the biomedical innovation partnership  
13 zone at the Bothell campus.

14 (31) \$3,268,000 of the workforce education investment account—  
15 state appropriation is provided solely to maintain bachelor of  
16 science programs in mechanical and civil engineering to support  
17 increased student and local employer demand for graduates in these  
18 fields at the Tacoma campus.

19 (32) \$150,000 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 Washington mathematics,  
22 engineering, science achievement programs to provide enrichment  
23 opportunities in mathematics, engineering, science, and technology to  
24 students who are traditionally underrepresented in these programs.

25 (33) \$75,000 of the general fund—state appropriation for fiscal  
26 year 2022 and \$75,000 of the general fund—state appropriation for  
27 fiscal year 2023 are provided solely for a community care coordinator  
28 for transitional-age youth for the doorway project in partnership  
29 with the Seattle campus.

30 (34) (~~(\$4,000,000)~~) \$6,000,000 of the workforce education  
31 investment account—state appropriation is provided solely for the  
32 expansion of the Paul G. Allen school of computer science and  
33 engineering in order to award an additional 100 degrees per year  
34 focusing on traditionally underrepresented students. A report on  
35 degrees awarded must be submitted to the appropriate committees of  
36 the legislature June 30, 2022, and June 30, 2023.

37 (35) \$45,000 of the general fund—state appropriation for fiscal  
38 year 2022 is provided solely for the community immersion law  
39 enforcement project at the Tacoma campus.

1 (36) (a) \$200,000 of the general fund—state appropriation for  
2 fiscal year 2022 is provided solely for research to determine the use  
3 and effectiveness of restorative justice, including for hate crime  
4 victims and individuals who commit hate crimes. Researchers shall  
5 engage in listening sessions with impacted communities, which must  
6 include tribal governments and community-based organizations.  
7 Researchers shall consult with judges, prosecutors, defense  
8 attorneys, victim advocates, impacted communities, and community  
9 based restorative justice agencies to inform whether restorative  
10 justice would be an effective public policy option to:

11 (i) Provide healing support for individual hate crime victims and  
12 their communities;

13 (ii) Provide accountability processes for individuals who commit  
14 hate crimes;

15 (iii) Provide opportunities for individuals who commit hate  
16 crimes to learn about the impact of their crimes and repair the  
17 damage;

18 (iv) Repair interpersonal and communal relationships;

19 (v) Reduce hate crime offender recidivism; and

20 (vi) Determine if restorative justice could be equally available  
21 to all victims and communities.

22 (b) The researcher shall provide a report to the relevant  
23 committees of the legislature under RCW 43.01.036 by December 1,  
24 2021. The report must include best practice recommendations for  
25 establishing a restorative justice program and required data  
26 collection to address hate crimes in Washington. The report shall  
27 include how restorative justice recommendations can be implemented in  
28 conjunction with the recommendations of the hate crime advisory  
29 working group established in RCW 43.10.300.

30 (37) \$250,000 of the general fund—state appropriation for fiscal  
31 year 2022 is provided solely for scholarships to students in the  
32 applied child and adolescent psychology masters program. Priority  
33 should be given to traditionally underrepresented students and those  
34 students who are bilingual.

35 (38) \$200,000 of the general fund—state appropriation for fiscal  
36 year 2022 and \$200,000 of the general fund—state appropriation for  
37 fiscal year 2023 are provided solely to expand a series of online  
38 courses related to behavioral health and student well-being that are  
39 currently offered at the Bothell campus for school district staff.

1 The standards for the courses must be consistent with knowledge,  
2 skill, and performance standards related to mental health and well-  
3 being of public school students. The online courses must provide:

4 (a) Foundational knowledge in behavioral health, mental health,  
5 and mental illness;

6 (b) Information on how to assess, intervene upon, and refer  
7 behavioral health and intersection of behavioral health and substance  
8 use issues; and

9 (c) Approaches to promote health and positively influence student  
10 health behaviors.

11 (39) To ensure transparency and accountability, in the 2021-2023  
12 fiscal biennium the University of Washington shall comply with any  
13 and all financial and accountability audits by the Washington state  
14 auditor including any and all audits of university services offered  
15 to the general public, including those offered through any public-  
16 private partnership, business venture, affiliation, or joint venture  
17 with a public or private entity, except the government of the United  
18 States. The university shall comply with all state auditor requests  
19 for the university's financial and business information including the  
20 university's governance and financial participation in these public-  
21 private partnerships, business ventures, affiliations, or joint  
22 ventures with a public or private entity. In any instance in which  
23 the university declines to produce the information to the state  
24 auditor, the university will provide the state auditor a brief  
25 summary of the documents withheld and a citation of the legal or  
26 contractual provision that prevents disclosure. The summaries must be  
27 compiled into a report by the state auditor and provided on a  
28 quarterly basis to the legislature.

29 (40) \$50,000 of the general fund—state appropriation for fiscal  
30 year 2022 is provided solely for the department of environmental and  
31 occupational health sciences to provide an air quality report. The  
32 report will study the relationship between indoor and outdoor  
33 ultrafine particle air quality at sites with vulnerable populations,  
34 such as schools or locations underneath flight paths within 10 miles  
35 of Sea-Tac airport. The report recommendations must include an item  
36 addressing filtration systems at select locations with vulnerable  
37 populations. The report shall be submitted to the house environment  
38 and energy committee and the senate environment, energy and  
39 technology committee by December 15, 2021.

1 (41) \$100,000 of the general fund—state appropriation for fiscal  
2 year 2022 and (~~(\$100,000)~~) \$200,000 of the general fund—state  
3 appropriation for fiscal year 2023 are provided solely for the Burke  
4 museum of natural history and culture to make education programs  
5 offered by the museum accessible to more students across Washington,  
6 especially students in underserved schools and locations. The funding  
7 shall be used for:

8 (a) Increasing the number of students who participate in Burke  
9 education programs at reduced or no cost;

10 (b) Providing bus reimbursement for students visiting the museum  
11 on field trips and to support travel to bring museum programs across  
12 the state; and

13 (c) Staff who will form partnerships with school districts to  
14 serve statewide communities more efficiently and equitably through  
15 the Burkemobile program.

16 (42)(a) \$100,000 of the general fund—state appropriation for  
17 fiscal year 2022 is provided solely for the center for cannabis  
18 research at the university to collaborate with the Washington State  
19 University collaboration on cannabis policy, research, and outreach  
20 to create frameworks for future studies. Each framework will include  
21 the length of time to complete, research licenses necessary, cost,  
22 literature review of national and international research, and a scope  
23 of work to be completed. The following frameworks shall be compiled  
24 in a report:

25 (i) Measuring and assessing impairment due to marijuana use; and

26 (ii) Correlation between age of use, dosage of use, and  
27 appearance of occurrence of cannabis induced psychosis.

28 (b) The report on the frameworks must be submitted to the  
29 appropriate committees of the legislature by December 1, 2021.

30 (43) \$205,000 of the general fund—state appropriation for fiscal  
31 year 2022 and (~~(\$205,000)~~) \$410,000 of the general fund—state  
32 appropriation for fiscal year 2023 are provided solely for the  
33 university's center for human rights. The appropriation must be used  
34 to supplement, not supplant, other funding sources for the center for  
35 human rights.

36 (44) \$143,000 of the general fund—state appropriation for fiscal  
37 year 2022 and \$143,000 of the general fund—state appropriation for  
38 fiscal year 2023 are provided solely to the University of Washington  
39 for the establishment and operation of the state forensic

1 anthropologist. The university shall work in conjunction with and  
2 provide the full funding directly to the King county medical  
3 examiner's office to support the statewide work of the state forensic  
4 anthropologist.

5 (45) \$450,000 of the general fund—state appropriation for fiscal  
6 year 2022 is provided solely to the University of Washington school  
7 of medicine for the development of simulation training devices at the  
8 Harborview medical center's paramedic training program.

9 (46) \$64,000 of the general fund—state appropriation for fiscal  
10 year 2022 and \$64,000 of the general fund—state appropriation for  
11 fiscal year 2023 are provided solely for one full-time mental health  
12 counselor licensed under chapter 18.225 RCW who has experience and  
13 training specifically related to working with active members of the  
14 military or military veterans.

15 (47) \$557,000 of the general fund—state appropriation for fiscal  
16 year 2022 and \$443,000 of the general fund—state appropriation for  
17 fiscal year 2023 are provided solely for the creation of the center  
18 for environmental forensic science.

19 (48) \$80,000 of the general fund—state appropriation for fiscal  
20 year 2022 and \$80,000 of the general fund—state appropriation for  
21 fiscal year 2023 are provided solely for the college of education to  
22 partner with school districts to continue the math improvement pilot  
23 program.

24 (49) \$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 university to conduct  
27 monitoring and research related to Puget Sound kelp conservation and  
28 recovery.

29 (50) \$20,000 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 expand online tutorial and  
32 link to web-based, continuing education funded by the centers for  
33 disease control for training for the primary care health workforce  
34 regarding the protocols for perinatal monitoring, birth-dose  
35 immunization, early diagnosis, linkage to care, and treatment for  
36 persons diagnosed with chronic hepatitis B or hepatitis using a  
37 telehealth model operated by the University of Washington.

38 (a) Training shall:

1 (i) Focus on increased provider proficiency and increased number  
2 of trained providers in areas with high rates of reported cases of  
3 hepatitis B or hepatitis, including regions with high incidence of  
4 drug use or upward trend of children who have not received hepatitis  
5 B virus vaccinations according to centers for disease control  
6 recommendations; and

7 (ii) Provide access to:

8 (A) University of Washington medicine specialists in infectious  
9 diseases, hepatology, and addiction medicine;

10 (B) Brief updates on evidence-based strategies to diagnose,  
11 treat, and manage acute and chronic hepatitis B, acute and chronic  
12 hepatitis C, or coinfections;

13 (C) Continuing medical education credits per hour of  
14 participation; and

15 (D) Phone consultation with specialists during nonscheduled time  
16 for patients who experience complications.

17 (b) All digital and hardcopy training, educational, and outreach  
18 materials for this program must be culturally relevant and  
19 linguistically diverse.

20 (51)(a) \$108,000 of the general fund—state appropriation for  
21 fiscal year 2022 and \$52,000 of the general fund—state appropriation  
22 for fiscal year 2023 are provided solely for the University of  
23 Washington Evans school of public policy and governance to conduct a  
24 boater safety analysis, including, but not limited to, the following:

25 (i) The prevalence of boating fatalities and rescues in  
26 Washington state;

27 (ii) A comparison of Washington's rates of fatalities and rescues  
28 to other states; and

29 (iii) Recommendations of effective and collective ways to  
30 increase boater safety in the state.

31 (b) The Evans school may convene stakeholders to analyze data and  
32 make recommendations. By December 31, 2022, the Evans school must  
33 submit a report of findings and recommendations to the appropriate  
34 committees of the legislature.

35 (52) \$736,000 of the general fund—state appropriation for fiscal  
36 year 2023 is provided solely for implementation of Engrossed Second  
37 Substitute House Bill No. 1272 (health system transparency). (~~If the~~  
38 ~~bill is not enacted by June 30, 2021, the amount provided in this~~  
39 ~~subsection shall lapse.~~)

1 (53) \$159,000 of the general fund—state appropriation for fiscal  
2 year 2022 is provided solely for implementation of Engrossed  
3 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~  
4 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
5 ~~subsection shall lapse.~~)

6 (54) \$125,000 of the general fund—state appropriation for fiscal  
7 year 2022 and \$125,000 of the general fund—state appropriation for  
8 fiscal year 2023 are provided solely for implementation of Engrossed  
9 Second Substitute House Bill No. 1335 (racial restrictions/review).  
10 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~  
11 ~~in this subsection shall lapse.~~)

12 (55) \$24,000 of the general fund—state appropriation for fiscal  
13 year 2022 and \$25,000 of the general fund—state appropriation for  
14 fiscal year 2023 are provided solely for implementation of Engrossed  
15 Substitute House Bill No. 1196 (audio-only telemedicine). (~~If the~~  
16 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
17 ~~subsection shall lapse.~~)

18 (56) \$69,000 of the general fund—state appropriation for fiscal  
19 year 2022 and \$69,000 of the general fund—state appropriation for  
20 fiscal year 2023 are provided solely for implementation of Engrossed  
21 Second Substitute Senate Bill No. 5194 (equity and access in higher  
22 education). (~~If the bill is not enacted by June 30, 2021, the~~  
23 ~~amounts provided in this subsection shall lapse.~~)

24 (57) \$60,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$60,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for implementation of Engrossed  
27 Second Substitute Senate Bill No. 5141 (environmental justice task  
28 force recs). (~~If the bill is not enacted by June 30, 2021, the~~  
29 ~~amounts provided in this subsection shall lapse.~~)

30 (58) \$146,000 of the general fund—state appropriation for fiscal  
31 year 2022 and \$158,000 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 (59) \$422,000 of the general fund—state appropriation for fiscal  
37 year 2022 is provided solely for implementation of chapter 6, Laws of  
38 2021 (Engrossed Substitute Senate Bill No. 5272).

1 (60) The appropriations in this section include sufficient  
2 funding for the implementation of chapter 96, Laws of 2021  
3 (Substitute Senate Bill No. 5228).

4 (61) \$50,000 of the general fund—state appropriation for fiscal  
5 year 2022 and \$1,782,000 of the general fund—state appropriation for  
6 fiscal year 2023 are provided solely for implementation of Engrossed  
7 Second Substitute Senate Bill No. 5126 (climate commitment act). (~~If~~  
8 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
9 ~~this subsection shall lapse.~~)

10 (62) \$125,000 of the general fund—state appropriation for fiscal  
11 year 2022 and \$125,000 of the general fund—state appropriation for  
12 fiscal year 2023 are provided solely for an increase in financial  
13 student assistance in public service oriented graduate and  
14 professional degree programs, referred to as "fee-based" programs,  
15 whose tuition for public service degrees is over \$35,000 per year.  
16 Programs shall create mechanisms to prioritize assistance to  
17 traditionally underrepresented students, specifically those who have  
18 expressed a commitment to service in the physician assistant,  
19 community oriented public health, or social work programs. The  
20 institution may offer financial assistance for students that  
21 volunteer or work with public health agencies, including as contact  
22 tracers.

23 (63) \$1,250,000 of the general fund—state appropriation for  
24 fiscal year 2023 is provided solely for the community-engagement test  
25 to facilitate clean energy transitions by partnering with  
26 communities, utilities, and project developers.

27 (64) \$2,000,000 of the general fund—state appropriation for  
28 fiscal year 2023 is provided solely for staffing and operational  
29 expenditures related to the battery fabrication testbed.

30 (65) The supporting capital costs for expanding the clean energy  
31 testbeds network is established in section 5013, chapter . . . , Laws  
32 of 2022 (the 2022 supplemental omnibus capital budget).

33 (66) \$500,000 of the general fund—state appropriation for fiscal  
34 year 2023 is provided solely for the University of Washington school  
35 of medicine to collaborate with the office of the superintendent of  
36 public instruction, the commission on African American affairs, the  
37 commission on Hispanic affairs, the commission on Asian Pacific  
38 American affairs, and the governor's office of Indian affairs to  
39 provide mentoring, career awareness, and preparation for students of



1 color in grades 6 and up who are interested in pursuing a career in  
2 medicine.

3 (67) \$505,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for the University of Washington school  
5 of pharmacy/medicine pharmacy services to create a pharmacy  
6 behavioral health residency program.

7 (68) \$800,000 of the general fund—state appropriation for fiscal  
8 year 2023 is provided solely for the institute for health metrics and  
9 evaluation to conduct a three-year study of community health metrics,  
10 disparities, and drivers in rural and eastern Washington.

11 (69) Within the amounts appropriated in this section, the  
12 University of Washington must explore pathways for providing direct  
13 admissions to the nursing programs at the Seattle campus. By December  
14 1, 2022, the university must report pursuant to RCW 43.01.036 to the  
15 appropriate committees of the legislature recommendations for direct  
16 admissions, including a timeline for implementation and estimated  
17 costs.

18 (70) \$232,000 of the general fund—state appropriation for fiscal  
19 year 2023 is provided solely for the center for environmental  
20 forensic science for the procurement of an AccuTOF DART mass  
21 spectrometry system to perform rapid forensic wood identification to  
22 combat illegal logging and associated trade.

23 (71) \$300,000 of the general fund—state appropriation for fiscal  
24 year 2023 is provided solely for a community inventory to help align  
25 the Washington park arboretum's future planning with the diverse  
26 needs and priorities of the community.

27 (72) \$100,000 of the general fund—state appropriation for fiscal  
28 year 2023 is provided solely for the memory and brain wellness center  
29 to support the statewide expansion of the dementia friends program.

30 (73) \$5,456,000 of the general fund—state appropriation for  
31 fiscal year 2023 is provided solely for institution compensation  
32 costs in recognition that these costs exceed estimated increases in  
33 undergraduate operating fee revenue.

34 (74) \$18,000 of the general fund—state appropriation for fiscal  
35 year 2023 is provided solely for Engrossed Second Substitute Senate  
36 Bill No. 5764 (apprenticeships and higher ed). If the bill is not  
37 enacted by June 30, 2022, the amount provided in this subsection  
38 shall lapse.

1 (75) \$116,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely for Substitute Senate Bill No. 5626  
3 (water system plans/climate). If the bill is not enacted by June 30,  
4 2022, the amount provided in this subsection shall lapse.

5 (76) \$277,000 of the general fund—state appropriation for fiscal  
6 year 2023 is provided solely for Substitute Senate Bill No. 5644  
7 (behavior health co-response). If the bill is not enacted by June 30,  
8 2022, the amount provided in this subsection shall lapse.

9 (77) \$15,000 of the general fund—state appropriation for fiscal  
10 year 2023 is provided solely for Engrossed Substitute Senate Bill No.  
11 5874 (military student residency). If the bill is not enacted by June  
12 30, 2022, the amount provided in this subsection shall lapse.

13 (78) \$102,000 of the general fund—state appropriation for fiscal  
14 year 2023 is provided solely for the university to collaborate with  
15 the department of health and the health care authority to develop a  
16 licensure and regulatory program for behavioral health support  
17 specialists consistent with the provisions in Engrossed Second  
18 Substitute Senate Bill No. 5884 (behavioral health support).

19 (79) \$107,000 of the general fund—state appropriation for fiscal  
20 year 2023 is provided solely for Senate Bill No. 5534 (verifiable  
21 credentials). If the bill is not enacted by June 30, 2022, the amount  
22 provided in this subsection shall lapse.

23 (80) \$89,000 of the general fund—state appropriation for fiscal  
24 year 2023 is provided solely for Engrossed Second Substitute Senate  
25 Bill No. 5597 (voting rights). If the bill is not enacted by June 30,  
26 2022, the amount provided in this subsection shall lapse.

27 (81) \$225,000 of the general fund—state appropriation for fiscal  
28 year 2023 is provided solely for a public-private partnership between  
29 the center for health workforce studies and dental health  
30 stakeholders to develop a dental workforce reporting program. The  
31 program shall:

32 (a) Provide ongoing assessment of the supply and distribution of,  
33 and demand for, the state's oral health workforce;

34 (b) Conduct studies to describe the demographic, education, and  
35 practice characteristics of occupations engaged in providing oral  
36 health care and to improve understanding of workplace factors that  
37 influence workforce recruitment and retention; and

1 (c) Display and disseminate findings through a public facing  
2 website dashboard and through findings briefs accessible from the  
3 website, among other methods of dissemination.

4 (82) \$1,543,000 of the general fund—state appropriation for  
5 fiscal year 2023 is provided solely for implementation of Substitute  
6 Senate Bill No. 5723 (diversity in clinical trials). If the bill is  
7 not enacted by June 30, 2022, the amount provided in this subsection  
8 shall lapse.

9 **Sec. 605.** 2021 c 334 s 607 (uncodified) is amended to read as  
10 follows:

11 **FOR WASHINGTON STATE UNIVERSITY**

12	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$245,660,000</del> ))
13		<u>\$246,465,000</u>
14	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$251,842,000</del> ))
15		<u>\$265,312,000</u>
16	General Fund—Federal Appropriation . . . . .	\$500,000
17	Washington State University Building Account—State	
18	Appropriation . . . . .	\$792,000
19	Education Legacy Trust Account—State Appropriation . . . .	\$33,995,000
20	Model Toxics Control Operating Account—State	
21	Appropriation . . . . .	\$2,076,000
22	Dedicated Marijuana Account—State Appropriation	
23	(FY 2022) . . . . .	\$138,000
24	Dedicated Marijuana Account—State Appropriation	
25	(FY 2023) . . . . .	(( <del>\$138,000</del> ))
26		<u>\$175,000</u>
27	Workforce Education Investment Account—State	
28	Appropriation . . . . .	(( <del>\$29,680,000</del> ))
29		<u>\$34,128,000</u>
30	Waste Reduction, Recycling, and Litter Control	
31	Account—State Appropriation . . . . .	\$331,000
32	TOTAL APPROPRIATION . . . . .	(( <del>\$565,152,000</del> ))
33		<u>\$583,912,000</u>

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

36 (1) \$90,000 of the general fund—state appropriation for fiscal  
37 year 2022 and \$90,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for a rural economic development  
2 and outreach coordinator.

3 (2) The university must continue work with the education research  
4 and data center to demonstrate progress in computer science and  
5 engineering enrollments. By September 1st of each year, the  
6 university shall provide a report including but not limited to the  
7 cost per student, student completion rates, and the number of low-  
8 income students enrolled in each program, any process changes or  
9 best-practices implemented by the university, and how many students  
10 are enrolled in computer science and engineering programs above the  
11 prior academic year.

12 (3) \$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 state match requirements  
15 related to the federal aviation administration grant.

16 (4) Washington State University shall not use funds appropriated  
17 in this section to support intercollegiate athletic programs.

18 (5) \$7,000,000 of the general fund—state appropriation for fiscal  
19 year 2022, \$7,000,000 of the general fund—state appropriation for  
20 fiscal year 2023, and \$22,800,000 of the workforce education  
21 investment account—state appropriation are provided solely for the  
22 continued development and operations of a medical school program in  
23 Spokane.

24 (6) \$135,000 of the general fund—state appropriation for fiscal  
25 year 2022 and \$135,000 of the general fund—state appropriation for  
26 fiscal year 2023 are provided solely for a honey bee biology research  
27 position.

28 (7) (~~(\$30,628,000)~~) \$31,614,000 of the general fund—state  
29 appropriation for fiscal year 2022 and (~~(\$31,210,000)~~) \$32,341,000 of  
30 the general fund—state appropriation for fiscal year 2023 are  
31 provided solely for the implementation of the college affordability  
32 program as set forth in RCW 28B.15.066.

33 (8) \$580,000 of the general fund—state appropriation for fiscal  
34 year 2022 and \$580,000 of the general fund—state appropriation for  
35 fiscal year 2023 are provided solely for the development of an  
36 organic agriculture systems degree program located at the university  
37 center in Everett.

38 (9) \$630,000 of the general fund—state appropriation for fiscal  
39 year 2022 and \$630,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for the creation of an  
2 electrical engineering program located in Bremerton. At full  
3 implementation, the university is expected to increase degree  
4 production by 25 new bachelor's degrees per year. The university must  
5 identify these students separately when providing data to the  
6 education research data center as required in subsection (2) of this  
7 section.

8 (10) \$1,370,000 of the general fund—state appropriation for  
9 fiscal year 2022 and \$1,370,000 of the general fund—state  
10 appropriation for fiscal year 2023 are provided solely for the  
11 creation of software engineering and data analytic programs at the  
12 university center in Everett. At full implementation, the university  
13 is expected to enroll 50 students per academic year. The university  
14 must identify these students separately when providing data to the  
15 education research data center as required in subsection (2) of this  
16 section.

17 (11) General fund—state appropriations in this section are  
18 reduced to reflect a reduction in state-supported tuition waivers for  
19 graduate students. When reducing tuition waivers, the university will  
20 not change its practices and procedures for providing eligible  
21 veterans with tuition waivers.

22 (12) \$1,154,000 of the general fund—state appropriation for  
23 fiscal year 2022 and \$1,154,000 of the general fund—state  
24 appropriation for fiscal year 2023 are provided solely for  
25 implementation of chapter 36, Laws of 2017 3rd sp. sess. (renewable  
26 energy, tax incentives).

27 (13) \$376,000 of the general fund—state appropriation for fiscal  
28 year 2022 and \$376,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely for chapter 202, Laws of 2017  
30 (E2SHB 1713) (children's mental health).

31 (14) \$585,000 of the general fund—state appropriation for fiscal  
32 year 2022 and \$585,000 of the general fund—state appropriation for  
33 fiscal year 2023 are provided solely for implementation of chapter  
34 159, Laws of 2017 (2SSB 5474) (elk hoof disease).

35 (15)(a) \$500,000 of the general fund—state appropriation for  
36 fiscal year 2022 and \$500,000 of the general fund—state appropriation  
37 for fiscal year 2023 are provided solely for the joint center for  
38 deployment and research in earth abundant materials.

1 (b) By December 1, 2021, the joint center for deployment and  
2 research in earth abundant materials must report to the appropriate  
3 committees of the legislature on the center's research grant program,  
4 including but not limited to the following:

5 (i) The annual amount of funding available for the grant program,  
6 including any private or foundation dollars;

7 (ii) The average award amount per project;

8 (iii) The educational impact of funded projects on high schools  
9 and community and technical colleges; and

10 (iv) The impact of project findings on technologies in Washington  
11 using earth-abundant materials.

12 (16) \$2,076,000 of the model toxics control operating account—  
13 state appropriation is provided solely for the university's soil  
14 health initiative and its network of long-term agroecological  
15 research and extension (LTARE) sites. The network must include a  
16 Mount Vernon REC site.

17 (17) \$6,880,000 of the workforce education investment account—  
18 state appropriation is provided solely for institution operating  
19 costs, including compensation and central services, in recognition  
20 that these costs exceed estimated increases in undergraduate  
21 operating fee revenue as a result of RCW 28B.15.067.

22 (18) \$20,000 of the general fund—state appropriation for fiscal  
23 year 2022 and \$20,000 of the general fund—state appropriation for  
24 fiscal year 2023 are provided solely for the office of clean  
25 technology to convene a sustainable aviation biofuels work group to  
26 further the development of sustainable aviation fuel as a productive  
27 industry in Washington. The work group must include members from the  
28 legislature and sectors involved in sustainable aviation biofuels  
29 research, development, production, and utilization. The work group  
30 must provide a report including any pertinent recommendations to the  
31 governor and appropriate committees of the legislature by December 1,  
32 2022.

33 (19) \$500,000 of the general fund—state appropriation for fiscal  
34 year 2023 is provided solely for Washington State University's energy  
35 program to launch a least-conflict priority solar siting pilot  
36 project in the Columbia basin of eastern and central Washington. This  
37 program shall engage all relevant stakeholders to identify priority  
38 areas where there is the least amount of potential conflict in the  
39 siting of utility scale PV solar and to develop a map highlighting

1 these areas. The program shall also compile the latest information on  
2 opportunities for dual-use and colocation of PV solar with other land  
3 values. The appropriation is the maximum amount the department may  
4 expend for this purpose.

5 (20) \$42,000 of the general fund—state appropriation for fiscal  
6 year 2022 and \$42,000 of the general fund—state appropriation for  
7 fiscal year 2023 are provided solely for one full-time mental health  
8 counselor licensed under chapter 18.225 RCW who has experience and  
9 training specifically related to working with active members of the  
10 military or military veterans.

11 (21) \$175,000 of the general fund—state appropriation for fiscal  
12 year 2022 is provided solely for the William D. Ruckelshaus center to  
13 partner with the Washington State University for the continued work  
14 of the Washington state criminal sentencing task force established in  
15 section 1002 of this act.

16 (22)(a) \$85,000 of the general fund—state appropriation for  
17 fiscal year 2022 is provided solely for the William D.  
18 Ruckelshaus center to conduct a situation assessment to gauge the  
19 prospects for a collaborative approach to integration of leadership,  
20 aligning roles and responsibilities, and increasing efficiency and  
21 responsiveness of the state's K-12 education governance structure.  
22 The assessment must:

23 (i) Identify issues, challenges, and opportunities related to  
24 administration and governance of K-12 education in Washington state;

25 (ii) Consist of interviews with representatives of state-funded  
26 K-12 education agencies, boards, commissions, and other relevant  
27 entities identified by the center;

28 (iii) Explore potential opportunities for the integration,  
29 alignment, and/or consolidation of roles and responsibilities of  
30 entities; and

31 (iv) Identify key areas of focus.

32 (b) The center must report the assessment's findings and  
33 recommendations to the education committees of the legislature by  
34 March 31, 2022, with a preliminary report by February 1, 2022, as to  
35 whether circumstances support the convening and facilitation of a  
36 collaborative work group.

37 (23)(a) \$331,000 of the waste reduction, recycling, and litter  
38 control account—state appropriation is provided solely for the  
39 university to conduct an organic waste study to:

1 (i) Assess local and state government compost usage in projects  
2 and buy-back programs under RCW 43.19A.120 and 43.19A.130 including  
3 but not limited to participation, effectiveness, and amount and types  
4 of usage of compost; and

5 (ii) Develop a model to estimate carbon sequestration from  
6 organic waste-derived soil amendment application to soil, and  
7 identify technologies, methods, and potential funding for carbon  
8 sequestration from Washington's organic wastes including but not  
9 limited to the potential inclusion of these materials in carbon  
10 markets and trading.

11 (b) The university must submit a report on the assessment's  
12 findings and model development to the appropriate committees of the  
13 legislature by December 31, 2022.

14 (24) \$500,000 of the general fund—federal appropriation (CRRSA)  
15 is provided solely to support farm stress programs in response to the  
16 COVID-19 pandemic, as authorized in section 766, division N,  
17 consolidated appropriations act, 2021, P.L. 116-260.

18 (25) \$200,000 of the general fund—state appropriation for fiscal  
19 year 2022 and \$200,000 of the general fund—state appropriation for  
20 fiscal year 2023 are provided solely for implementation of Engrossed  
21 Third Substitute House Bill No. 1091 (transportation fuel/carbon).  
22 (~~If the bill is not enacted by June 30, 2021, the amounts provided~~  
23 ~~in this subsection shall lapse.~~)

24 (26) \$86,000 of the general fund—state appropriation for fiscal  
25 year 2022 is provided solely for implementation of Engrossed  
26 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~  
27 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
28 ~~subsection shall lapse.~~)

29 (27) \$101,000 of the general fund—state appropriation for fiscal  
30 year 2022 and \$101,000 of the general fund—state appropriation for  
31 fiscal year 2023 are provided solely for implementation of Engrossed  
32 Second Substitute Senate Bill No. 5227 (diversity, etc./higher  
33 education). (~~If the bill is not enacted by June 30, 2021, the~~  
34 ~~amounts provided in this subsection shall lapse.~~)

35 (28) \$281,000 of the general fund—state appropriation for fiscal  
36 year 2022 is provided solely for implementation of chapter 6, Laws of  
37 2021 (Engrossed Substitute Senate Bill No. 5272).



1 (29) The appropriations in this section include sufficient  
2 funding for the implementation of chapter 96, Laws of 2021  
3 (Substitute Senate Bill No. 5228).

4 (30) \$224,000 of the general fund—state appropriation for fiscal  
5 year 2022 and \$221,000 of the general fund—state appropriation for  
6 fiscal year 2023 are provided solely for implementation of Second  
7 Substitute Senate Bill No. 5253 (pollinator health). (~~If the bill is  
8 not enacted by June 30, 2021, the amounts provided in this subsection  
9 shall lapse.~~)

10 (31) \$1,718,000 of the general fund—state appropriation for  
11 fiscal year 2023 is 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 amount provided in this  
14 subsection shall lapse.~~)

15 (32) \$412,000 from the institutions of higher education—grant and  
16 contracts account is provided solely for implementation of Substitute  
17 Senate Bill No. 5317 (pesticide registration). (~~If the bill is not  
18 enacted by June 30, 2021, the amount provided in this subsection  
19 shall lapse.~~)

20 (33) \$2,392,000 of the workforce education investment account—  
21 state appropriation is provided solely to establish an information  
22 assurance major within the bachelor's degree in business  
23 administration.

24 (34) \$2,056,000 of the workforce education investment account—  
25 state appropriation is provided solely to establish a bachelor's  
26 degree in cybersecurity operations.

27 (35) \$500,000 of the general fund—state appropriation for fiscal  
28 year 2023 is provided solely for the Elson S. Floyd College of  
29 Medicine to collaborate with the office of the superintendent of  
30 public instruction, the commission on African American affairs, the  
31 commission on Hispanic affairs, the commission on Asian Pacific  
32 American affairs, and the governor's office of Indian affairs to  
33 provide mentoring, career awareness, and preparation for students of  
34 color in grades 6 and up who are interested in pursuing a career in  
35 medicine.

36 (36) \$33,000 of the general fund—state appropriation for fiscal  
37 year 2023 is provided solely for compensation funding for Western  
38 Washington University employees that work on the Washington State  
39 University Everett campus.

1 (37) \$341,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely for the college of pharmacy and  
3 pharmaceutical sciences to create a pharmacy behavioral health  
4 residency program.

5 (38)(a) \$175,000 of the general fund—state appropriation for  
6 fiscal year 2023 is provided solely for the Washington state academy  
7 of sciences for a review of department of fish and wildlife fishery-  
8 related mortality estimates for wild salmonid stocks from  
9 conventional and alternative commercial fishing gears authorized for  
10 use within lower Columbia river nontribal salmon fisheries,  
11 specifically gill net, tangle net, beach seine, purse seine, and  
12 pound net, and the ability of each fishing gear to selectively  
13 harvest hatchery-reared salmon.

14 (b) The review must:

15 (i) Determine the extent to which wild salmonid stocks are  
16 harvested in a gear-specific fishery, including a review of current  
17 stock composition estimates;

18 (ii) Identify and synthesize stock-specific data and peer-  
19 reviewed scientific literature that exists for immediate and long-  
20 term post-release mortality rates and annual wild salmonid stock  
21 encounters for each gear within specific fishing seasons in the lower  
22 Columbia river; and

23 (iii) Determine the origins and scientific bases of stock-  
24 specific bycatch mortality rate estimates currently used by the  
25 department of fish and wildlife for management of endangered species  
26 act listed fish stocks impacted by each nontribal commercial fishing  
27 gear and evaluate the precision and accuracy of these estimates  
28 relative to the data and peer-reviewed scientific literature that  
29 exists.

30 (c) By June 30, 2023, the Washington academy of sciences must  
31 submit a report to the appropriate committees of the legislature  
32 pursuant to RCW 43.01.036 of its findings and recommendations related  
33 to gear-specific data gaps and the need to potentially reassess  
34 approved bycatch mortality and encounter rates used by the department  
35 of fish and wildlife for fishery management. It is intended that the  
36 report will inform development of an investment plan and management  
37 strategy to continue the transition of lower Columbia river nontribal  
38 commercial fisheries toward science-based selective fishing regimes  
39 that create the least harm to wild salmonids and are most beneficial  
40 to Columbia river basin salmon recovery efforts.

1 (39) \$188,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely for stormwater research to study the  
3 long-term efficacy of green stormwater infrastructure that  
4 incorporates compost to remove pollutants.

5 (40) \$608,000 of the general fund—state appropriation for fiscal  
6 year 2023 is provided solely for the Washington state academy of  
7 sciences to provide support for core operations and to accomplish its  
8 mission of providing science in the service of Washington state,  
9 pursuant to its memorandum of understanding with the university.

10 (41) \$1,511,000 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 (42) \$80,000 of the general fund—state appropriation for fiscal  
15 year 2023 is provided solely for implementation of Engrossed Second  
16 Substitute Senate Bill No. 5764 (apprenticeships and higher ed). If  
17 the bill is not enacted by June 30, 2022, the amount provided in this  
18 subsection shall lapse.

19 (43) \$62,000 of the general fund—state appropriation for fiscal  
20 year 2023 is provided solely for implementation of Senate Bill No.  
21 5534 (verifiable credentials). If the bill is not enacted by June 30,  
22 2022, the amount provided in this subsection shall lapse.

23 (44) \$500,000 of the general fund—state appropriation for fiscal  
24 year 2023 is provided solely for the Washington state commission on  
25 pesticide registration for research to develop alternatives for  
26 growers currently using organophosphate pesticides.

27 **Sec. 606.** 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) . . . . .	(( <del>\$58,079,000</del> ))
31		<u>\$58,287,000</u>
32	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$59,057,000</del> ))
33		<u>\$67,748,000</u>
34	Education Legacy Trust Account—State Appropriation. . . . .	\$16,838,000
35	Workforce Education Investment Account—State	
36	Appropriation. . . . .	(( <del>\$5,210,000</del> ))
37		<u>\$9,074,000</u>
38	TOTAL APPROPRIATION. . . . .	(( <del>\$139,184,000</del> ))

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) \$2,262,000 of the workforce education investment account—  
37 state appropriation is provided solely to establish a bachelor of  
38 science in cybersecurity degree option through the computer science  
39 program.

1 (17) \$548,000 of the workforce education investment account—state  
2 appropriation is provided solely to establish a professional master  
3 of science cyber operations degree option in the college of science,  
4 technology, engineering, and mathematics.

5 (18) \$1,054,000 of the workforce education investment account—  
6 state appropriation is provided solely for the implementation of  
7 eagle care, a coordinated care network that will maximize the  
8 collaboration of various student support services to create  
9 wraparound care for students to address obstacles to degree  
10 completion. The appropriation must be used to supplement, not  
11 supplant, other funding sources for the program.

12 (19) \$306,000 of the general fund—state appropriation for fiscal  
13 year 2023 is provided solely for institution compensation costs in  
14 recognition that these costs exceed estimated increases in  
15 undergraduate operating fee revenue.

16 (20) \$68,000 of the general fund—state appropriation for fiscal  
17 year 2023 is provided solely for implementation of Engrossed Second  
18 Substitute Senate Bill No. 5764 (apprenticeships and higher ed). If  
19 the bill is not enacted by June 30, 2022, the amount provided in this  
20 subsection shall lapse.

21 (21) \$14,000 of the general fund—state appropriation for fiscal  
22 year 2023 is provided solely for implementation of Senate Bill No.  
23 5534 (verifiable credentials). If the bill is not enacted by June 30,  
24 2022, the amount provided in this subsection shall lapse.

25 (22) \$6,170,000 of the general fund—state appropriation for  
26 fiscal year 2023 is provided solely to establish a bachelor of  
27 science in nursing program.

28 **Sec. 607.** 2021 c 334 s 609 (uncodified) is amended to read as  
29 follows:

30 **FOR CENTRAL WASHINGTON UNIVERSITY**

31	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$59,896,000</del> ))
32		<u>\$60,211,000</u>
33	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$61,151,000</del> ))
34		<u>\$64,399,000</u>
35	Central Washington University Capital Projects	
36	Account—State Appropriation. . . . .	\$76,000
37	Education Legacy Trust Account—State Appropriation. . . . .	\$19,076,000
38	Workforce Education Investment Account—State	

1	Appropriation. . . . .	(( <del>\$4,022,000</del> ))
2		<u>\$6,755,000</u>
3	TOTAL APPROPRIATION. . . . .	(( <del>\$144,221,000</del> ))
4		<u>\$150,517,000</u>

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

7 (1) The university must continue work with the education research  
8 and data center to demonstrate progress in engineering enrollments.  
9 By September 1st of each year, the university shall provide a report  
10 including but not limited to the cost per student, student completion  
11 rates, and the number of low-income students enrolled in each  
12 program, any process changes or best-practices implemented by the  
13 university, and how many students are enrolled in engineering  
14 programs above the prior academic year.

15 (2) Central Washington University shall not use funds  
16 appropriated in this section to support intercollegiate athletics  
17 programs.

18 (3) ((~~\$12,401,000~~)) \$12,800,000 of the general fund—state  
19 appropriation for fiscal year 2022 and ((~~\$12,636,000~~)) \$13,094,000 of  
20 the general fund—state appropriation for fiscal year 2023 are  
21 provided solely for the implementation of the college affordability  
22 program as set forth in RCW 28B.15.066.

23 (4) Within amounts appropriated in this section, the university  
24 is encouraged to increase the number of tenure-track positions  
25 created and hired.

26 (5) \$2,236,000 of the workforce education investment account—  
27 state appropriation is provided solely for institution operating  
28 costs, including compensation and central services, in recognition  
29 that these costs exceed estimated increases in undergraduate  
30 operating fee revenue as a result of RCW 28B.15.067.

31 (6) \$1,050,000 of the workforce education investment account—  
32 state appropriation is provided solely to increase the number of  
33 certified K-12 teachers.

34 (7) \$736,000 of the workforce education investment account—state  
35 appropriation is provided solely to maintain mental health counseling  
36 positions.

37 (8) \$240,000 of the general fund—state appropriation for fiscal  
38 year 2022 and \$240,000 of the general fund—state appropriation for  
39 fiscal year 2023 are provided solely for two psychologists to

1 increase access to mental health counseling for traditionally  
2 underrepresented students.

3 (9) \$52,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$52,000 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) \$155,000 of the general fund—state appropriation for fiscal  
10 year 2022 is provided solely to implement chapter 295, Laws of 2019  
11 (educator workforce supply).

12 (11) \$750,000 of the general fund—state appropriation for fiscal  
13 year 2022 and \$750,000 of the general fund—state appropriation for  
14 fiscal year 2023 are provided solely to establish a bachelor of  
15 science in computer science at the university's Des Moines center.

16 (12) \$31,000 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 (13) \$131,000 of the general fund—state appropriation for fiscal  
22 year 2022 and \$131,000 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 (14) \$16,000 of the general fund—state appropriation for fiscal  
28 year 2022 and \$16,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely for implementation of Engrossed  
30 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If~~  
31 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
32 ~~this subsection shall lapse.~~)

33 (15) \$1,084,000 of the workforce education investment account—  
34 state appropriation is provided solely to expand cybersecurity course  
35 capacity in the computer science program and to establish a  
36 bachelor's degree in cybersecurity.

37 (16) \$333,000 of the workforce education investment account—state  
38 appropriation is provided solely to establish a cybersecurity  
39 certificate program through the department of continuing education.



1 (17) \$293,000 of the workforce education investment account—state  
2 appropriation is provided solely for a peer mentoring program. The  
3 amount provided in this subsection must be used to supplement, not  
4 supplant, other funding sources for the program.

5 (18) \$880,000 of the workforce education investment account—state  
6 appropriation is provided solely for a faculty group hire with  
7 diverse experiences and backgrounds to support underrepresented  
8 students and improve student retention.

9 (19) \$143,000 of the workforce education investment account—state  
10 appropriation is provided solely for the jump start program, an  
11 extended orientation to help promote retention of underserved  
12 students. The amount provided in this subsection must be used to  
13 supplement, not supplant, other funding sources for the program.

14 (20) \$325,000 of the general fund—state appropriation for fiscal  
15 year 2023 is provided solely for institution compensation costs in  
16 recognition that these costs exceed estimated increases in  
17 undergraduate operating fee revenue.

18 (21) \$79,000 of the general fund—state appropriation for fiscal  
19 year 2023 is provided solely for implementation of Senate Bill No.  
20 5534 (verifiable credentials). If the bill is not enacted by June 30,  
21 2022, the amount provided in this subsection shall lapse.

22 **Sec. 608.** 2021 c 334 s 610 (uncodified) is amended to read as  
23 follows:

24 **FOR THE EVERGREEN STATE COLLEGE**

25	General Fund—State Appropriation (FY 2022) . . . . .	(( <del>\$32,450,000</del> ))
26		<u>\$32,116,000</u>
27	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$32,068,000</del> ))
28		<u>\$36,076,000</u>
29	The Evergreen State College Capital Projects	
30	Account—State Appropriation. . . . .	\$80,000
31	Education Legacy Trust Account—State Appropriation. . . . .	\$5,450,000
32	Workforce Education Investment Account—State	
33	Appropriation. . . . .	(( <del>\$3,906,000</del> ))
34		<u>\$4,360,000</u>
35	TOTAL APPROPRIATION. . . . .	(( <del>\$73,954,000</del> ))
36		<u>\$78,082,000</u>

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

1 (1) (~~(\$3,772,000)~~) \$3,893,000 of the general fund—state  
2 appropriation for fiscal year 2022 and (~~(\$3,843,000)~~) \$3,983,000 of  
3 the general fund—state appropriation for fiscal year 2023 are  
4 provided solely for the implementation of the college affordability  
5 program as set forth in RCW 28B.15.066.

6 (2) Funding provided in this section is sufficient for The  
7 Evergreen State College to continue operations of the Longhouse  
8 Center and the Northwest Indian applied research institute.

9 (3) Within amounts appropriated in this section, the college is  
10 encouraged to increase the number of tenure-track positions created  
11 and hired.

12 (4) (~~(\$3,207,000)~~) \$2,760,000 of the general fund—state  
13 appropriation for fiscal year 2022 and (~~(\$2,677,000)~~) \$3,395,000 of  
14 the general fund—state appropriation for fiscal year 2023 are  
15 provided solely for the Washington state institute for public policy  
16 to initiate, sponsor, conduct, and publish research that is directly  
17 useful to policymakers and manage reviews and evaluations of  
18 technical and scientific topics as they relate to major long-term  
19 issues facing the state. Within the amounts provided in this  
20 subsection (4):

21 (a) \$1,391,000 of the amounts in fiscal year 2022 and \$1,399,000  
22 of the amounts in fiscal year 2023 are provided for administration  
23 and core operations.

24 (b) \$828,000 of the amounts in fiscal year 2022 and \$937,000 of  
25 the amounts in fiscal year 2023 are provided solely for ongoing and  
26 continuing studies on the Washington state institute for public  
27 policy's work plan.

28 (c) \$60,000 of the amounts in fiscal year 2022 are provided  
29 solely to the Washington state institute for public policy for the  
30 continued work and research on behalf of the domestic violence risk  
31 assessment work group established in section 959 of this act.

32 (d) \$25,000 of the amounts in fiscal year 2022 are provided  
33 solely to the Washington state institute for public policy for the  
34 continued work and research on behalf of the Washington state  
35 criminal sentencing task force established in section 1002 of this  
36 act.

37 (e) (i) (~~(\$90,000)~~) \$14,000 of the amounts in fiscal year 2022 and  
38 \$76,000 of the amounts in fiscal year 2023 are provided solely for

1 the Washington state institute for public policy to study net nanny  
2 and similar fictitious victim sting operations. The study must:

3 (A) Describe the current research on net nanny-type sting  
4 operations, including any evidence of their effectiveness in  
5 deterring or reducing crime, their costs, and the potential  
6 advantages or drawbacks of their use in crime prevention; and

7 (B) Compare the characteristics of individuals convicted under  
8 net nanny stings with individuals convicted of child sex offenses  
9 through other avenues.

10 (ii) The Washington state patrol shall provide the Washington  
11 state institute for public policy with the data necessary to conduct  
12 the analysis in (e)(i)(B) of this subsection. A net nanny sting  
13 operation is a collaborative operation that includes local, state,  
14 and federal law enforcement that targets the arrest and prosecution  
15 of individuals involved in child abuse and exploitation using the  
16 internet by using a fictitious victim. By June 30, (~~2022~~) 2023, the  
17 institute must submit results from the study to the appropriate  
18 committees of the legislature.

19 (f) (~~(\$70,000)~~) \$124,000 of the general fund—state appropriation  
20 for fiscal year 2022 and (~~(\$130,000)~~) \$76,000 of the general fund—  
21 state appropriation for fiscal year 2023 are provided solely for the  
22 Washington state institute for public policy to study legal financial  
23 obligations as defined in RCW 9.94A.030.

24 (i) The study should explore the following topics:

25 (A) The amount of legal and financial obligations imposed over  
26 the last three years;

27 (B) The total amounts outstanding and the total amounts collected  
28 annually, including annual collection rates; including all  
29 restitution, costs, fees, fines, penalty assessments, and interest,  
30 disaggregated;

31 (C) Statutes which allow for the imposition of legal and  
32 financial obligations;

33 (D) The percentage of the judicial branch's budget which has been  
34 supported by legal and financial obligations since the system's  
35 inception;

36 (E) The programs funded by legal financial obligations; and

37 (F) How other states fund their court system including but not  
38 limited to whether they use legal financial obligations to provide  
39 support.

1 (ii) The study should recommend to the legislature potential  
2 methods and processes to delink court related funding and other  
3 county and local funding from the collection of legal financial  
4 obligations and to provide such funding through other means.

5 (iii) The Washington state institute for public policy may  
6 solicit input for the study from interested parties to include but  
7 not be limited to the Washington state association of counties, the  
8 Washington state association of county officials, the Washington  
9 state association of prosecuting attorneys, superior court judges,  
10 civil legal aid, civil rights attorneys, disability rights advocates,  
11 crime victim advocates, persons formerly incarcerated, advocates for  
12 persons who are currently or formerly incarcerated, academic  
13 researchers, persons with expertise analyzing data on legal financial  
14 obligations, the Washington state minority and justice commission,  
15 and the administrative office of the courts.

16 (iv) An initial report is due to the legislature by December 1,  
17 2021, with a supplemental and final report due to the legislature by  
18 December 1, 2022.

19 (g) (~~(\$75,000)~~) \$7,000 of the general fund—state appropriation  
20 for fiscal year 2022 (~~(+s)~~) and \$68,000 of the general fund—state  
21 appropriation for fiscal year 2023 are provided solely for the  
22 institute to review available research literature to investigate and  
23 describe any relationship between early substance abuse of cannabis,  
24 opioids, or cocaine and mental health disorders in young adults; and  
25 any relationship between nutrition and mental health disorders in  
26 young adults. The institute shall report its findings to the  
27 legislature no later than (~~(June 30)~~) December 1, 2022.

28 (h) (i) (~~(\$175,000)~~) \$102,000 of the amounts in fiscal year 2022  
29 and \$73,000 of the amounts in fiscal year 2023 are provided solely  
30 for the Washington state institute for public policy to partner with  
31 a context expert to conduct a wilderness therapy research review. The  
32 University of Washington evidence-based practice institute and  
33 Washington State University impact center must assist the institute  
34 in identifying a content expert. For the review, the institute must:

35 (A) Identify wilderness therapy program models related to  
36 behavioral health which have a treatment approach which is well  
37 defined or definable and have a strong evidence base to be added to  
38 reporting guides for being identified as an evidence-based practice  
39 for mental health, including identification of target populations for  
40 these programs;

1 (B) Identify wilderness/adventure program models available for  
2 prevention services which are cost beneficial; and

3 (C) Assess the interest and likelihood of support for programs of  
4 this nature among relevant interest groups, such as state prevention  
5 coalitions and tribes, if such programs were listed as approved cost  
6 beneficial prevention programs by the division of behavioral health  
7 and recovery and the Washington state health care authority.

8 (ii) The institute must submit to the appropriate committees of  
9 the legislature a report on (h) (i) (A) and (B) of this subsection by  
10 (~~December 31, 2021~~) June 30, 2022, and a report on (h) (i) (C) of  
11 this subsection by (~~June 30, 2022~~) December 1, 2022.

12 (i) (~~(\$272,000)~~) \$15,000 of the amounts in fiscal year 2022 and  
13 (~~(\$98,000)~~) \$286,000 of the amounts in fiscal year 2023 are provided  
14 solely for implementation of Engrossed Second Substitute Senate Bill  
15 No. 5304 (reentry services/state and local institutions). (~~If the~~  
16 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
17 ~~subsection (4) (i) shall lapse.~~)

18 (j) (~~(\$71,000)~~) \$48,000 of the amounts in fiscal year 2022 and  
19 (~~(\$66,000)~~) \$89,000 of the amounts in fiscal year 2023 are provided  
20 solely for implementation of Engrossed Second Substitute Senate Bill  
21 No. 5194 (equity and access in higher education). (~~If the bill is~~  
22 ~~not enacted by June 30, 2021, the amounts provided in this subsection~~  
23 ~~(4) (j) shall lapse.~~)

24 (k) (i) (~~(\$150,000)~~) \$75,000 of the general fund—state  
25 appropriation for fiscal year 2022 (~~is~~) and \$75,000 of the general  
26 fund—state appropriation for fiscal year 2023 are provided solely for  
27 the Washington state institute for public policy to conduct a cost-  
28 benefit analysis for an exclusive or partial American steel  
29 requirement for future contracts and subcontracts authorized in the  
30 capital budget. The cost-benefit analysis must, to the extent  
31 feasible:

32 (A) Compare existing types and uses of steel to America made  
33 steel alternatives, including evaluation of quality;

34 (B) Examine benefits to Washington workers and the Washington  
35 economy;

36 (C) Examine lifecycle and embodied carbon greenhouse gas  
37 emissions;

38 (D) Identify requirements for purchasing American steel that  
39 minimize costs and maximize benefits; and

1 (E) Evaluate American steel requirements or preferences in other  
2 states.

3 (ii) The institute may solicit input for the analysis from  
4 representatives of interested parties to include, but not be limited  
5 to, the construction and manufacturing sectors, organized labor in  
6 the construction and manufacturing sectors, cities, counties,  
7 American steel manufacturing companies, environmental advocacy  
8 organizations, and appropriate state agencies.

9 (iii) The institute must submit a final report to the appropriate  
10 committees of the legislature by December 1, (~~(2021)~~) 2022.

11 (l) \$47,000 of the general fund—state appropriation for fiscal  
12 year 2023 is provided solely for implementation of Second Substitute  
13 House Bill No. 1044 (prison to postsecondary ed.). (~~(If the bill is~~  
14 ~~not enacted by June 30, 2021, the amount provided in this subsection~~  
15 ~~(4)(l) shall lapse.))~~

16 (m) Notwithstanding other provisions in this subsection, the  
17 board of directors for the Washington state institute for public  
18 policy may adjust due dates for projects included on the institute's  
19 2021-23 work plan as necessary to efficiently manage workload.

20 (n) \$71,000 of the amounts in fiscal year 2022 and \$91,000 of the  
21 amounts in fiscal year 2023 are provided solely for implementation of  
22 chapter 314, Laws of 2021 (Engrossed Second Substitute Senate Bill  
23 No. 5141) (environmental health and disparities map).

24 (o) (i) \$62,000 of the amounts in fiscal year 2023 are provided  
25 solely for the Washington state institute for public policy to  
26 conduct a comprehensive study to assess the specific needs of  
27 farmworkers in the state to help policymakers determine whether those  
28 needs are being met by state administered programs, policies, and  
29 statutes. The institute must consult with farmworker advocacy  
30 organizations, state agencies administering programs and policies  
31 impacting farmworkers, and nonprofit organizations that work directly  
32 with farmworkers.

33 (ii) As part of its information gathering, the institute must  
34 hear from farmworkers, either directly or through the nonprofit  
35 organizations, regarding farmworkers' experiences and working  
36 conditions. These personal, real-life experiences from farmworkers  
37 must be based on informal interviews or surveys conducted by Latino  
38 nonprofit organizations that have well-established connections and  
39 relationships with farmworkers.

1 (iii) The study must focus on needs related to health and safety  
2 in the workplace, payment of wages, and preventing harassment and  
3 discrimination of, and retaliation against, farmworkers for asserting  
4 their rights regarding health and safety standards, wage and hour  
5 laws, and access to services.

6 (iv) The study must include:

7 (A) An examination of how the relevant state agencies coordinate  
8 with each other and federal agencies in administrating and enforcing  
9 the various laws, policies, and programs, and of the agencies'  
10 education and outreach to farmworkers regarding farmworkers' rights  
11 and protections;

12 (B) A review of available data from, and research of, programs  
13 that are intended to increase health and safety outcomes for  
14 farmworkers and that are intended to provide farmworkers access to  
15 services and benefits; and

16 (C) Options on ways to improve agency coordination and the  
17 effectiveness of reviewed programs.

18 (v) The legislature expects the institute to submit a preliminary  
19 report to the appropriate committees of the legislature by December  
20 1, 2023, and a final report by June 30, 2025.

21 (p) \$116,000 of the amounts in fiscal year 2023 is provided  
22 solely for implementation of Substitute Senate Bill No. 5783  
23 (underground economy). If the bill is not enacted by June 30, 2022,  
24 the amount provided in this subsection shall lapse.

25 (5) \$2,636,000 of the workforce education investment account—  
26 state appropriation is provided solely for institution operating  
27 costs, including compensation and central services, in recognition  
28 that these costs exceed estimated increases in undergraduate  
29 operating fee revenue as a result of RCW 28B.15.067.

30 (6) \$670,000 of the workforce education investment account—state  
31 appropriation is provided solely to maintain enrollment capacity in  
32 psychology programs.

33 (7) \$600,000 of the workforce education investment account—state  
34 appropriation is provided solely to increase student success by  
35 maintaining support for a student precollege immersion program and  
36 The Evergreen first-year experience.

37 (8) \$213,000 of the general fund—state appropriation for fiscal  
38 year 2022 and \$213,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for additional faculty to  
2 support Native American and indigenous programs.

3 (9) \$85,000 of the general fund—state appropriation for fiscal  
4 year 2022 and \$85,000 of the general fund—state appropriation for  
5 fiscal year 2023 are provided solely to the native pathways program  
6 for an assistant director.

7 (10) \$110,000 of the general fund—state appropriation for fiscal  
8 year 2022 and \$110,000 of the general fund—state appropriation for  
9 fiscal year 2023 are provided solely to establish a new tribal  
10 liaison position.

11 (11) \$39,000 of the general fund—state appropriation for fiscal  
12 year 2022 and \$39,000 of the general fund—state appropriation for  
13 fiscal year 2023 are provided solely for one full-time mental health  
14 counselor licensed under chapter 18.225 RCW who has experience and  
15 training specifically related to working with active members of the  
16 military or military veterans.

17 (12) \$7,000 of the general fund—state appropriation for fiscal  
18 year 2022 is provided solely for implementation of Engrossed  
19 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~  
20 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
21 ~~subsection shall lapse.~~)

22 (13) \$236,000 of the general fund—state appropriation for fiscal  
23 year 2022 and \$220,000 of the general fund—state appropriation for  
24 fiscal year 2023 are provided solely for implementation of Engrossed  
25 Second Substitute Senate Bill No. 5227 (diversity, etc./higher  
26 education). (~~If the bill is not enacted by June 30, 2021, the~~  
27 ~~amounts provided in this subsection shall lapse.~~)

28 (14) \$454,000 of the workforce education investment account—state  
29 appropriation is provided solely for an interdisciplinary  
30 cybersecurity certificate.

31 (15) \$25,000 of the general fund—state appropriation for fiscal  
32 year 2023 is provided solely for the college to develop a plan to  
33 implement new certificate programs for the school of professional  
34 studies. By November 15, 2022, the college must submit the plan to  
35 the fiscal committees of the legislature and the office of financial  
36 management for the purpose of evaluating the plan for the 2023-2025  
37 biennial budget.



1 (16) \$120,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely for instructional design for online  
3 teaching.

4 (17) \$142,000 of the general fund—state appropriation for fiscal  
5 year 2023 is provided solely to address student mental health and  
6 wellness. The amount provided in this subsection must be used to  
7 supplement, not supplant, other funding sources for student mental  
8 health and wellness.

9 (18) \$320,000 of the general fund—state appropriation for fiscal  
10 year 2023 is provided solely for supplemental in-person laboratory,  
11 art, and media lab experiences.

12 (19) \$600,000 of the general fund—state appropriation for fiscal  
13 year 2023 is provided solely to develop and expand current  
14 corrections education programs offered in department of corrections  
15 facilities. The college shall appoint a project implementation team,  
16 collaborate with stakeholders to plan student success programs and  
17 curriculum which lead to transferable credit, associate and  
18 bachelor's degrees, and other workforce credentials, and train  
19 faculty and staff on working with incarcerated populations.

20 (20) \$158,000 of the general fund—state appropriation for fiscal  
21 year 2023 is provided solely for institution compensation costs in  
22 recognition that these costs exceed estimated increases in  
23 undergraduate operating fee revenue.

24 (21) \$150,000 of the general fund—state appropriation for fiscal  
25 year 2023 is provided solely for implementation of Senate Bill No.  
26 5534 (verifiable credentials). If the bill is not enacted by June 30,  
27 2022, the amount provided in this subsection shall lapse.

28 (22) \$100,000 of the general fund—state appropriation for fiscal  
29 year 2023 is provided solely for implementation of chapter 329, Laws  
30 of 2021 (Substitute House Bill No. 1223) (custodial interrogations).

31 **Sec. 609.** 2021 c 334 s 611 (uncodified) is amended to read as  
32 follows:

33 **FOR WESTERN WASHINGTON UNIVERSITY**

34	General Fund—State Appropriation (FY 2022) . . . . .	(\$83,910,000)
35		<u>\$84,400,000</u>
36	General Fund—State Appropriation (FY 2023) . . . . .	(\$85,554,000)
37		<u>\$91,737,000</u>
38	Western Washington University Capital Projects	

1	Account—State Appropriation. . . . .	\$1,424,000
2	Education Legacy Trust Account—State Appropriation. . . . .	\$13,831,000
3	Workforce Education Investment Account—State	
4	Appropriation. . . . .	<del>(\$6,698,000)</del>
5		<u>\$9,706,000</u>
6	TOTAL APPROPRIATION. . . . .	<del>(\$191,417,000)</del>
7		<u>\$201,098,000</u>

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

10 (1) The university must continue work with the education research  
11 and data center to demonstrate progress in computer science and  
12 engineering enrollments. By September 1st of each year, the  
13 university shall provide a report including but not limited to the  
14 cost per student, student completion rates, and the number of low-  
15 income students enrolled in each program, any process changes or  
16 best-practices implemented by the university, and how many students  
17 are enrolled in computer science and engineering programs above the  
18 prior academic year.

19 (2) Western Washington University shall not use funds  
20 appropriated in this section to support intercollegiate athletics  
21 programs.

22 (3) ~~(\$17,116,000)~~ \$17,667,000 of the general fund—state  
23 appropriation for fiscal year 2022 and ~~(\$17,441,000)~~ \$18,073,000 of  
24 the general fund—state appropriation for fiscal year 2023 are  
25 provided solely for the implementation of the college affordability  
26 program as set forth in RCW 28B.15.066.

27 (4) \$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 to recruit and retain high  
30 quality and diverse graduate students.

31 (5) \$494,000 of the general fund—state appropriation for fiscal  
32 year 2022 and \$548,000 of the general fund—state appropriation for  
33 fiscal year 2023 are provided solely for critical support services to  
34 ensure traditionally underrepresented students receive the same  
35 opportunities for academic success as their peers.

36 (6) \$700,000 of the general fund—state appropriation for fiscal  
37 year 2022 and \$700,000 of the general fund—state appropriation for  
38 fiscal year 2023 are provided solely for the creation and  
39 implementation of an early childhood education degree program at the

1 western on the peninsulas campus. The university must collaborate  
2 with Olympic college. At full implementation, the university is  
3 expected to grant approximately 75 bachelor's degrees in early  
4 childhood education per year at the western on the peninsulas campus.

5 (7) \$1,306,000 of the general fund—state appropriation for fiscal  
6 year 2022 and \$1,306,000 of the general fund—state appropriation for  
7 fiscal year 2023 are provided solely for the university to develop a  
8 new program in marine, coastal, and watershed sciences.

9 (8) \$886,000 of the general fund—state appropriation for fiscal  
10 year 2022 and \$886,000 of the general fund—state appropriation for  
11 fiscal year 2023 are provided solely for the university to reduce  
12 tuition rates for four-year degree programs offered in partnership  
13 with Olympic college—Bremerton, Olympic college—Poulsbo, and  
14 Peninsula college—Port Angeles that are currently above state-funded  
15 resident undergraduate tuition rates.

16 (9) \$90,000 of the general fund—state appropriation for fiscal  
17 year 2022 is provided solely for the university to assess the  
18 feasibility and benefits of expanding outdoor residential school  
19 programs to equitably serve either all fifth and sixth grade  
20 students, or only fifth or only sixth grade students statewide. The  
21 study shall explore the equity concerns exacerbated by the COVID-19  
22 pandemic in the areas of outdoor recreation and outdoor learning  
23 experiences, with a focus on using physical activity and exposure to  
24 natural settings as a strategy for improving health disparities and  
25 accelerating learning for historically underserved populations. The  
26 study must also consider programs and facilities at outdoor  
27 residential schools, youth camps, and state parks and assess the  
28 impact of COVID-19 on these institutions, and recommend strategies to  
29 preserve and expand capacity for outdoor school. The university shall  
30 submit a report to the office of the governor, the office of the  
31 superintendent of public instruction, and the education committees of  
32 the legislature summarizing the assessment and making recommendations  
33 no later than September 30, 2021.

34 (10) Within amounts appropriated in this section, the university  
35 is encouraged to increase the number of tenure-track positions  
36 created and hired.

37 (11) \$2,256,000 of the workforce education investment account—  
38 state appropriation is provided solely for institution operating  
39 costs, including compensation and central services, in recognition

1 that these costs exceed estimated increases in undergraduate  
2 operating fee revenue as a result of RCW 28B.15.067.

3 (12) \$3,426,000 of the workforce education investment account—  
4 state appropriation is provided solely to maintain access to science,  
5 technology, engineering, and mathematics degrees.

6 (13) \$1,016,000 of the workforce education investment account—  
7 state appropriation is provided solely to establish an academic  
8 curriculum in ethnic studies.

9 (14) \$48,000 of the general fund—state appropriation for fiscal  
10 year 2022 and \$48,000 of the general fund—state appropriation for  
11 fiscal year 2023 are provided solely for one full-time mental health  
12 counselor licensed under chapter 18.225 RCW who has experience and  
13 training specifically related to working with active members of the  
14 military or military veterans.

15 (15) \$530,000 of the general fund—state appropriation for fiscal  
16 year 2022 and \$530,000 of the general fund—state appropriation for  
17 fiscal year 2023 are provided solely for the creation and  
18 implementation of two bilingual educator programs in the south King  
19 county region, including a bilingual elementary education degree  
20 program and a secondary education degree program. At full  
21 implementation, each cohort shall support up to 25 students per year.

22 (16) \$40,000 of the general fund—state appropriation for fiscal  
23 year 2022 is provided solely for implementation of Engrossed  
24 Substitute House Bill No. 1273 (menstrual products/schools). (~~If the~~  
25 ~~bill is not enacted by June 30, 2021, the amounts provided in this~~  
26 ~~subsection shall lapse.~~)

27 (17) \$353,000 of the general fund—state appropriation for fiscal  
28 year 2022 and \$153,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely for implementation of Engrossed  
30 Second Substitute Senate Bill No. 5227 (diversity, etc./higher  
31 education). (~~If the bill is not enacted by June 30, 2021, the~~  
32 ~~amounts provided in this subsection shall lapse.~~)

33 (18) \$5,000 of the general fund—state appropriation for fiscal  
34 year 2022 and \$2,000 of the general fund—state appropriation for  
35 fiscal year 2023 are provided solely for implementation of Engrossed  
36 Second Substitute Senate Bill No. 5259 (law enforcement data). (~~If~~  
37 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
38 ~~this subsection shall lapse.~~)

1 (19) \$769,000 of the workforce education investment account—state  
2 appropriation is provided solely to upgrade cyber range Poulsbo  
3 equipment and for technical support.

4 (20) \$439,000 of the workforce education investment account—state  
5 appropriation is provided solely to expand the current cybersecurity  
6 certificate program.

7 (21) \$1,800,000 of the workforce education investment account—  
8 state appropriation is provided solely for student support services  
9 on the Bellingham and western on the peninsula campuses for outreach  
10 and financial aid support, retention initiatives, mental health  
11 support, and initiatives that address learning disruption due to the  
12 global pandemic. The amount provided in this subsection must be used  
13 to supplement, not supplant, other funding sources for student  
14 support services.

15 (22) \$461,000 of the general fund—state appropriation for fiscal  
16 year 2023 is provided solely to establish a master of science in  
17 nursing program.

18 (23) \$433,000 of the general fund—state appropriation for fiscal  
19 year 2023 is provided solely for the registered nurse to bachelor of  
20 science in nursing program to increase enrollments and align program  
21 tuition rates with other state supported undergraduate degrees.

22 (24) \$966,000 of the general fund—state appropriation for fiscal  
23 year 2023 is provided solely for institution compensation costs in  
24 recognition that these costs exceed estimated increases in  
25 undergraduate operating fee revenue.

26 (25) \$87,000 of the general fund—state appropriation for fiscal  
27 year 2023 is provided solely for implementation of Senate Bill No.  
28 5534 (verifiable credentials). If the bill is not enacted by June 30,  
29 2022, the amount provided in this subsection shall lapse.

30 **Sec. 610.** 2021 c 334 s 612 (uncodified) is amended to read as  
31 follows:

32 **FOR THE STUDENT ACHIEVEMENT COUNCIL—POLICY COORDINATION AND**  
33 **ADMINISTRATION**

34	General Fund—State Appropriation (FY 2022) . . . . .	((\$7,667,000))
35		<u>\$7,673,000</u>
36	General Fund—State Appropriation (FY 2023) . . . . .	((\$7,552,000))
37		<u>\$12,750,000</u>
38	General Fund—Federal Appropriation. . . . .	((\$4,928,000))



1 shall submit a report to the appropriate committees of the  
2 legislature by December 1, 2021. The report must include:

3 (a) Strategies to address the following financial and  
4 nonfinancial barriers to students:

5 (i) Per credit tuition fees and any other fees charged for  
6 college in the high school and career and technical education dual  
7 credit courses;

8 (ii) Books, fees, and any other direct costs charged to running  
9 start students when enrolling in college courses; and

10 (iii) Exam fees and other charges to students enrolling in exam-  
11 based dual credit courses;

12 (b) Recommendations on student supports to close equity gaps in  
13 dual credit access, participation, and success;

14 (c) Recommendations to improve and increase communication with  
15 students and families regarding the awareness, access, and completion  
16 of dual credit;

17 (d) Expanding access to dual credit opportunities for students in  
18 career and technical education pathways; and

19 (e) Running start data for fiscal year 2019, fiscal year 2020,  
20 and fiscal year 2021 for each community and technical college as  
21 described in section 605(29) of this act.

22 (7) \$29,000 of the general fund—state appropriation for fiscal  
23 year 2022 and \$29,000 of the general fund—state appropriation for  
24 fiscal year 2023 are provided solely for implementation of Second  
25 Substitute House Bill No. 1044 (prison to postsecondary ed.). (~~If~~  
26 ~~the bill is not enacted by June 30, 2021, the amounts provided in~~  
27 ~~this subsection shall lapse.~~)

28 (8) \$16,000 of the general fund—state appropriation for fiscal  
29 year 2022 and \$16,000 of the general fund—state appropriation for  
30 fiscal year 2023 are provided solely for implementation of Substitute  
31 Senate Bill No. 5249 (mastery-based learning). (~~If the bill is not~~  
32 ~~enacted by June 30, 2021, the amounts provided in this subsection~~  
33 ~~shall lapse.~~)

34 (9) \$1,000,000 of the workforce education investment account—  
35 state appropriation is provided solely for career launch grants for  
36 the public four-year institutions.

37 (10) \$3,600,000 of the workforce education investment account—  
38 state appropriation is provided solely for grants to purchase or  
39 upgrade simulation laboratory equipment.

1       (11) \$250,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely for the student achievement council to  
3 convene and coordinate the development of education and training  
4 programs for employees of the department of corrections to be  
5 provided through a contract with The Evergreen State College.  
6 Education and training programs must be designed collaboratively to  
7 best meet the needs of the department of corrections.

8       (12) \$850,000 of the general fund—state appropriation for fiscal  
9 year 2023 is provided solely for administrative support services for  
10 recipients of the Washington college grant in state registered  
11 apprenticeship programs.

12       (13) \$492,000 of the general fund—state appropriation for fiscal  
13 year 2023 is provided solely to expand the homeless student  
14 assistance pilot program by four additional public and private four-  
15 year institutions of higher education. The institutions participating  
16 in the pilot program are subject to the same requirements as in RCW  
17 28B.50.916.

18       (14) \$10,000 of the general fund—state appropriation for fiscal  
19 year 2023 is provided solely for the council to submit a progress  
20 report on the new or expanded cybersecurity academic programs that  
21 receive funding in sections 603 through 609 of this act, including  
22 the number of students enrolled. The council must coordinate with the  
23 institutions of higher education and the state board for community  
24 and technical colleges as provided in sections 601(5) and 603(38) of  
25 this act. The progress report must be submitted to the appropriate  
26 committees of the legislature, pursuant to RCW 43.01.036, by June 30,  
27 2023, and a final report is expected by December 1, 2024.

28       (15) \$2,800,000 of the general fund—state appropriation for  
29 fiscal year 2023 is provided solely to a nonprofit organization  
30 located in King county to expand college services to support  
31 underserved students impacted by the pandemic and improve college  
32 retention and completion rates.

33       (16) (a) \$80,000 of the general fund—state appropriation for  
34 fiscal year 2023 is provided solely for a pilot program to help  
35 students, including those enrolled in state registered apprenticeship  
36 programs, connect with health care coverage. The student achievement  
37 council, in cooperation with the council of presidents, must provide  
38 resources for up to two four-year colleges or universities, one on



1 the east side and one on the west side of the Cascade mountains, to  
2 hire or train an employee to:

3 (i) Provide information to students and college and university  
4 staff about available health insurance options;

5 (ii) Develop culturally relevant materials and conduct outreach  
6 for historically marginalized and underserved student populations to  
7 assist these populations in their knowledge of access to low cost or  
8 free health insurance plans;

9 (iii) Provide ongoing technical assistance to students about  
10 health insurance options or health insurance application process; and

11 (iv) Provide technical assistance to students as a health benefit  
12 exchange certified assister, to help students understand, shop,  
13 apply, and enroll in health insurance through Washington health  
14 planfinder.

15 (b) Participation in the exchange assister program is contingent  
16 on fulfilling applicable contracting, security, and other program  
17 requirements.

18 (c) The legislature expects the council, in collaboration with  
19 the council of presidents and the health benefit exchange, to report  
20 to the appropriate committees of the legislature information about  
21 barriers students, including those enrolled in state registered  
22 apprenticeship programs, encountered to accessing health insurance  
23 coverage; and to provide recommendations on how to improve student  
24 and staff access to health coverage based on data gathered from the  
25 pilot program.

26 (17) \$25,000 of the general fund—state appropriation for fiscal  
27 year 2023 is provided solely for the Washington student achievement  
28 council to convene stakeholders from institutions of higher  
29 education, students, and community-based organizations to develop  
30 recommendations regarding residency statutes with the goal of  
31 ensuring consistent application of residency statutes and clarifying  
32 pathways to being a Washington resident student with a focus on  
33 ensuring equity to accessing student residency. By December 1, 2022,  
34 the council must submit a report with recommendations to the  
35 appropriate committees of the legislature pursuant to RCW 43.01.036.

36 (18) \$275,000 of the general fund—state appropriation for fiscal  
37 year 2023 is provided solely for Engrossed Second Substitute Senate  
38 Bill No. 5764 (apprenticeships and higher ed). If the bill is not  
39 enacted by June 30, 2022, the amounts provided in this subsection  
40 shall lapse.

1 (19) \$137,000 of the general fund—state appropriation for fiscal  
2 year 2023 is provided solely for implementation of Engrossed  
3 Substitute Senate Bill No. 5847 (public employee PLSF info). If the  
4 bill is not enacted by June 30, 2022, the amount provided in this  
5 subsection shall lapse.

6 (20) \$45,000 of the general fund—state appropriation for fiscal  
7 year 2023 is provided solely for implementation of Engrossed  
8 Substitute Senate Bill No. 5942 (uniform college athlete act). If the  
9 bill is not enacted by June 30, 2022, the amount provided in this  
10 subsection shall lapse.

11 (21) If Second Substitute Senate Bill No. 5789 (innovation  
12 challenge program) is enacted by June 30, 2022, community-based  
13 organizations that receive state funding under subsection (15) of  
14 this section and section 603(44) of this act are not eligible for  
15 Washington career and college pathways innovation challenge program  
16 grant funding for the same purpose.

17 **Sec. 611.** 2021 c 334 s 613 (uncodified) is amended to read as  
18 follows:

19 **FOR THE STUDENT ACHIEVEMENT COUNCIL—OFFICE OF STUDENT FINANCIAL**  
20 **ASSISTANCE**

21	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$274,215,000</del> ))
22		<u>\$274,275,000</u>
23	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$270,597,000</del> ))
24		<u>\$279,545,000</u>
25	General Fund—Federal Appropriation. . . . .	(( <del>\$14,061,000</del> ))
26		<u>\$14,099,000</u>
27	General Fund—Private/Local Appropriation. . . . .	\$300,000
28	Education Legacy Trust Account—State Appropriation. . . .	\$85,488,000
29	Washington Opportunity Pathways Account—State	
30	Appropriation. . . . .	(( <del>\$164,598,000</del> ))
31		<u>\$163,786,000</u>
32	Aerospace Training Student Loan Account—State	
33	Appropriation. . . . .	(( <del>\$216,000</del> ))
34		<u>\$217,000</u>
35	Workforce Education Investment Account—State	
36	Appropriation. . . . .	(( <del>\$299,870,000</del> ))
37		<u>\$214,179,000</u>
38	Health Professionals Loan Repayment and Scholarship	



1 fiscal year 2023 are provided solely for the passport to college  
2 program. The maximum scholarship award is up to \$5,000. The council  
3 shall contract with a nonprofit organization to provide support  
4 services to increase student completion in their postsecondary  
5 program and shall, under this contract, provide a minimum of \$500,000  
6 in fiscal years 2022 and 2023 for this purpose.

7 (6) \$2,981,000 of the general fund—state appropriation for fiscal  
8 year 2022 (~~is~~) and \$8,551,000 of the general fund—state  
9 appropriation for fiscal year 2023 are provided solely to meet state  
10 match requirements associated with the opportunity scholarship  
11 program. The legislature will evaluate subsequent appropriations to  
12 the opportunity scholarship program based on the extent that  
13 additional private contributions are made, program spending patterns,  
14 and fund balance.

15 (7) \$3,800,000 of the general fund—state appropriation for fiscal  
16 year 2022 and \$3,800,000 of the general fund—state appropriation for  
17 fiscal year 2023 are provided solely for expenditure into the health  
18 professionals loan repayment and scholarship program account. These  
19 amounts must be used to increase the number of licensed primary care  
20 health professionals to serve in licensed primary care health  
21 professional critical shortage areas. Contracts between the office  
22 and program recipients must guarantee at least three years of  
23 conditional loan repayments. The office of student financial  
24 assistance and the department of health shall prioritize a portion of  
25 any nonfederal balances in the health professional loan repayment and  
26 scholarship fund for conditional loan repayment contracts with  
27 psychiatrists and with advanced registered nurse practitioners for  
28 work at one of the state-operated psychiatric hospitals. The office  
29 and department shall designate the state hospitals as health  
30 professional shortage areas if necessary for this purpose. The office  
31 shall coordinate with the department of social and health services to  
32 effectively incorporate three conditional loan repayments into the  
33 department's advanced psychiatric professional recruitment and  
34 retention strategies. The office may use these targeted amounts for  
35 other program participants should there be any remaining amounts  
36 after eligible psychiatrists and advanced registered nurse  
37 practitioners have been served. The office shall also work to  
38 prioritize loan repayments to professionals working at health care  
39 delivery sites that demonstrate a commitment to serving uninsured

1 clients. It is the intent of the legislature to provide funding to  
2 maintain the current number and amount of awards for the program in  
3 the 2023-2025 fiscal biennium on the basis of these contractual  
4 obligations.

5 (8) \$1,000,000 of the general fund—state appropriation for fiscal  
6 year 2022 and \$1,000,000 of the general fund—state appropriation for  
7 fiscal year 2023 are provided solely for behavioral health loan  
8 repayment program grants, pursuant to chapter 302, Laws of 2019 (2SHB  
9 1668) (Washington health corps).

10 (9) \$4,125,000 of the general fund—state appropriation for fiscal  
11 year 2022 and \$4,125,000 of the general fund—state appropriation for  
12 fiscal year 2023 are provided solely for expenditure into the health  
13 professionals loan repayment and scholarship program account. The  
14 amount provided in this subsection is provided solely to increase  
15 loans within the behavioral health program.

16 (10) \$2,000,000 of the workforce education investment account—  
17 state appropriation is provided solely for the future teachers  
18 conditional scholarship and loan repayment program established in  
19 chapter 28B.102 RCW.

20 (11) \$2,000,000 of the general fund—federal appropriation (ARPA)  
21 is provided solely for ARPA anticipated state grants for the national  
22 health service corps.

23 (12) (~~(\$1,279,000)~~) \$1,338,000 of the general fund—state  
24 appropriation for fiscal year 2022 and (~~(\$1,138,000)~~) \$1,313,000 of  
25 the general fund—state appropriation for fiscal year 2023 are  
26 provided solely for the Washington award for vocational excellence.

27 (13) \$258,000 of the general fund—state appropriation for fiscal  
28 year 2022 and \$258,000 of the general fund—state appropriation for  
29 fiscal year 2023 are provided solely for implementation of Substitute  
30 House Bill No. 1166 (college students pilot). (~~(If the bill is not  
31 enacted by June 30, 2021, the amounts provided in this subsection  
32 shall lapse.)~~)

33 (14) \$500,000 of the general fund—state appropriation for fiscal  
34 year 2022 (~~(is)~~) and \$206,000 of the general fund—state appropriation  
35 for fiscal year 2023 are provided solely for a state match associated  
36 with the rural jobs program. The legislature will evaluate  
37 appropriations in future biennia to the rural jobs program based on  
38 the extent that additional private contributions are made.



1 staff the committee. The committee must provide a report and relevant  
2 recommendations to the appropriate committees of the legislature and  
3 the office of the governor under RCW 43.01.036 by December 1, 2021,  
4 and December 1, 2022.

5 (4) \$250,000 of the coronavirus state fiscal recovery fund—  
6 federal appropriation is provided solely for an accredited  
7 osteopathic medical school to implement an interprofessional  
8 curriculum to educate health care providers and workforce on opioid  
9 misuse and addiction.

10 (5) \$225,000 of the general fund—state appropriation for fiscal  
11 year 2022 and \$225,000 of the general fund—state appropriation for  
12 fiscal year 2023 are provided solely for the board to collaborate and  
13 assist in the report required by the new behavioral health advisory  
14 committee established in subsection (3) of this section. The report  
15 shall contain an analysis of behavioral health workforce shortages  
16 and challenges, data to inform systems change, and relevant policy  
17 recommendations and actions informed by the employer demand  
18 projection and talent development pipeline analyses to the  
19 appropriate committees of the legislature and the office of the  
20 governor by December 1, 2021, and December 1, 2022. The board shall  
21 contract with a statewide nonprofit organization with expertise in  
22 promoting and supporting science, technology, engineering, and math  
23 education from early learning through postsecondary education to  
24 provide a regional analysis of supply pipelines to current behavioral  
25 health care opportunities, at the secondary and postsecondary levels,  
26 and will identify gaps and barriers to programs that lead to high-  
27 demand behavioral health occupations. In coordination with the  
28 board's employer demand projection analysis, the contractor will  
29 provide an analysis of the talent development pipeline to help inform  
30 the committee's work.

31 (6) \$772,000 of the general fund—state appropriation for fiscal  
32 year 2023 is provided to conduct health workforce surveys, in  
33 collaboration with the nursing care quality assurance commission, to  
34 collect and analyze data on the long-term care workforce; and manage  
35 a stakeholder process to address retention and career pathways in  
36 long-term care facilities.

37 (7) \$1,200,000 of the general fund—state appropriation for fiscal  
38 year 2023 is provided for grants to implement long-term care licensed  
39 practical nurse registered apprenticeships at three sites, in

1 collaboration with the nursing care quality assurance commission and  
2 the department of labor and industries.

3 (8) \$216,000 of the general fund—state appropriation for fiscal  
4 year 2023 is provided solely for the board to collaborate with other  
5 state workforce agencies to identify a governance structure that  
6 provides strategic direction on cross-organizational information  
7 technology projects. By September 30, 2022, the board will submit a  
8 report the governor's office and appropriate legislative committees  
9 with recommendations on a coalition model that will result in better  
10 service coordination and public stewardship that enables the  
11 efficient delivery of workforce development services.

12 (9) \$220,000 of the general fund—state appropriation for fiscal  
13 year 2022 and \$209,000 of the general fund—state appropriation for  
14 fiscal year 2023 are provided solely for administrative support for  
15 the Washington award for vocational excellence program.

16 (10) \$18,000 of the general fund—state appropriation for fiscal  
17 year 2023 is provided solely for Second Substitute Senate Bill No.  
18 5789 (innovation challenge program). If the bill is not enacted by  
19 June 30, 2022, the amount provided in this subsection shall lapse.

20 **Sec. 613.** 2021 c 334 s 615 (uncodified) is amended to read as  
21 follows:

22 **FOR THE STATE SCHOOL FOR THE BLIND**

23	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$9,224,000</del> ))
24		<u>\$9,278,000</u>
25	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$9,357,000</del> ))
26		<u>\$9,976,000</u>
27	General Fund—Private/Local Appropriation. . . . .	\$34,000
28	TOTAL APPROPRIATION. . . . .	(( <del>\$18,615,000</del> ))
29		<u>\$19,288,000</u>

30 The appropriations in this section are subject to the following  
31 conditions and limitations: Funding provided in this section is  
32 sufficient for the school to offer to students enrolled in grades six  
33 through twelve for full-time instructional services at the Vancouver  
34 campus or online with the opportunity to participate in a minimum of  
35 one thousand eighty hours of instruction and the opportunity to earn  
36 twenty-four high school credits.



1       **Sec. 614.** 2021 c 334 s 616 (uncodified) is amended to read as  
2 follows:

3       **FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING**  
4 **LOSS**

5	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$14,767,000</del> ))
6		<u>\$15,102,000</u>
7	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$14,974,000</del> ))
8		<u>\$16,183,000</u>
9	TOTAL APPROPRIATION. . . . .	(( <del>\$29,741,000</del> ))
10		<u>\$31,285,000</u>

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

13       (1) Funding provided in this section is sufficient for the center  
14 to offer students ages three through twenty-one enrolled at  
15 Washington School for the Deaf the opportunity to participate in a  
16 minimum of one thousand eighty hours of instruction and the  
17 opportunity to earn twenty-four high school credits.

18       (2) \$225,000 of the general fund—state appropriation in fiscal  
19 year 2022 and \$225,000 of the general fund—state appropriation in  
20 fiscal year 2023 are provided solely for the center for deaf and hard  
21 of hearing youth to develop or expand a mentoring program for persons  
22 employed as educational interpreters in public schools. Funding  
23 provided under this section is provided solely for recruiting,  
24 hiring, and training persons to be employed by Washington sensory  
25 disability services who must provide mentoring services in different  
26 geographic regions of the state, with the dual goals of providing  
27 services, beginning with the 2021-22 school year, to any requesting  
28 school district; and assisting persons in the timely and successful  
29 achievement of performance standards for educational interpreters.

30       **Sec. 615.** 2021 c 334 s 617 (uncodified) is amended to read as  
31 follows:

32       **FOR THE WASHINGTON STATE ARTS COMMISSION**

33	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$2,614,000</del> ))
34		<u>\$2,678,000</u>
35	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$2,648,000</del> ))
36		<u>\$2,823,000</u>
37	General Fund—Federal Appropriation. . . . .	(( <del>\$3,156,000</del> ))
38		<u>\$3,170,000</u>





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 \$59,765,000.

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 20, 2022, which (is) 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 20, 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 financial management and) the office of the chief information officer (to receive

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 and a  
5 current technology budget is approved, it must notify the office of  
6 financial management ((must notify)) and the fiscal committees of the  
7 legislature ((of the receipt of each application and)). The office of  
8 financial management may not approve ((a funding request for))  
9 funding for the certified project gate any earlier than ten business  
10 days from the date of notification to the fiscal committees of the  
11 legislature.

12 (3) (a) Allocations and allotments of information technology  
13 investment revolving account must be made for discrete stages of  
14 projects as determined by the technology budget approved by the  
15 office of the chief information officer and office of financial  
16 management.

17 (b) Fifteen percent of total funding allocated by the office of  
18 financial management, or another amount as defined jointly by the  
19 office of financial management and the office of the chief  
20 information officer, will be retained in the account, but remain  
21 allocated to that project. The retained funding will be released to  
22 the agency only after successful completion of that stage of the  
23 project. For the one Washington project, the amount retained is  
24 increased to at least twenty percent of total funding allocated for  
25 any stage of that project.

26 (4) (a) Each project must have a technology budget. The technology  
27 budget must have the detail by fiscal month for the 2021-2023 fiscal  
28 biennium. The technology budget must use a method similar to the  
29 state capital budget, identifying project costs, each fund source,  
30 and anticipated deliverables through each stage of the entire project  
31 investment and across fiscal periods and biennia from project onset  
32 through implementation and close out, as well as at least five years  
33 of maintenance and operations costs.

34 (b) As part of the development of a technology budget and at each  
35 request for funding, the agency shall submit an updated technology  
36 budget, if changes occurred, to include detailed financial  
37 information to the office of financial management and the office of  
38 the chief information officer. The technology budget must describe  
39 the total cost of the project, as well as maintenance and operations  
40 costs, to include and identify at least:

- 1 (i) Fund sources:
- 2 (A) If the project is funded from the information technology  
3 revolving account, the technology budget must include a worksheet  
4 that provides the fund sources that were transferred into the account  
5 by fiscal year;
- 6 (B) If the project is by a central service agency, and funds are  
7 driven out by the central service model, the technology budget must  
8 provide a statewide impact by agency by fund as a worksheet in the  
9 technology budget file;
- 10 (ii) Full time equivalent staffing level to include job  
11 classification assumptions;
- 12 (iii) (~~Discreet~~) Discrete financial budget codes to include at  
13 least the appropriation index and program index;
- 14 (iv) Object and subobject codes of expenditures;
- 15 (v) Anticipated deliverables;
- 16 (vi) Historical budget and expenditure detail by fiscal year; and  
17 (vii) Maintenance and operations costs by fiscal year for at  
18 least five years as a separate worksheet.
- 19 (c) If a project technology budget changes and a revised  
20 technology budget is completed, a comparison of the revised  
21 technology budget to the last approved technology budget must be  
22 posted to the dashboard, to include a narrative rationale on what  
23 changed, why, and how that impacts the project in scope, budget, and  
24 schedule.
- 25 (5) (a) Each project must have an investment plan that includes:
- 26 (i) An organizational chart of the project management team that  
27 identifies team members and their roles and responsibilities;
- 28 (ii) The office of the chief information officer staff assigned  
29 to the project;
- 30 (iii) An implementation schedule covering activities, critical  
31 milestones, and deliverables at each stage of the project for the  
32 life of the project at each agency affected by the project;
- 33 (iv) Performance measures used to determine that the project is  
34 on time, within budget, and meeting expectations for quality of work  
35 product;
- 36 (v) Ongoing maintenance and operations cost of the project post  
37 implementation and close out delineated by agency staffing,  
38 contracted staffing, and service level agreements; and
- 39 (vi) Financial budget coding to include at least discrete  
40 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) . . . . .	(( <del>\$1,273,008,000</del> ))
27		<u>\$1,265,240,000</u>
28	General Fund—State Appropriation (FY 2023) . . . . .	(( <del>\$1,374,570,000</del> ))
29		<u>\$1,348,288,000</u>
30	State Building Construction Account—State	
31	Appropriation . . . . .	(( <del>\$12,323,000</del> ))
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 **Sec. 706.** 2021 c 334 s 715 (uncodified) is amended to read as  
24 follows:

25 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COUNTY CRIMINAL JUSTICE**  
26 **ASSISTANCE ACCOUNT**

27	General Fund—State Appropriation (FY 2022). . . . .	((\$226,000))
28		<u>\$557,000</u>
29	General Fund—State Appropriation (FY 2023). . . . .	((\$226,000))
30		<u>\$557,000</u>
31	TOTAL APPROPRIATION. . . . .	((\$452,000))
32		<u>\$1,114,000</u>

33 The appropriations in this section are subject to the following  
34 conditions and limitations: ((The appropriations in this section, or  
35 so much thereof as may be necessary,))

- 36 (1) \$226,000 of the general fund—state appropriation for fiscal  
37 year 2022 and \$226,000 of the general fund—state appropriation for

1 fiscal year 2023 are provided solely for expenditure into the county  
2 criminal justice assistance account—state. The treasurer shall make  
3 quarterly distributions from the county criminal justice assistance  
4 account of the amounts provided in this section in accordance with  
5 RCW 82.14.310 for the purposes of reimbursing local jurisdictions for  
6 increased costs incurred as a result of the mandatory arrest of  
7 repeat offenders pursuant to chapter 35, Laws of 2013 2nd sp. sess.  
8 The appropriations and distributions made under this section  
9 constitute appropriate reimbursement for costs for any new programs  
10 or increased level of services for the purposes of RCW 43.135.060.

11 (2) \$331,000 of the general fund—state appropriation for fiscal  
12 year 2022 and \$331,000 of the general fund—state appropriation for  
13 fiscal year 2023 are provided solely for expenditure into the county  
14 criminal justice assistance account for costs to the criminal justice  
15 system associated with the implementation of chapter 338, Laws of  
16 1997 (juvenile code revisions). The amounts provided in this  
17 subsection are intended to provide funding for county adult court  
18 costs associated with the implementation of chapter 338, Laws of 1997  
19 and shall be distributed in accordance with RCW 82.14.310.

20 **Sec. 707.** 2021 c 334 s 718 (uncodified) is amended to read as  
21 follows:

22 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ANDY HILL CANCER RESEARCH**  
23 **ENDOWMENT FUND MATCH TRANSFER ACCOUNT**

24	General Fund—State Appropriation (FY 2022) . . . . .	\$951,000
25	<u>General Fund—State Appropriation (FY 2023) . . . . .</u>	<u>\$30,683,000</u>
26	TOTAL APPROPRIATION. . . . .	<del>(\$951,000)</del>
27		<u>\$31,634,000</u>

28 The appropriation in this section is subject to the following  
29 conditions and limitations: The appropriation in this section is  
30 provided solely for expenditure into the Andy Hill cancer research  
31 endowment fund match transfer account per RCW 43.348.080 to fund the  
32 Andy Hill cancer research endowment program. Matching funds using the  
33 amounts appropriated in this section may not be used to fund new  
34 grants that exceed two years in duration.

35 NEW SECTION. **Sec. 708.** A new section is added to 2021 c 334  
36 (uncodified) to read as follows:

1 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON INTERNET CRIMES**  
2 **AGAINST CHILDREN ACCOUNT**

3	General Fund—State Appropriation (FY 2022). . . . .	\$1,135,000
4	General Fund—State Appropriation (FY 2023). . . . .	\$1,135,000
5	TOTAL APPROPRIATION. . . . .	\$2,270,000

6 The appropriations in this section are subject to the following  
7 conditions and limitations: The appropriations are provided solely  
8 for expenditure into the Washington internet crimes against children  
9 account created in RCW 43.101.435.

10 NEW SECTION. **Sec. 709.** A new section is added to 2021 c 334  
11 (uncodified) to read as follows:

12 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—MULTIMODAL TRANSPORTATION**  
13 **ACCOUNT**

14	General Fund—State Appropriation (FY 2022). . . . .	\$2,000,000,000
15	TOTAL APPROPRIATION. . . . .	\$2,000,000,000

16 The appropriation in this section is subject to the following  
17 conditions and limitations: The appropriation is provided solely for  
18 expenditure into the multimodal transportation account created in RCW  
19 47.66.070.

20 NEW SECTION. **Sec. 710.** A new section is added to 2021 c 334  
21 (uncodified) to read as follows:

22 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ENTERPRISE SERVICES ACCOUNT**

23	General Fund—State Appropriation (FY 2022). . . . .	\$500,000
24	TOTAL APPROPRIATION. . . . .	\$500,000

25 The appropriation in this section is subject to the following  
26 conditions and limitations: The appropriation is provided solely for  
27 expenditure into the enterprise services account created in RCW  
28 43.19.025 in support of the real estate services program.

29 NEW SECTION. **Sec. 711.** A new section is added to 2021 c 334  
30 (uncodified) to read as follows:

31 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE VEHICLE PARKING ACCOUNT**

32	General Fund—State Appropriation (FY 2022). . . . .	\$2,178,000
33	TOTAL APPROPRIATION. . . . .	\$2,178,000

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 state vehicle parking account created in RCW  
2 43.01.225 in support of the parking program within the department of  
3 enterprise services.

4 NEW SECTION. **Sec. 712.** A new section is added to 2021 c 334  
5 (uncodified) to read as follows:

6 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—LIABILITY ACCOUNT**

7	General Fund—State Appropriation (FY 2022). . . . .	\$217,000,000
8	TOTAL APPROPRIATION. . . . .	\$217,000,000

9 The appropriation in this section is subject to the following  
10 conditions and limitations: The appropriation is provided solely for  
11 expenditure into the liability account created in RCW 4.92.130 to  
12 ensure the account is not in deficit.

13 NEW SECTION. **Sec. 713.** A new section is added to 2021 c 334  
14 (uncodified) to read as follows:

15 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—JUDICIAL STABILIZATION TRUST**  
16 **ACCOUNT**

17	General Fund—State Appropriation (FY 2023). . . . .	\$157,500,000
18	TOTAL APPROPRIATION. . . . .	\$157,500,000

19 The appropriation in this section is subject to the following  
20 conditions and limitations: The appropriation is provided solely for  
21 expenditure into the judicial stabilization account created in RCW  
22 43.79.505.

23 NEW SECTION. **Sec. 714.** A new section is added to 2021 c 334  
24 (uncodified) to read as follows:

25 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—JUDICIAL INFORMATION SYSTEMS**  
26 **ACCOUNT**

27	General Fund—State Appropriation (FY 2023). . . . .	\$26,200,000
28	TOTAL APPROPRIATION. . . . .	\$26,200,000

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 judicial information systems account created in  
32 RCW 2.68.020.

33 NEW SECTION. **Sec. 715.** A new section is added to 2021 c 334  
34 (uncodified) to read as follows:

1 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—FAMILY AND MEDICAL LEAVE**  
2 **INSURANCE ACCOUNT**

3	General Fund—State Appropriation (FY 2023). . . . .	\$350,000,000
4	TOTAL APPROPRIATION. . . . .	\$350,000,000

5 The appropriations in this section are subject to the following  
6 conditions and limitations: The appropriations are provided solely  
7 for expenditure into the family and medical leave insurance account  
8 created in RCW 50A.05.070 on June 30, 2023. The office of financial  
9 management may only expend the amount necessary to keep the family  
10 and medical leave insurance account from being in a deficit at the  
11 close of the fiscal biennium, after certification from the employment  
12 security department.

13 NEW SECTION. **Sec. 716.** A new section is added to 2021 c 334  
14 (uncodified) to read as follows:

15 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON CAREER AND COLLEGE**  
16 **PATHWAYS INNOVATION CHALLENGE PROGRAM ACCOUNT**

17	General Fund—State Appropriation (FY 2023). . . . .	\$6,000,000
18	TOTAL APPROPRIATION. . . . .	\$6,000,000

19 The appropriation in this section is subject to the following  
20 conditions and limitations: The appropriation is provided solely for  
21 expenditure into the Washington career and college pathways  
22 innovation challenge program account created in RCW 28B.120.040 to  
23 implement Second Substitute Senate Bill No. 5789 (innovation  
24 challenge program). If the bill is not enacted by June 30, 2022, the  
25 amount provided in this subsection shall lapse. General fund  
26 appropriations into the account are intended for the current and next  
27 ensuing fiscal biennium only. The student achievement council must  
28 report on the uses of the general fund moneys deposited in the  
29 account by December 1, 2022, to allow the legislature to assess the  
30 program and general fund support.

31 NEW SECTION. **Sec. 717.** A new section is added to 2021 c 334  
32 (uncodified) to read as follows:

33 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—TRIBAL GOVERNMENT ASSISTANCE**

34	General Fund—State Appropriation (FY 2022). . . . .	\$401,000
35	TOTAL APPROPRIATION. . . . .	\$401,000

1 The appropriation in this section is subject to the following  
2 conditions and limitations: The appropriation in this section is  
3 provided solely for the office of financial management to distribute  
4 to tribes with police officers certified through the criminal justice  
5 training commission pursuant to RCW 43.101.157 to assist with one-  
6 time costs related to law enforcement and criminal justice related  
7 legislation enacted between January 1, 2020, and June 30, 2021.  
8 Distributions shall be made according to LEAP document tribal  
9 allocations 1 dated February 20, 2022.

10 **Sec. 718.** 2021 c 334 s 753 (uncodified) is amended to read as  
11 follows:

12 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—CORONAVIRUS RELIEF FUNDS**

13 General Fund—Federal Appropriation. . . . .	\$280,000,000
14 TOTAL APPROPRIATION. . . . .	\$280,000,000

15 The appropriation in this section is subject to the following  
16 conditions and limitations: The entire general fund—federal  
17 appropriation (CRF) is provided solely to the office of financial  
18 management for (~~alotment~~) allocation to state agencies for costs  
19 eligible to be paid from the coronavirus relief fund created by  
20 section 5001, the coronavirus aid, relief, and economic security act,  
21 P.L. 116-136, division A and where funding is provided elsewhere in  
22 this act for those costs using a funding source other than the  
23 coronavirus relief fund. For any agency receiving an (~~alotment~~)  
24 allocation under this section, the office must place an equal amount  
25 of the agency's state or other federal source appropriation authority  
26 in unallotted reserve status, and those amounts may not be expended.  
27 In determining the use of amounts appropriated in this section, the  
28 office of financial management shall prioritize the preservation of  
29 state general fund moneys and federal state fiscal recovery fund  
30 moneys. The office must report on the use of the amounts appropriated  
31 in this section to the fiscal committees of the legislature monthly  
32 until all coronavirus relief fund moneys are expended or the  
33 unexpended moneys returned to the federal government, whichever is  
34 earlier.

35 NEW SECTION. **Sec. 719.** A new section is added to 2021 c 334  
36 (uncodified) to read as follows:

37 **FOR THE STATE TREASURER—COST OF SUPERVISION ACCOUNT**



1 Cost of Supervision Account—State Appropriation. . . . . \$1,449,000  
 2 TOTAL APPROPRIATION. . . . . \$1,449,000

3 The appropriation in this section is subject to the following  
 4 conditions and limitations: The state treasurer shall transfer the  
 5 entire balance of the cost of supervision account created in RCW  
 6 72.11.040 to the general fund upon the enactment of Substitute Senate  
 7 Bill No. 5592 (cost of supervision).

8 NEW SECTION. **Sec. 720.** A new section is added to 2021 c 334  
 9 (uncodified) to read as follows:

10 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SECRETARY OF STATE ARCHIVES**  
 11 **AND RECORDS MANAGEMENT**

12 General Fund—State Appropriation (FY 2022). . . . . \$2,000  
 13 General Fund—State Appropriation (FY 2023). . . . . \$222,000  
 14 General Fund—Federal Appropriation. . . . . \$69,000  
 15 General Fund—Private/Local Appropriation. . . . . \$9,000  
 16 Other Appropriated Funds. . . . . \$111,000  
 17 TOTAL APPROPRIATION. . . . . \$413,000

18 The appropriations in this section are subject to the following  
 19 conditions and limitations: The appropriations in this section  
 20 reflect adjustments in agency appropriations related to corresponding  
 21 adjustments in the secretary of state's billing authority for  
 22 archives and records management. The office of financial management  
 23 shall adjust allotments in the amounts specified, and to the state  
 24 agencies specified, in LEAP omnibus document 92C-2022, dated February  
 25 20, 2022, and adjust appropriation schedules accordingly.

26 NEW SECTION. **Sec. 721.** A new section is added to 2021 c 334  
 27 (uncodified) to read as follows:

28 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE AUDITOR AUDIT SERVICE**  
 29 **CENTRAL SERVICES**

30 General Fund—State Appropriation (FY 2022). . . . . \$376,000  
 31 General Fund—State Appropriation (FY 2023). . . . . \$511,000  
 32 General Fund—Federal Appropriation. . . . . \$294,000  
 33 General Fund—Private/Local Appropriation. . . . . \$20,000  
 34 Other Appropriated Funds. . . . . \$356,000  
 35 TOTAL APPROPRIATION. . . . . \$1,557,000

1 The appropriations in this section are subject to the following  
2 conditions and limitations: The appropriations in this section  
3 reflect adjustments in agency appropriations related to corresponding  
4 adjustments in the state auditor's billing authority for state agency  
5 auditing services. The office of financial management shall adjust  
6 allotments in the amounts specified, and to the state agencies  
7 specified, in LEAP omnibus document 92D-2022, dated February 20,  
8 2022, and adjust appropriation schedules accordingly.

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—OFFICE OF THE ATTORNEY GENERAL**  
12 **LEGAL SERVICES CENTRAL SERVICES**

13	General Fund—State Appropriation (FY 2022). . . . .	\$5,376,000
14	General Fund—State Appropriation (FY 2023). . . . .	\$9,477,000
15	General Fund—Federal Appropriation. . . . .	\$3,309,000
16	General Fund—Private/Local Appropriation. . . . .	\$59,000
17	Other Appropriated Funds. . . . .	\$4,020,000
18	TOTAL APPROPRIATION. . . . .	\$22,241,000

19 The appropriations in this section are subject to the following  
20 conditions and limitations: The appropriations in this section  
21 reflect adjustments in agency appropriations related to corresponding  
22 adjustments in the attorney general's billing authority for legal  
23 services. The office of financial management shall adjust allotments  
24 in the amounts specified, and to the state agencies specified, in  
25 LEAP omnibus document 92E-2022, dated February 20, 2022, and adjust  
26 appropriation schedules accordingly.

27 NEW SECTION. **Sec. 723.** A new section is added to 2021 c 334  
28 (uncodified) to read as follows:

29 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—ADMINISTRATIVE HEARINGS**  
30 **CENTRAL SERVICES**

31	General Fund—State Appropriation (FY 2022). . . . .	\$8,000
32	General Fund—State Appropriation (FY 2023). . . . .	\$287,000
33	General Fund—Federal Appropriation. . . . .	\$253,000
34	Other Appropriated Funds. . . . .	\$360,000
35	TOTAL APPROPRIATION. . . . .	\$908,000

1 The appropriations in this section are subject to the following  
2 conditions and limitations: The appropriations in this section  
3 reflect adjustments in agency appropriations related to corresponding  
4 adjustments in the office of administrative hearing's billing  
5 authority. The office of financial management shall adjust allotments  
6 in the amounts specified, and to the state agencies specified, in  
7 LEAP omnibus document 92G-2022, dated February 20, 2022, and adjust  
8 appropriation schedules accordingly.

9 NEW SECTION. **Sec. 724.** A new section is added to 2021 c 334  
10 (uncodified) to read as follows:

11 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—CONSOLIDATED TECHNOLOGY**  
12 **SERVICES CENTRAL SERVICES**

13	General Fund—State Appropriation (FY 2022). . . . .	\$1,772,000
14	General Fund—State Appropriation (FY 2023). . . . .	\$4,965,000
15	General Fund—Federal Appropriation. . . . .	\$2,200,000
16	General Fund—Private/Local Appropriation. . . . .	\$211,000
17	Other Appropriated Funds. . . . .	\$4,929,000
18	TOTAL APPROPRIATION. . . . .	\$14,077,000

19 The appropriations in this section are subject to the following  
20 conditions and limitations: The appropriations in this section  
21 reflect adjustments in agency appropriations related to corresponding  
22 adjustments in the consolidated technology services' billing  
23 authority. The office of financial management shall adjust allotments  
24 in the amounts specified, and to the state agencies specified, in  
25 LEAP omnibus document 92J-2022, dated February 20, 2022, and adjust  
26 appropriation schedules accordingly.

27 NEW SECTION. **Sec. 725.** A new section is added to 2021 c 334  
28 (uncodified) to read as follows:

29 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—DEPARTMENT OF ENTERPRISE**  
30 **SERVICES CENTRAL SERVICES**

31	General Fund—State Appropriation (FY 2022). . . . .	\$32,000
32	General Fund—State Appropriation (FY 2023). . . . .	\$920,000
33	General Fund—Federal Appropriation. . . . .	\$186,000
34	General Fund—Private/Local Appropriation. . . . .	\$10,000
35	Other Appropriated Funds. . . . .	\$488,000
36	TOTAL APPROPRIATION. . . . .	\$1,636,000

1 The appropriations in this section are subject to the following  
2 conditions and limitations: The appropriations in this section  
3 reflect adjustments in agency appropriations related to corresponding  
4 adjustments in the department of enterprise service's billing  
5 authority. The office of financial management shall adjust allotments  
6 in the amounts specified, and to the state agencies specified, in  
7 LEAP omnibus document 92K-2022, dated February 20, 2022, and adjust  
8 appropriation schedules accordingly.

9 NEW SECTION. **Sec. 726.** A new section is added to 2021 c 334  
10 (uncodified) to read as follows:

11 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—OFFICE OF FINANCIAL MANAGEMENT**  
12 **CENTRAL SERVICES**

13	General Fund—State Appropriation (FY 2022). . . . .	\$89,000
14	General Fund—State Appropriation (FY 2023). . . . .	\$745,000
15	General Fund—Federal Appropriation. . . . .	\$820,000
16	General Fund—Private/Local Appropriation. . . . .	\$5,000
17	Other Appropriated Funds. . . . .	\$450,000
18	TOTAL APPROPRIATION. . . . .	\$2,109,000

19 The appropriations in this section are subject to the following  
20 conditions and limitations: The appropriations in this section  
21 reflect adjustments in agency appropriations related to corresponding  
22 adjustments in the office of financial management's billing  
23 authority. The office of financial management shall adjust allotments  
24 in the amounts specified, and to the state agencies specified, in  
25 LEAP omnibus document 92R-2022, dated February 20, 2022, and adjust  
26 appropriation schedules accordingly.

27 NEW SECTION. **Sec. 727.** A new section is added to 2021 c 334  
28 (uncodified) to read as follows:

29 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SELF INSURANCE LIABILITY**  
30 **PREMIUM CENTRAL SERVICES**

31	General Fund—State Appropriation (FY 2022). . . . .	\$2,533,000
32	General Fund—State Appropriation (FY 2023). . . . .	\$2,599,000
33	General Fund—Federal Appropriation. . . . .	\$1,224,000
34	General Fund—Private/Local Appropriation. . . . .	\$5,000
35	Other Appropriated Funds. . . . .	\$396,000
36	TOTAL APPROPRIATION. . . . .	\$6,757,000

1 The appropriations in this section are subject to the following  
2 conditions and limitations: The appropriations in this section  
3 reflect adjustments in agency appropriations related to corresponding  
4 adjustments in the self-insurance premium liability billing  
5 authority. The office of financial management shall adjust allotments  
6 in the amounts specified, and to the state agencies specified, in  
7 LEAP omnibus document 92X-2022, dated February 20, 2022, and adjust  
8 appropriation schedules accordingly.

9 **Sec. 728.** 2021 c 334 s 706 (uncodified) is amended to read as  
10 follows:

11 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—EMERGENCY ASSISTANCE FUND**

12	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$2,500,000</del> ))
13		<u>\$5,000,000</u>
14	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$2,500,000</del> ))
15		<u>\$5,000,000</u>
16	TOTAL APPROPRIATION. . . . .	(( <del>\$5,000,000</del> ))
17		<u>\$10,000,000</u>

18 The appropriations in this section are subject to the following  
19 conditions and limitations: The appropriations in this section are  
20 for the governor's emergency fund for individual assistance  
21 consistent with RCW 38.52.030(9) during an emergency proclaimed by  
22 the governor, as defined in RCW 38.52.010(9). The office of financial  
23 management must notify the fiscal committees of the legislature of  
24 the receipt of each application or request for individual assistance  
25 from the governor's emergency fund by the governor or the adjutant  
26 general. The office of financial management may not approve, nor  
27 release, funding for 10 business days from the date of notification  
28 to the fiscal committees of the legislature.

29 **Sec. 729.** 2021 c 334 s 723 (uncodified) is amended to read as  
30 follows:

31 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—NORTHEAST WASHINGTON WOLF-**  
32 **LIVESTOCK MANAGEMENT ACCOUNT**

33	General Fund—State Appropriation (FY 2022). . . . .	\$496,000
34	General Fund—State Appropriation (FY 2023). . . . .	(( <del>\$456,000</del> ))
35		<u>\$546,000</u>
36	TOTAL APPROPRIATION. . . . .	(( <del>\$952,000</del> ))
37		<u>\$1,042,000</u>

1 The appropriations in this section are subject to the following  
2 conditions and limitations: The appropriation is provided solely for  
3 expenditure into the northeast Washington wolf-livestock management  
4 account for the deployment of nonlethal wolf deterrence resources as  
5 provided in chapter 16.76 RCW.

6 **Sec. 730.** 2021 c 334 s 724 (uncodified) is amended to read as  
7 follows:

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—LONG-TERM SERVICES AND**  
9 **SUPPORTS ACCOUNT**

10	General Fund—State Appropriation (FY 2022). . . . .	(( <del>\$19,618,000</del> ))
11		<u>\$42,104,000</u>
12	TOTAL APPROPRIATION. . . . .	(( <del>\$19,618,000</del> ))
13		<u>\$42,104,000</u>

14 The appropriation in this section is subject to the following  
15 conditions and limitations: The appropriations are provided solely  
16 for expenditure into the long-term services and supports account  
17 pursuant to chapter 98, Laws of 2020 and chapter 363, Laws of 2019.  
18 This constitutes a loan from the general fund and must be repaid,  
19 with interest, to the general fund by June 30, ((2022)) 2024.

20 NEW SECTION. **Sec. 731.** A new section is added to 2021 c 334  
21 (uncodified) to read as follows:

22 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON STATE LEADERSHIP**  
23 **BOARD ACCOUNT**

24	General Fund—State Appropriation (FY 2023). . . . .	\$637,000
25	TOTAL APPROPRIATION. . . . .	\$637,000

26 The appropriation in this section is subject to the following  
27 conditions and limitations: The appropriation is provided solely for  
28 expenditure into the Washington state leadership board account  
29 created in Senate Bill No. 5750 (WA leadership board). If the bill is  
30 not enacted by June 30, 2022, the amounts provided in this section  
31 shall lapse.

32 NEW SECTION. **Sec. 732.** A new section is added to 2021 c 334  
33 (uncodified) to read as follows:

34 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—COMMUNITY REINVESTMENT ACCOUNT**  
35 General Fund—State Appropriation (FY 2023). . . . . \$125,000,000

1 TOTAL APPROPRIATION. . . . . \$125,000,000

2 The appropriation in this section is subject to the following  
3 conditions and limitations: The appropriation in this section is  
4 provided solely for expenditure into the community reinvestment  
5 account created in section 943 of this act.

6 NEW SECTION. Sec. 733. A new section is added to 2021 c 334  
7 (uncodified) to read as follows:

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—IMPAIRED DRIVING ACCOUNT**

9 General Fund—State Appropriation (FY 2023). . . . . \$250,000

10 TOTAL APPROPRIATION. . . . . \$250,000

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 impaired driving safety account created in RCW  
14 46.68.260 for local government costs related to Engrossed Senate Bill  
15 No. 5054 (impaired driving). If the bill is not enacted by June 30,  
16 2022, the amount appropriated in this section shall lapse.

17 **Sec. 734.** 2021 c 334 s 748 (uncodified) is amended to read as  
18 follows:

19 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE HEALTH CARE**  
20 **AFFORDABILITY ACCOUNT**

21 General Fund—State Appropriation (FY 2023). . . . . ~~(\$50,000,000)~~

22 \$55,000,000

23 TOTAL APPROPRIATION. . . . . ~~(\$50,000,000)~~

24 \$55,000,000

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

27 (1) The appropriations are provided solely for expenditure into  
28 the state health care affordability account created in ((Engrossed  
29 Second Substitute Senate Bill No. 5377 (standardized health plans))  
30 RCW 43.71.130. ((If the bill is not enacted by June 30, 2021, the  
31 amounts appropriated in this section shall lapse.))

32 (2) It is the intent of the legislature to continue the policy of  
33 expending \$5,000,000 into the account each fiscal year in future  
34 biennia for the purpose of funding premium assistance for customers  
35 ineligible for federal premium tax credits who meet the eligibility  
36 criteria established in section 214(11)(a) of this act. Future

1 expenditures into the account are contingent upon approval of the  
2 applicable waiver described in section 214(12)(b) of this act.

3 NEW SECTION. Sec. 735. A new section is added to 2021 c 334  
4 (uncodified) to read as follows:

5 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SALMON RECOVERY ACCOUNT**

6	General Fund—State Appropriation (FY 2023) . . . . .	\$100,000,000
7	TOTAL APPROPRIATION. . . . .	\$100,000,000

8 The appropriation in this section is subject to the following  
9 conditions and limitations: The appropriation is provided solely for  
10 expenditure into the salmon recovery account created in RCW 77.85.170  
11 in support of riparian grants.

12 NEW SECTION. Sec. 736. A new section is added to 2021 c 334  
13 (uncodified) to read as follows:

14 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—STRATEGIC ENTERPRISE RESOURCE**  
15 **PLANNING TECHNOLOGY ACCOUNT**

16	General Fund—State Appropriation (FY 2023) . . . . .	\$100,000,000
17	TOTAL APPROPRIATION. . . . .	\$100,000,000

18 The appropriation in this section is subject to the following  
19 conditions and limitations: The appropriation is provided solely for  
20 expenditure into the strategic enterprise resource planning  
21 technology account created in section 942 of this act.

22 NEW SECTION. Sec. 737. A new section is added to 2021 c 334  
23 (uncodified) to read as follows:

24 **FOR THE OFFICE OF FINANCIAL MANAGEMENT—SCHOOL SEISMIC SAFETY GRANT**  
25 **PROGRAM ACCOUNT**

26	General Fund—State Appropriation (FY 2023) . . . . .	\$400,000,000
27	TOTAL APPROPRIATION. . . . .	\$400,000,000

28 The appropriation in this section is subject to the following  
29 conditions and limitations: The appropriation is provided solely for  
30 expenditure into the school seismic safety grant program account  
31 created in Substitute Senate Bill No. 5933 (seismic capital  
32 construction). If the bill is not enacted by June 30, 2022, the  
33 amount appropriated in this section shall lapse.





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

Table with 2 columns: Description and Amount. Rows include: General Fund Appropriation for fire insurance premium distributions (\$12,107,000), General Fund Appropriation for prosecuting attorney distributions (\$7,975,000), General Fund Appropriation for boating safety and education distributions (\$6,395,000), General Fund Appropriation for public utility district excise tax distributions (\$67,206,000), Death Investigations Account Appropriation for distribution to counties for publicly funded autopsies (\$3,303,000), Aquatic Lands Enhancement Account Appropriation for harbor improvement revenue distributions (\$140,000), Timber Tax Distribution Account Appropriation for distribution to "timber" counties (\$77,324,000), County Criminal Justice Assistance Appropriation (\$118,883,000), Municipal Criminal Justice Assistance Appropriation (\$47,068,000), City-County Assistance Appropriation (\$56,205,000), Liquor Excise Tax Account Appropriation for liquor excise tax distribution (\$87,317,000), and Columbia River Water Delivery Account Appropriation for the Confederated Tribes of the Colville Reservation (\$8,700,000).

1	for the Spokane Tribe of Indians. . . . .	(( <del>\$5,975,000</del> ))
2		<u>\$6,110,000</u>
3	Liquor Revolving Account Appropriation for liquor	
4	profits distribution. . . . .	\$98,876,000
5	General Fund Appropriation for other tax	
6	distributions. . . . .	(( <del>\$80,000</del> ))
7		<u>\$102,000</u>
8	General Fund Appropriation for Marijuana Excise Tax	
9	distributions. . . . .	(( <del>\$40,000,000</del> ))
10		<u>\$51,456,000</u>
11	General Fund Appropriation for Habitat Conservation	
12	Program distributions. . . . .	\$5,754,000
13	General Fund Appropriation for payment in lieu of	
14	taxes to counties under Department of Fish and	
15	Wildlife Program. . . . .	\$4,040,000
16	Puget Sound Taxpayer Accountability Account	
17	Appropriation for distribution to counties in	
18	amounts not to exceed actual deposits into the	
19	account and attributable to those counties'	
20	share pursuant to RCW 43.79.520.. . . .	(( <del>\$33,460,000</del> ))
21		<u>\$51,983,000</u>
22	Manufacturing and Warehousing Job Centers Account	
23	Appropriation for distribution to local taxing	
24	jurisdictions to mitigate the unintended	
25	revenue redistributions effect of sourcing law	
26	changes pursuant to Engrossed Substitute House	
27	Bill No. 1521 (warehousing & manufacturing	
28	jobs). (( <del>If Engrossed Substitute House</del>	
29	<del>Bill No. 1521 (warehousing &amp;</del>	
30	<del>manufacturing jobs) is not enacted by</del>	
31	<del>June 30, 2021, this distribution is</del>	
32	<del>null and void.))</del> . . . . .	\$12,150,000
33	TOTAL APPROPRIATION. . . . .	(( <del>\$652,015,000</del> ))
34		<u>\$723,094,000</u>

35 The total expenditures from the state treasury under the  
36 appropriations in this section shall not exceed the funds available  
37 under statutory distributions for the stated purposes.



1 management. The distributions to any city that substantially  
 2 decriminalizes or repeals its criminal code after July 1, 1990, and  
 3 that does not reimburse the county for costs associated with criminal  
 4 cases under RCW 3.50.800 or 3.50.805(2), shall be made to the county  
 5 in which the city is located. This funding is provided to cities for  
 6 the costs of implementing criminal justice legislation including, but  
 7 not limited to: Chapter 206, Laws of 1998 (drunk driving penalties);  
 8 chapter 207, Laws of 1998 (DUI penalties); chapter 208, Laws of 1998  
 9 (deferred prosecution); chapter 209, Laws of 1998 (DUI/license  
 10 suspension); chapter 210, Laws of 1998 (ignition interlock  
 11 violations); chapter 211, Laws of 1998 (DUI penalties); chapter 212,  
 12 Laws of 1998 (DUI penalties); chapter 213, Laws of 1998 (intoxication  
 13 levels lowered); chapter 214, Laws of 1998 (DUI penalties); and  
 14 chapter 215, Laws of 1998 (DUI provisions).

15 (2) \$100,000 of the amount appropriated in this section is  
 16 provided solely for local government costs related to Engrossed  
 17 Senate Bill No. 5054 (impaired driving). If the bill is not enacted  
 18 by June 30, 2022, the amount provided in this subsection shall lapse.

19 **Sec. 804.** 2021 c 334 s 805 (uncodified) is amended to read as  
 20 follows:

21 **FOR THE STATE TREASURER—TRANSFERS**

22 Dedicated Marijuana Account: For transfer to the  
 23 basic health plan trust account, the lesser of  
 24 the amount determined pursuant to RCW 69.50.540  
 25 or this amount for fiscal year 2022,  
 26 (~~(\$255,000,000)~~) \$260,627,000 and this amount  
 27 for fiscal year 2023, (~~(\$265,000,000)~~)  
 28 \$258,406,000. . . . . (~~(\$520,000,000)~~)  
 29 \$519,033,000

30 Dedicated Marijuana Account: For transfer to the  
 31 state general fund, the lesser of the amount  
 32 determined pursuant to RCW 69.50.540 or this  
 33 amount for fiscal year 2022, (~~(\$195,000,000)~~)  
 34 \$197,435,000 and this amount for fiscal  
 35 year 2023, (~~(\$200,000,000)~~) \$195,296,000. . . . (~~(\$395,000,000)~~)  
 36 \$392,731,000

37 Tobacco Settlement Account: For transfer to the  
 38 state general fund, in an amount not to exceed  
 39 the actual amount of the annual base payment to

1 the tobacco settlement account for fiscal year  
2 2022. . . . . \$90,000,000  
3 Tobacco Settlement Account: For transfer to the  
4 state general fund, in an amount not to exceed  
5 the actual amount of the annual base payment to  
6 the tobacco settlement account for fiscal year  
7 2023. . . . . \$90,000,000  
8 Tobacco Settlement Account: For transfer to the  
9 state general fund, in an amount not to exceed  
10 the actual amount of the tobacco arbitration  
11 payment to the tobacco settlement account,  
12 \$11,000,000 for fiscal year 2022 and \$8,000,000  
13 for fiscal year 2023. . . . . \$19,000,000  
14 State Treasurer's Service Account: For transfer to  
15 the state general fund, \$5,000,000 for fiscal  
16 year 2022 and \$5,000,000 for fiscal year 2023. . . . \$10,000,000  
17 General Fund: For transfer to the fair fund under  
18 RCW 15.76.115, \$2,750,000 for fiscal year 2022  
19 and \$2,750,000 for fiscal year 2023. . . . . \$5,500,000  
20 Financial Services Regulation Account: For transfer  
21 to the state general fund, \$3,500,000 for  
22 fiscal year 2022 and \$3,500,000 for fiscal year  
23 2023. . . . . \$7,000,000  
24 Marine Resources Stewardship Trust Account: For  
25 transfer to the aquatic lands enhancement  
26 account, up to \$40,000 for fiscal year 2022. . . . . \$40,000  
27 Water Pollution Control Revolving Administration  
28 Account: For transfer to the water pollution  
29 control revolving account, \$6,000,000 for  
30 fiscal year 2022. . . . . \$6,000,000  
31 General Fund: For transfer to the home security  
32 fund, \$4,500,000 for fiscal year 2022 and  
33 \$4,500,000 for fiscal year 2023. . . . . \$9,000,000  
34 ~~((Long-Term Services and Supports Trust~~  
35 ~~Account: For transfer to the general~~  
36 ~~fund as repayment for start-up costs~~  
37 ~~for the long term services program, the~~  
38 ~~lesser of the amount determined by the~~  
39 ~~treasurer for full repayment of the~~  
40 ~~\$17,040,000 transferred from the~~

1 ~~general fund in the 2019-2021 biennium~~  
2 ~~and \$19,618,000 transferred from the~~  
3 ~~general fund in fiscal year 2022, which~~  
4 ~~totals \$36,658,000 transferred from~~  
5 ~~the general fund in the 2019-2021~~  
6 ~~biennium and fiscal year 2022 for~~  
7 ~~start-up costs with any related~~  
8 ~~interest, or this amount for fiscal~~  
9 ~~year 2022, \$37,092,000. . . . . \$37,092,000))~~

10 Gambling Revolving Account: For transfer to the  
11 state general fund as repayment of the loan  
12 pursuant to chapter 127, Laws of 2020 (sports  
13 wagering/compacts), the lesser of the amount  
14 determined by the treasurer for full repayment  
15 of the \$6,000,000 transferred from the general  
16 fund in the 2019-2021 fiscal biennium with any  
17 related interest, (~~or this amount for~~  
18 ~~fiscal year 2023 \$6,500,000)) \$3,000,000 for  
19 fiscal year 2022 and \$3,500,000 for fiscal year  
20 2023. . . . . \$6,500,000~~

21 School Employees' Insurance Account: For transfer to  
22 the general fund as repayment of the remainder  
23 of the loans for start costs for the school  
24 employees benefit program, (~~(\$16,587,000))~~  
25 \$15,615,000 for fiscal year 2022. . . . . (~~(\$16,587,000))~~  
26 \$15,615,000

27 General Fund: For transfer to the manufacturing and  
28 warehousing jobs centers account \$6,750,000 for  
29 fiscal year 2022 and \$5,400,000 for fiscal  
30 year 2023 pursuant to Engrossed Substitute  
31 House Bill No. 1521 (warehousing &  
32 manufacturing jobs). (~~If Engrossed~~  
33 ~~Substitute House Bill No. 1521~~  
34 ~~(warehousing & manufacturing jobs) is~~  
35 ~~not enacted by June 30, 2021, this~~  
36 ~~transfer is null and void.)). . . . . \$12,150,000~~

37 General Fund: For transfer to the Washington housing  
38 trust fund, \$10,000,000 for fiscal year 2022. . . . . \$10,000,000

39 General Fund: For transfer to the forest resiliency  
40 account trust fund, \$6,000,000 for fiscal year

1           2022. . . . . \$6,000,000  
 2 Streamlined Sales and Use Tax Mitigation Account:  
 3       For transfer to the general fund, \$3,186,000 or  
 4       as much thereof that represents the balance in  
 5       the account for fiscal year 2022. . . . . \$3,186,000  
 6 General Fund: For transfer to the wildfire response,  
 7       forest restoration, and community resilience  
 8       account, solely for the implementation of  
 9       chapter 298, Laws of 2021 (2SHB 1168)  
 10       (long-term forest health), \$12,475,000 for  
 11       fiscal year 2022 and \$74,632,000 for fiscal  
 12       year 2023. . . . . \$87,107,000  
 13 General Fund: For transfer to the state drought  
 14       preparedness and response account, \$4,500,000  
 15       for fiscal year 2022 and \$6,500,000 for fiscal  
 16       year 2023. . . . . \$11,000,000  
 17 General Fund: For transfer to the disaster response  
 18       account, \$7,500,000 for fiscal year 2022 and  
 19       \$7,109,000 for fiscal year 2023. . . . . \$14,609,000  
 20 General Fund: For transfer to the aquatic invasive  
 21       species account, \$2,472,000 for fiscal year  
 22       2022 and \$6,096,000 for fiscal year 2023. . . . . \$8,568,000  
 23 General Fund: For transfer to the fair fund created  
 24       by RCW 15.76.115, for fiscal year 2023,  
 25       pursuant to Second Substitute Senate Bill No.  
 26       5643 (youth development programs). If the bill  
 27       is not enacted by June 30, 2022, this transfer  
 28       is null and void. . . . . \$500,000  
 29 General Fund: For transfer to the Washington rescue  
 30       plan transition account, \$1,500,000,000 for  
 31       fiscal year 2023. . . . . \$1,500,000,000  
 32 General Fund: For transfer to the recreation access  
 33       pass account, \$31,000,000 for fiscal year 2023. . . . . \$31,000,000

(End of part)



**PART IX**  
**MISCELLANEOUS**

NEW SECTION. **Sec. 901.** A new section is added to 2021 c 334 (uncodified) to read as follows:

**COLLECTIVE BARGAINING AGREEMENTS**

Subsections (2) in sections 902 through 927 and 934 through 937 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. Only major economic terms are included in the descriptions. These descriptions do not contain the complete contents of the agreements. The collective bargaining agreements contained in Part IX of this act may also be funded by expenditures from nonappropriated accounts. If positions are funded with lidded grants or dedicated fund sources with insufficient revenue, additional funding from other sources is not provided.

**Sec. 902.** 2021 c 334 s 909 (uncodified) is amended to read as follows:

**COLLECTIVE BARGAINING AGREEMENT—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 chapter 41.80 RCW for fiscal year 2023. The agreement includes and funding is provided for a general wage increase of 3.25 percent for fiscal year 2023 and a lump sum payment for employees who were employed continuously starting on or before July 1, 2021, through June 30, 2022.

**Sec. 903.** 2021 c 334 s 910 (uncodified) is amended to read as follows:

**COLLECTIVE BARGAINING AGREEMENT—WAFWP**

(1) An agreement has been reached between the governor and the Washington association of fish and wildlife professionals under the

1 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.  
2 Funding is provided to fund the agreement, which does not include  
3 wage increases, but does include 24 furlough days for employees in  
4 positions that do not require the position to be backfilled.

5 (2) An agreement has been reached between the governor and the  
6 Washington association of fish and wildlife professionals 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 3.25  
9 percent for fiscal year 2023 and a lump sum payment for employees who  
10 were hired before July 1, 2022.

11 **Sec. 904.** 2021 c 334 s 911 (uncodified) is amended to read as  
12 follows:

13 **COLLECTIVE BARGAINING AGREEMENT—PTE LOCAL 17**

14 (1) An agreement has been reached between the governor and the  
15 professional and technical employees local 17 under the provisions of  
16 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is  
17 provided to fund the agreement, which does not include wage  
18 increases, but does include 24 furlough days for employees in  
19 positions that do not require the position to be backfilled.

20 (2) An agreement has been reached between the governor and the  
21 professional and technical employees local 17 under the provisions of  
22 chapter 41.80 RCW for fiscal year 2023. The agreement includes and  
23 funding is provided for a general wage increase of 3.25 percent for  
24 fiscal year 2023 and a lump sum payment for employees who were  
25 employed continuously starting on or before July 1, 2021, through  
26 June 30, 2022.

27 **Sec. 905.** 2021 c 334 s 912 (uncodified) is amended to read as  
28 follows:

29 **COLLECTIVE BARGAINING AGREEMENT—SEIU HEALTHCARE 1199NW**

30 (1) An agreement has been reached between the governor and the  
31 service employees international union healthcare 1199nw under the  
32 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.  
33 Funding is provided to fund the agreement, which does not include  
34 wage increases, but does include 24 furlough days for employees in  
35 positions that do not require the position to be backfilled.

36 (2) An agreement has been reached between the governor and the  
37 service employees international union healthcare 1199nw under the  
38 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement

1 includes and funding is provided for a general wage increase of 3.25  
2 percent for fiscal year 2023 and a retention bonus payable in two  
3 equal installments.

4 **Sec. 906.** 2021 c 334 s 913 (uncodified) is amended to read as  
5 follows:

6 **COLLECTIVE BARGAINING AGREEMENT—COALITION OF UNIONS**

7 (1) An agreement has been reached between the governor and the  
8 coalition of unions under the provisions of chapter 41.80 RCW for the  
9 2021-2023 fiscal biennium. Funding is provided to fund the agreement,  
10 which includes 24 furlough days for employees in positions that do  
11 not require the position to be backfilled. Funding is also provided  
12 for a 2.5 percent wage increase for fiscal year 2022 and a 2.5  
13 percent wage increase for fiscal year 2023 for the department of  
14 corrections marine vessel operators.

15 (2) An agreement has been reached between the governor and the  
16 coalition of unions under the provisions of chapter 41.80 RCW for  
17 fiscal year 2023. The agreement includes and funding is provided for  
18 a general wage increase of 3.25 percent for fiscal year 2023 and a  
19 lump sum payment for employees hired before July 1, 2022.

20 **Sec. 907.** 2021 c 334 s 914 (uncodified) is amended to read as  
21 follows:

22 **COLLECTIVE BARGAINING AGREEMENT—ASSOCIATION OF WASHINGTON ASSISTANT**  
23 **ATTORNEYS GENERAL/WFSE**

24 (1) An agreement has been reached between the governor and the  
25 association of Washington assistant attorneys general/Washington  
26 federation of state employees under the provisions of chapter 41.80  
27 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund  
28 the agreement, which includes some minor modifications but does not  
29 include wage increases. In addition, the agreement includes 24  
30 furlough days for designated positions.

31 (2) An agreement has been reached between the governor and the  
32 association of Washington assistant attorneys general/Washington  
33 federation of state employees under the provisions of chapter 41.80  
34 RCW for fiscal year 2023. The agreement includes and funding is  
35 provided for a general wage increase of 3.25 percent for fiscal year  
36 2023 and a longevity lump sum payment.

1       **Sec. 908.** 2021 c 334 s 915 (uncodified) is amended to read as  
2 follows:

3 **COLLECTIVE BARGAINING AGREEMENT—WFE ADMINISTRATIVE LAW JUDGES**

4       (1) An agreement has been reached between the governor and the  
5 Washington federation of state employees administrative law judges  
6 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal  
7 biennium. This is the first agreement since the grant of collective  
8 bargaining rights in the 2020 legislative session. Funding is  
9 provided to fund the agreement, which includes the implementation of  
10 the Washington general government standard progression salary  
11 schedule that includes periodic increments that begin July 1, 2022.  
12 In addition, the agreement includes 24 furlough days for designated  
13 positions.

14       (2) An agreement has been reached between the governor and the  
15 Washington federation of state employees administrative law judges  
16 under the provisions of chapter 41.80 RCW for fiscal year 2023. The  
17 agreement includes and funding is provided for a general wage  
18 increase of 3.25 percent for fiscal year 2023 and a lump sum payment  
19 for employees hired before July 1, 2022.

20       **Sec. 909.** 2021 c 334 s 916 (uncodified) is amended to read as  
21 follows:

22 **COLLECTIVE BARGAINING AGREEMENT—DFW SERGEANTS ASSOCIATION/TEAMSTERS**  
23 **760**

24       (1) An agreement has been reached between the governor and the  
25 department of fish and wildlife sergeants association/teamsters 760  
26 under the provisions of chapter 41.56 RCW for the 2021-2023 fiscal  
27 biennium. This is the first stand-alone agreement for this unit since  
28 its separation from the coalition of unions under chapter 41.80 RCW  
29 provided in the 2020 legislative session. Funding is provided to fund  
30 the agreement, which does not include wage increases but does allow  
31 the agreement to be reopened to negotiate compensation for fiscal  
32 year 2023.

33       (2) An agreement has been reached between the governor and the  
34 department of fish and wildlife sergeants association/teamsters 760  
35 under the provisions of chapter 41.56 RCW for fiscal year 2023. The  
36 agreement includes and funding is provided for implementing a  
37 redesigned classification and compensation structure for the fish and  
38 wildlife enforcement classes and payment of educational incentives

1 for employees who have obtained an associate degree (2 percent base  
2 pay) or bachelor's degree (4 percent base pay).

3 **Sec. 910.** 2021 c 334 s 917 (uncodified) is amended to read as  
4 follows:

5 **COLLECTIVE BARGAINING AGREEMENT—FISH AND WILDLIFE ENFORCEMENT**  
6 **OFFICERS GUILD**

7 (1) An agreement has been reached between the governor and the  
8 fish and wildlife enforcement officers guild through an interest  
9 arbitration award under the provisions of chapter 41.56 RCW for the  
10 2021-2023 fiscal biennium. This is the first stand-alone agreement  
11 for this unit since its separation from the coalition of unions under  
12 chapter 41.80 RCW provided in the 2020 legislative session. Funding  
13 is provided to fund the award, which does not include wage increases  
14 but does allow the agreement to be reopened to negotiate base rate of  
15 pay for fiscal year 2023. The arbitration award also includes and  
16 funding is provided for an education incentive for employees who have  
17 obtained an associate's degree (2 percent of base pay) or bachelor's  
18 degree (4 percent of base pay), increased opportunities to work on  
19 holidays and receive holiday pay, and workers compensation top-off  
20 pay equivalent to the LEOFF II supplement. Finally, funding is  
21 provided for an increase in the clothing allowance for qualifying  
22 employees by \$100 per year per employee.

23 (2) An agreement has been reached between the governor and the  
24 fish and wildlife enforcement officers guild under the provisions of  
25 chapter 41.56 RCW for fiscal year 2023. The agreement includes and  
26 funding is provided for implementing a redesigned classification and  
27 compensation structure of the fish and wildlife enforcement classes.

28 **Sec. 911.** 2021 c 334 s 918 (uncodified) is amended to read as  
29 follows:

30 **COLLECTIVE BARGAINING AGREEMENT—WFSE HIGHER EDUCATION COMMUNITY**  
31 **COLLEGE COALITION**

32 (1) An agreement has been reached between the governor and the  
33 Washington federation of state employees community college coalition  
34 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal  
35 biennium. Funding is provided to fund the agreement, which does not  
36 include wage increases.

37 (2) An agreement has been reached between the governor and the  
38 Washington federation of state employees community college coalition

1 under the provisions of chapter 41.80 RCW for fiscal year 2023. The  
2 agreement includes and funding is provided for a general wage  
3 increase of 3.25 percent for fiscal year 2023 and a lump sum payment  
4 for employees hired before July 1, 2022.

5 **Sec. 912.** 2021 c 334 s 919 (uncodified) is amended to read as  
6 follows:

7 **COLLECTIVE BARGAINING AGREEMENT—WPEA HIGHER EDUCATION COMMUNITY**  
8 **COLLEGE COALITION**

9 (1) An agreement has been reached between the governor and the  
10 Washington public employees association community college coalition  
11 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal  
12 biennium. Funding is provided to fund the agreement, which does not  
13 include wage increases.

14 (2) An agreement has been reached between the governor and the  
15 Washington public employees association community college coalition  
16 under the provisions of chapter 41.80 RCW for fiscal year 2023. The  
17 agreement includes and funding is provided for a general wage  
18 increase of 3.25 percent for fiscal year 2023 and a lump sum payment  
19 for employees hired before July 1, 2022.

20 **Sec. 913.** 2021 c 334 s 920 (uncodified) is amended to read as  
21 follows:

22 **COLLECTIVE BARGAINING AGREEMENT—WSP TROOPERS ASSOCIATION**

23 (1) An agreement has been reached between the governor and the  
24 Washington state patrol troopers association under the provisions of  
25 chapter 41.56 RCW for the 2021-2023 fiscal biennium. Funding is  
26 provided to fund the agreement, which does not include general wages  
27 increases but does provide the ability to request to reopen the  
28 compensation article for the purpose of bargaining base rate of pay  
29 for fiscal year 2023.

30 (2) An agreement has been reached between the governor and the  
31 Washington state patrol troopers association under the provisions of  
32 chapter 41.56 RCW for fiscal year 2023. The agreement includes and  
33 funding is provided for a general wage increase of 10 percent for  
34 fiscal year 2023.

35 **Sec. 914.** 2021 c 334 s 921 (uncodified) is amended to read as  
36 follows:

1 **COLLECTIVE BARGAINING AGREEMENT—WSP LIEUTENANTS AND CAPTAINS**  
2 **ASSOCIATION**

3 (1) An agreement has been reached between the governor and the  
4 Washington state patrol lieutenants and captains association under  
5 the provisions of chapter 41.56 RCW for the 2021-2023 fiscal  
6 biennium. Funding is provided to fund the agreement, which does not  
7 include general wages increases but does provide the ability to  
8 request to reopen the compensation article for the purpose of  
9 bargaining base rate of pay for fiscal year 2023.

10 (2) An agreement has been reached between the governor and the  
11 Washington state patrol lieutenants and captains association under  
12 the provisions of chapter 41.56 RCW for fiscal year 2023. The  
13 agreement includes and funding is provided for a general wage  
14 increase of 10 percent for fiscal year 2023.

15 **Sec. 915.** 2021 c 334 s 922 (uncodified) is amended to read as  
16 follows:

17 **COLLECTIVE BARGAINING AGREEMENT—WPEA**

18 (1) An agreement has been reached between the governor and the  
19 Washington public employees association general government under the  
20 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.  
21 Funding is provided to fund the agreement, which includes some minor  
22 modifications but does not include wage increases. In addition, the  
23 agreement includes 24 furlough days for designated positions.

24 (2) An agreement has been reached between the governor and the  
25 Washington public employees association general government under the  
26 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement  
27 includes and funding is provided for a general wage increase of 3.25  
28 percent for fiscal year 2023 and a lump sum payment for employees  
29 hired before July 1, 2022.

30 **Sec. 916.** 2021 c 334 s 923 (uncodified) is amended to read as  
31 follows:

32 **COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF**  
33 **ENTERPRISE SERVICES**

34 (1) An agreement has not been reached between the governor and  
35 the international brotherhood of teamsters local 117 pursuant to  
36 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Pursuant to RCW  
37 41.80.010(6), funding is provided for fiscal year 2022 to fund the

1 terms of the 2019-2021 agreement and for fiscal year 2023 to fund the  
2 terms according to law.

3 (2) Again, an agreement has not been reached between the governor  
4 and the international brotherhood of teamsters local 117 department  
5 of enterprise services under the provisions of chapter 41.80 RCW for  
6 fiscal year 2023. Pursuant to RCW 41.80.010(6), the employer may  
7 unilaterally implement according to law. Therefore, funding is  
8 provided for a general wage increase of 3.25 percent for fiscal year  
9 2023 and a lump sum payment for employees hired before July 1, 2022.

10 NEW SECTION. Sec. 917. A new section is added to 2021 c 334  
11 (uncodified) to read as follows:

12 **COLLECTIVE BARGAINING AGREEMENT—TEAMSTERS LOCAL 117 DEPARTMENT OF**  
13 **CORRECTIONS**

14 An agreement has been reached between the governor and the  
15 international brotherhood of teamsters local 117 department of  
16 corrections through an interest arbitration award pursuant to chapter  
17 41.80 RCW for the 2021-2023 fiscal biennium. The interest arbitration  
18 award included and funding is provided for a general wage increase of  
19 4 percent, targeted wage increases, a lump sum payment for all  
20 employees, and premium pay for working on McNeil Island.

21 **Sec. 918.** 2021 c 334 s 924 (uncodified) is amended to read as  
22 follows:

23 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 925**

24 (1) An agreement has been reached between the University of  
25 Washington and the service employees international union local 925  
26 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal  
27 biennium. The agreement includes and funding is provided for an  
28 extension of the 2019-2021 collective bargaining agreement. The  
29 agreement does not include either a general wage increase or  
30 mandatory employee furloughs.

31 (2) An agreement has been reached between the University of  
32 Washington and the service employees international union labor 925  
33 under the provisions of chapter 41.80 RCW for fiscal year 2023. The  
34 agreement includes and funding is provided for a general wage  
35 increase of 3 percent for fiscal year 2023, evening shift  
36 differential, night shift differential, standby pay, and weekend pay  
37 premium for specified job classifications. In addition, the agreement



1 includes and funding is provided for recruitment and retention  
2 increases and lump sum payments for specified job classifications.

3 **Sec. 919.** 2021 c 334 s 925 (uncodified) is amended to read as  
4 follows:

5 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—SEIU 1199**  
6 **RESEARCH/HALL HEALTH**

7 (1) An agreement has been reached between the University of  
8 Washington and the service employees international union local 1199  
9 research/hall health under the provisions of chapter 41.80 RCW for  
10 the 2021-2023 fiscal biennium. The agreement includes and funding is  
11 provided for an extension of the 2019-2021 collective bargaining  
12 agreement. The agreement does not include either a general wage  
13 increase or mandatory employee furloughs.

14 (2) An agreement has been reached between the University of  
15 Washington and the service employees international union local 1199  
16 research/hall health under the provisions of chapter 41.80 RCW for  
17 fiscal year 2023. The agreement includes and funding is provided for  
18 a general wage increase of 3 percent for fiscal year 2023 and lump  
19 sum payments for employees.

20 **Sec. 920.** 2021 c 334 s 928 (uncodified) is amended to read as  
21 follows:

22 **COLLECTIVE BARGAINING AGREEMENT—UNIVERSITY OF WASHINGTON—WFSE**

23 (1) An agreement has been reached between the University of  
24 Washington and the Washington federation of state employees under the  
25 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.  
26 The agreement includes and funding is provided for an extension of  
27 the 2019-2021 collective bargaining agreement, and an expansion of  
28 the Harborview and University of Washington Medical Center EVS  
29 custodians weekend premium. The agreement does not include either a  
30 general wage increase or mandatory employee furloughs.

31 (2) An agreement has been reached between the University of  
32 Washington and the Washington federation of state employees under the  
33 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement  
34 includes and funding is provided for a general wage increase of 3  
35 percent for fiscal year 2023, evening shift differential, night shift  
36 differential, standby pay, and weekend pay premium, for specified job  
37 classifications.

1       **Sec. 921.** 2021 c 334 s 929 (uncodified) is amended to read as  
2 follows:

3 **COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WFSE**

4       (1) An agreement has been reached between the Washington State  
5 University and the Washington federation of state employees 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 changes to compensation or benefits. In addition, the agreement does  
9 not include mandatory employee furloughs.

10       (2) An agreement has been reached between the Washington State  
11 University and the Washington federation of state employees 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 any lump sum payment agreed upon in  
15 the agreement between the governor and the Washington federation of  
16 state employees for general government employees.

17       **Sec. 922.** 2021 c 334 s 930 (uncodified) is amended to read as  
18 follows:

19 **COLLECTIVE BARGAINING AGREEMENT—WASHINGTON STATE UNIVERSITY—WSU**  
20 **POLICE GUILD BARGAINING UNIT 4**

21       (1) An agreement has been reached between the Washington State  
22 University and the WSU police guild bargaining unit 4 under the  
23 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.  
24 Funding is provided to fund the agreement, which does not include  
25 changes to compensation or benefits. In addition, the agreement does  
26 not include mandatory employee furloughs.

27       (2) An agreement has been reached between the Washington State  
28 University and the WSU police guild bargaining unit 4 under the  
29 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement  
30 includes and funding is provided for a general wage increase of 3.3  
31 percent for fiscal year 2023.

32       **Sec. 923.** 2021 c 334 s 932 (uncodified) is amended to read as  
33 follows:

34 **COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—WFSE**

35       (1) An agreement has been reached between Central Washington  
36 University and the Washington federation of state employees under the  
37 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.

1 Funding is provided to fund the agreement, which does not include  
2 either a general wage increase or mandatory employee furloughs.

3 (2) An agreement has been reached between the Central Washington  
4 University and the Washington federation of state employees under the  
5 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement  
6 includes any general wage increase and lump sum payment agreed upon  
7 in the agreement between the governor and the Washington federation  
8 of state employees for general government employees. Therefore, the  
9 agreement includes and funding is provided for a general wage  
10 increase of 3.25 percent for fiscal year 2023, and a lump sum payment  
11 for employees who were employed continuously starting on or before  
12 July 1, 2021, through June 30, 2022.

13 **Sec. 924.** 2021 c 334 s 933 (uncodified) is amended to read as  
14 follows:

15 **COLLECTIVE BARGAINING AGREEMENT—CENTRAL WASHINGTON UNIVERSITY—PSE**

16 (1) An agreement has been reached between Central Washington  
17 University and the public school employees under the provisions of  
18 chapter 41.80 RCW for the 2021-2023 fiscal biennium. Funding is  
19 provided to fund the agreement, which does not include either a  
20 general wage increase or mandatory employee furloughs.

21 (2) An agreement has been reached between the Central Washington  
22 University and the public school employees under the provisions of  
23 chapter 41.80 RCW for fiscal year 2023. The agreement includes any  
24 general wage increase and lump sum payment agreed upon in the  
25 agreement between the governor and the Washington federation of state  
26 employees. Therefore, funding is provided for a general wage increase  
27 of 3.25 percent for fiscal year 2023, and a lump sum payment for  
28 employees who were employed continuously starting on or before July  
29 1, 2021, through June 30, 2022.

30 **Sec. 925.** 2021 c 334 s 934 (uncodified) is amended to read as  
31 follows:

32 **COLLECTIVE BARGAINING AGREEMENT—THE EVERGREEN STATE COLLEGE—WFSE**

33 (1) An agreement has been reached between The Evergreen State  
34 College and the Washington federation of state employees supervisory  
35 and nonsupervisory units under the provisions of chapter 41.80 RCW  
36 for the 2021-2023 fiscal biennium. Funding is provided to fund the  
37 agreement, which does not include either a general wage increase or  
38 mandatory employee furloughs.

1 (2) An agreement has been reached between The Evergreen State  
2 College and the Washington federation of state employees under the  
3 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement  
4 includes any general wage increase agreed upon in the agreement  
5 between the governor and the Washington federation of state employees  
6 for general government employees. Therefore, funding is provided for  
7 a general wage increase of 3.25 percent for fiscal year 2023.

8 **Sec. 926.** 2021 c 334 s 935 (uncodified) is amended to read as  
9 follows:

10 **COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—WFSE**

11 (1) An agreement has been reached between Western Washington  
12 University and the Washington federation of state employees  
13 bargaining units A, B, and E under the provisions of chapter 41.80  
14 RCW for the 2021-2023 fiscal biennium. Funding is provided to fund  
15 the agreement, which does not include either a general wage increase  
16 or mandatory employee furloughs.

17 (2) An agreement has been reached between Western Washington  
18 University and the Washington federation of state employees under the  
19 provisions of chapter 41.80 RCW for fiscal year 2023. The agreement  
20 includes any general wage increase and lump sum payment agreed upon  
21 in the agreement between the governor and the Washington federation  
22 of state employees for general government employees. Therefore,  
23 funding is provided for a general wage increase of 3.25 percent for  
24 fiscal year 2023, and a lump sum payment for employees who were  
25 employed continuously starting on or before July 1, 2021, through  
26 June 30, 2022.

27 **Sec. 927.** 2021 c 334 s 936 (uncodified) is amended to read as  
28 follows:

29 **COLLECTIVE BARGAINING AGREEMENT—WESTERN WASHINGTON UNIVERSITY—PSE**

30 (1) An agreement has not been reached between Western Washington  
31 University and the public school employees bargaining units D and PT  
32 under the provisions of chapter 41.80 RCW for the 2021-2023 fiscal  
33 biennium. Pursuant to RCW 41.80.010(6), funding is provided for  
34 fiscal year 2022 to fund the terms of the 2019-2021 agreement and for  
35 fiscal year 2023 to fund the terms according to law.

36 (2) An agreement has been reached between Western Washington  
37 University and the public school employees bargaining units D and PT  
38 under the provisions of chapter 41.80 RCW for fiscal year 2023. The

1 agreement includes any general wage increase and lump sum payment  
2 agreed upon in the agreement between the governor and the Washington  
3 federation of state employees for general government employees.  
4 Therefore, funding is provided for a general wage increase of 3.25  
5 percent for fiscal year 2023, and a lump sum payment for employees  
6 who were employed continuously starting on or before July 1, 2021,  
7 through June 30, 2022.

8       **Sec. 928.** 2021 c 334 s 940 (uncodified) is amended to read as  
9 follows:

10 **COMPENSATION—REPRESENTED EMPLOYEES—HEALTH CARE COALITION—INSURANCE**  
11 **BENEFITS**

12       An agreement was reached for the 2021-2023 biennium between the  
13 governor and the health care coalition under the provisions of  
14 chapter 41.80 RCW. Appropriations in this act for state agencies,  
15 including institutions of higher education, are sufficient to  
16 implement the provisions of the 2021-2023 collective bargaining  
17 agreement, which maintains the provisions of the prior agreement,  
18 other than provision of gift cards through the wellness program, and  
19 are subject to the following conditions and limitations:

20       The monthly employer funding rate for insurance benefit premiums,  
21 public employees' benefits board administration, and the uniform  
22 medical plan, shall not exceed \$936 per eligible employee for fiscal  
23 year 2022. For fiscal year 2023, the monthly employer funding rate  
24 shall not exceed (~~(\$1,091)~~) \$1,184 per eligible employee.

25       The board shall collect a twenty-five dollar per month surcharge  
26 payment from members who use tobacco products and a surcharge payment  
27 of not less than fifty dollars per month from members who cover a  
28 spouse or domestic partner where the spouse or domestic partner has  
29 chosen not to enroll in another employer-based group health insurance  
30 that has benefits and premiums with an actuarial value of not less  
31 than ninety-five percent of the actuarial value of the public  
32 employees' benefits board plan with the largest enrollment. The  
33 surcharge payments shall be collected in addition to the member  
34 premium payment if directed by the legislature.

35       **Sec. 929.** 2021 c 334 s 941 (uncodified) is amended to read as  
36 follows:

37 **COMPENSATION—REPRESENTED EMPLOYEES OUTSIDE HEALTH CARE COALITION—**  
38 **INSURANCE BENEFITS**

1 Appropriations for state agencies in this act are sufficient for  
2 represented employees outside the coalition for health benefits, and  
3 are subject to the following conditions and limitations: The monthly  
4 employer funding rate for insurance benefit premiums, public  
5 employees' benefits board administration, and the uniform medical  
6 plan, may not exceed \$936 per eligible employee for fiscal year 2022.  
7 For fiscal year 2023, the monthly employer funding rate may not  
8 exceed (~~(\$1,091)~~) \$1,184 per eligible employee.

9 **Sec. 930.** 2021 c 334 s 942 (uncodified) is amended to read as  
10 follows:

11 **COMPENSATION—SCHOOL EMPLOYEES—INSURANCE BENEFITS**

12 An agreement was reached for the 2021-2023 biennium between the  
13 governor and the school employee coalition under the provisions of  
14 chapters 41.56 and 41.59 RCW. Appropriations in this act for  
15 allocations to school districts are sufficient to implement the  
16 provisions of the 2021-2023 collective bargaining agreement, which  
17 maintains the provisions of the prior agreement, and are subject to  
18 the following conditions and limitations:

19 (1) The monthly employer funding rate for insurance benefit  
20 premiums, school employees' benefits board administration, retiree  
21 remittance, and the uniform medical plan, shall not exceed \$968 per  
22 eligible employee in the 2021-22 school year. For the 2022-23 school  
23 year, the monthly employer funding rate shall not exceed (~~(\$1,032)~~)  
24 \$1,026 per eligible employee. Employers will contribute one hundred  
25 percent of the retiree remittance defined in (~~section 943 of this~~  
26 ~~act~~) section 931 of this act, which is included as part of the above  
27 monthly employer funding rate. These rates are sufficient to cover  
28 the cost to provide virtual access to behavioral health resources and  
29 interventions and case management.

30 (2) For the purposes of distributing insurance benefits,  
31 certificated staff units as determined in section 504 of this act  
32 will be multiplied by 1.02 and classified staff units as determined  
33 in section 504 of this act will be multiplied by 1.43.

34 (3) Except as provided by the parties' health care agreement, in  
35 order to achieve the level of funding provided for health benefits,  
36 the school employees' benefits board shall require any or all of the  
37 following: Employee premium copayments, increases in point-of-service  
38 cost sharing, the implementation of managed competition, or other  
39 changes to benefits consistent with RCW 41.05.740. The board shall

1 collect a twenty-five dollar per month surcharge payment from members  
2 who use tobacco products and a surcharge payment of not less than  
3 fifty dollars per month from members who cover a spouse or domestic  
4 partner where the spouse or domestic partner has chosen not to enroll  
5 in another employer-based group health insurance that has benefits  
6 and premiums with an actuarial value of not less than ninety-five  
7 percent of the actuarial value of the public employees' benefits  
8 board plan with the largest enrollment. The surcharge payments shall  
9 be collected in addition to the member premium payment if directed by  
10 the legislature.

11 (4) The health care authority shall deposit any moneys received  
12 on behalf of the school employees' medical plan as a result of  
13 rebates on prescription drugs, audits of hospitals, subrogation  
14 payments, or any other moneys recovered as a result of prior uniform  
15 medical plan claims payments, into the school employees' and  
16 retirees' insurance account to be used for insurance benefits. Such  
17 receipts may not be used for administrative expenditures.

18 **Sec. 931.** 2021 c 334 s 943 (uncodified) is amended to read as  
19 follows:

20 **COMPENSATION—NONREPRESENTED EMPLOYEES—INSURANCE BENEFITS**

21 Appropriations for state agencies in this act are sufficient for  
22 nonrepresented state employee health benefits for state agencies,  
23 including institutions of higher education, and are subject to the  
24 following conditions and limitations:

25 (1) The employer monthly funding rate for insurance benefit  
26 premiums, public employees' benefits board administration, and the  
27 uniform medical plan, shall not exceed \$936 per eligible employee for  
28 fiscal year 2022. For fiscal year 2023, the monthly employer funding  
29 rate shall not exceed (~~(\$1,091)~~) \$1,184 per eligible employee. These  
30 rates assume the use of plan surplus from the 2019-2021 fiscal  
31 biennium in fiscal year 2022.

32 (2) The health care authority, subject to the approval of the  
33 public employees' benefits board, shall provide subsidies for health  
34 benefit premiums to eligible retired or disabled public employees and  
35 school district employees who are eligible for medicare, pursuant to  
36 RCW 41.05.085. For calendar years 2022 and 2023, the subsidy shall be  
37 up to \$183 per month. Funds from reserves accumulated for future  
38 adverse claims experience, from past favorable claims experience, or

1 otherwise, may not be used to increase this retiree subsidy beyond  
2 what is authorized by the legislature in this subsection.

3 (3) School districts and educational service districts shall  
4 remit to the health care authority for deposit into the public  
5 employees' and retirees' insurance account established in RCW  
6 41.05.120 the following amounts:

7 (a) For each full-time employee, \$72.08 per month beginning  
8 September 1, 2021, and (~~(\$80.04)~~) \$74.52 beginning September 1, 2022;

9 (b) For each part-time employee, who at the time of the  
10 remittance is employed in an eligible position as defined in RCW  
11 41.32.010 or 41.40.010 and is eligible for employer fringe benefit  
12 contributions for basic benefits, \$72.08 each month beginning  
13 September 1, 2021, and (~~(\$80.04)~~) \$74.52 beginning September 1, 2022,  
14 prorated by the proportion of employer fringe benefit contributions  
15 for a full-time employee that the part-time employee receives. The  
16 remittance requirements specified in this subsection do not apply to  
17 employees of a technical college, school district, or educational  
18 service district who purchase insurance benefits through contracts  
19 with the health care authority.

20 NEW SECTION. **Sec. 932.** A new section is added to 2021 c 334  
21 (uncodified) to read as follows:

22 **INITIATIVE 732 COST-OF-LIVING INCREASES**

23 Part 6 of this act includes funding for a cost of living  
24 adjustment for state employees pursuant to Initiative Measure No. 732  
25 for a total increase of 4.743 percent, effective July 1, 2022.

26 NEW SECTION. **Sec. 933.** A new section is added to 2021 c 334  
27 (uncodified) to read as follows:

28 **GENERAL WAGE INCREASES**

29 (1) Appropriations for state agency employee compensation in this  
30 act are sufficient to provide general wage increases to state agency  
31 employees and employees of institutions of higher education, who are  
32 not represented or who bargain under statutory authority other than  
33 chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475.

34 (2) Funding is provided for a 3.25 percent salary increase  
35 effective July 1, 2022, for all classified employees as specified in  
36 subsection (1) of this section, employees in the Washington  
37 management service, and exempt employees under the jurisdiction of  
38 the office of financial management. The appropriations are also



1 sufficient to fund a 3.25 percent salary increase effective July 1,  
2 2022, for executive, legislative, and judicial branch employees  
3 exempt from merit system rules whose maximum salaries are not set by  
4 the commission on salaries of elected officials.

5 **Sec. 934.** 2021 c 334 s 945 (uncodified) is amended to read as  
6 follows:

7 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—WFSE LANGUAGE**  
8 **ACCESS PROVIDERS**

9 (1) An agreement has been reached between the governor and the  
10 Washington federation of state employees for the language access  
11 providers under the provisions of chapter 41.56 RCW for the 2021-2023  
12 fiscal biennium. Funding is provided for an in-person interpreting  
13 rate increase of \$0.12 per hour for each of fiscal year 2022 and  
14 fiscal year 2023. In addition, other terms of the agreement that are  
15 funded include a continuation of the social service mileage premium.

16 (2) An agreement has been reached between the governor and the  
17 Washington federation of state employees for the language access  
18 providers under the provisions of chapter 41.56 RCW for fiscal year  
19 2023. The agreement includes and funding is provided for an hourly  
20 rate increase of \$1.04 for fiscal year 2023.

21 **Sec. 935.** 2021 c 334 s 946 (uncodified) is amended to read as  
22 follows:

23 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 775**  
24 **HOME CARE WORKERS**

25 (1) An agreement has been reached between the governor and the  
26 service employees international union local 775 through an interest  
27 arbitration award under the provisions of chapter 74.39A RCW and  
28 41.56 RCW for the 2021-2023 fiscal biennium. Funding is provided for  
29 the arbitration award that includes increases to wages and benefits  
30 and certain improvements in the second year of the agreement. Wages  
31 are increased approximately 3 percent over the biennium. Health care  
32 contributions are increased 5 percent each year of the agreement.  
33 Beginning July 1, 2022, individual providers will receive credit on  
34 the wage scale for verifiable hours worked for a related home care  
35 agency and time and one-half pay for hours worked on two holidays  
36 (Independence Day and New Year's Eve).

37 (2) An agreement has been reached between the governor and the  
38 service employees international union local 775 under the provisions

1 of chapter 74.39A RCW and chapter 41.56 RCW for fiscal year 2023. The  
2 agreement includes and funding is provided for an increase to the  
3 base rate for fiscal year 2023.

4 **Sec. 936.** 2021 c 334 s 947 (uncodified) is amended to read as  
5 follows:

6 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—SEIU LOCAL 925**  
7 **CHILDCARE WORKERS**

8 (1) An agreement has been reached between the governor and the  
9 service employees international union local 925 under the provisions  
10 of chapter 41.56 RCW for the 2021-2023 fiscal biennium. Funding is  
11 provided for an increase in the hourly rate of care provided by  
12 family, friends, and neighbor providers (FFNs) in fiscal year 2023  
13 from \$2.65 to \$3.00. The agreement maintains the current subsidy  
14 rates for licensed providers for fiscal year 2022 and includes an  
15 agreement to bargain over possible adjustments to rates for fiscal  
16 year 2023. In addition, the agreement includes and funding is  
17 provided to increase the rate paid to providers who reach level 3.5  
18 of the state's early achievers quality rating system by 2 percent,  
19 bringing the rate to 15 percent above the base subsidy rate. Lastly,  
20 the agreement includes and funding is provided to increase the  
21 nonstandard hour care rate from \$80.00 to \$90.00 per child per month.

22 (2) An agreement has been reached between the governor and the  
23 service employees international union local 925 under the provisions  
24 of chapter 41.56 RCW for fiscal year 2023. The agreement includes and  
25 funding is provided for a cost of care rate enhancement for fiscal  
26 year 2023.

27 **Sec. 937.** 2021 c 334 s 948 (uncodified) is amended to read as  
28 follows:

29 **COLLECTIVE BARGAINING AGREEMENT FOR NONSTATE EMPLOYEES—ADULT FAMILY**  
30 **HOME COUNCIL**

31 (1) 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 the 2021-2023 fiscal biennium. Funding is provided for a 3  
34 percent increase to the wages and administrative component of the  
35 base daily rate adult family home providers receive for CARE  
36 classifications A through D beginning July 1, 2021, and a 3 percent  
37 increase in E classifications beginning July 1, 2022. The agreement  
38 also includes and funds are provided for a one-time, 3 percent

1 increase to the health care and mandatory training components of the  
2 rates beginning July 1, 2021.

3 (2) An agreement has been reached between the governor and the  
4 adult family home council under the provisions of chapter 41.56 RCW  
5 for fiscal year 2023. The agreement includes and funding is provided  
6 for an increase to the base rate and increase in the training  
7 contribution for fiscal year 2023.

8 NEW SECTION. Sec. 938. A new section is added to 2021 c 334  
9 (uncodified) to read as follows:

10 **COMPENSATION—PENSION CONTRIBUTIONS**

11 Appropriations to state agencies include funding for an increase  
12 in pension contribution rates for several state pension systems as  
13 provided in this section.

14 (1) An increase of 0.14 percent is funded for state employer  
15 contributions to the public employees' retirement system, the public  
16 safety employees' retirement systems, and the school employees'  
17 retirement system. An increase of 0.27 percent for employer  
18 contributions to the teachers' retirement system is funded. These  
19 increases are provided for the purpose of a one-time, ongoing pension  
20 increase for retirees in the public employees' retirement system plan  
21 1 and teachers' retirement system plan 1, as provided in Substitute  
22 Senate Bill No. 5676 (providing a benefit increase to certain  
23 retirees of the public employees' retirement system plan 1 and the  
24 teachers' retirement system plan 1). If the bill is not enacted by  
25 June 30, 2022, this subsection shall lapse.

26 (2) An increase of 0.13 percent is funded for state employer  
27 contributions to the Washington state patrol retirement system. These  
28 increases are provided for the purpose of expanding no-cost  
29 interruptive military service credit to individuals that were issued  
30 an expeditionary medal, as provided in Senate Bill No. 5726 (military  
31 service credit). If the bill is not enacted by June 30, 2022, this  
32 subsection shall lapse.

33 (3) An increase of 0.10 percent is funded for state employer  
34 contributions to the public safety employees' retirement system.  
35 These increases are provided for the cost to provide an enhanced  
36 disability benefit to members of this system who experience a  
37 qualifying catastrophic disability on the job, as provided in Senate  
38 Bill No. 5748 (PSERS disability benefits). If the bill is not enacted  
39 by June 30, 2022, this subsection shall lapse.

1        NEW SECTION.    **Sec. 939.**    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 gender-based 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) Where feasible, the task force may invite and consult with:  
2 (i) An agent representing the federal bureau of investigation;  
3 (ii) An agent representing the office of the United States  
4 attorneys;

5 (iii) Federally recognized tribes located in a state adjacent to  
6 Washington state; and

7 (iv) Any experts or professionals involved and having expertise  
8 in the topic of missing and murdered indigenous women and people.

9 (2) The legislative members shall convene the initial meeting of  
10 the task force no later than the end of 2021 and thereafter convene:

11 (a) A minimum of two subsequent meetings annually. The membership  
12 shall select the task force's cochairs, which must include one  
13 legislator and one nonlegislative member; and

14 (b) One summit annually with the state agencies involved with the  
15 task force under subsection (1) of this section, federally recognized  
16 Indian tribes in Washington state, federally recognized tribes  
17 located in a state adjacent to Washington state, and urban Indian  
18 organizations.

19 (3) The task force shall review the laws and policies relating to  
20 missing and murdered American Indian and Alaska Native people. The  
21 task force shall review current policies and develop recommendations  
22 for the purpose of:

23 (a) Assessing systemic causes behind gender-based violence  
24 including patterns and underlying historical, social and economic,  
25 institutional, and cultural factors which may contribute to  
26 disproportionately high levels of gender-based violence that occur  
27 against American Indian and Alaska Native people and ways to improve  
28 cross-border coordination between law enforcement and federally  
29 recognized tribes that share a state border with Washington state;

30 (b) Assessing data tracking and reporting practices relating to  
31 gender-based violence against American Indian and Alaska Native  
32 people in Washington state;

33 (c) Making recommendations and best practices for improving:

34 (i) The collection and reporting of data by tribal, local, and  
35 state law enforcement agencies to more effectively understand and  
36 address issues of gender-based violence facing American Indian and  
37 Alaska Native people; and

38 (ii) Jurisdictional and data sharing issues on tribal reservation  
39 land and urban areas that impact gender-based violence against  
40 American Indian and Alaska Native people;

1 (d) Reviewing prosecutorial trends and practices relating to  
2 crimes of gender-based violence against American Indian and Alaska  
3 Native people in Washington state;

4 (e) Identifying barriers to providing more state resources in  
5 tracking gender-based violence against American Indian and Alaska  
6 Native people and reducing the incidences of gender-based violence;

7 (f) Assessing and identifying state resources to support programs  
8 and services for survivors, families of survivors, and tribal and  
9 urban Indian service providers working with American Indian and  
10 Alaska Native people that have experienced gender-based violence; and

11 (g) Identifying and making recommendations for increasing state  
12 resources for trainings on culturally attuned best practices for  
13 working with American Indian and Alaska Native communities for  
14 tribal, local, and state law enforcement personnel in Washington  
15 state.

16 (4) The task force, with the assistance of the Washington state  
17 office of the attorney general, must consult with federally  
18 recognized tribes in Washington state and in states bordering  
19 Washington state, and engage with urban Indian organizations to  
20 submit a status report including any initial findings,  
21 recommendations, and progress updates to the governor and the  
22 appropriate committees of the legislature by August 1, 2022, and a  
23 final report by June 1, 2023.

24 (5)(a) The office of the attorney general administers and  
25 provides staff support to the task force, organizes the summit, and  
26 oversees the development of the two task force reports. The office of  
27 the attorney general may contract for the summit.

28 (b) The Washington state office of the attorney general may, when  
29 deemed necessary by the task force, retain consultants to provide  
30 data analysis, research, recommendations, and other services to the  
31 task force for the purposes provided in subsection (3) of this  
32 section.

33 (c) The Washington state office of the attorney general may share  
34 and exchange information received or created on behalf of the task  
35 force with other states, federally recognized Indian tribes, urban  
36 Indian organizations, and other national groups working on missing  
37 and murdered indigenous women and people issues.

38 (6) Legislative members of the task force are reimbursed for  
39 travel expenses in accordance with RCW 44.04.120. Nonlegislative  
40 members are not entitled to be reimbursed for travel expenses if they

1 are elected officials or are participating on behalf of an employer,  
2 governmental entity, or other organization. Any reimbursement for  
3 other nonlegislative members is subject to chapter 43.03 RCW.

4 (7) To ensure that the task force has diverse and inclusive  
5 representation of those affected by its work, task force members  
6 whose participation in the task force may be hampered by financial  
7 hardship may apply for a stipend in an amount not to exceed \$100 for  
8 each day during which the member attends an official meeting of the  
9 task force or performs statutorily prescribed duties approved by the  
10 office of the attorney general. A person shall not receive  
11 compensation for a day of service under this section if the person:

12 (a) Occupies a position, normally regarded as full-time in  
13 nature, in any agency of the federal government, Washington state  
14 government, or Washington state local government; and

15 (b) Receives any compensation from such government for working  
16 that day. The office of the attorney general, by staffing the task  
17 force, is authorized to assess eligibility for the stipend as limited  
18 by available financial resources.

19 NEW SECTION. **Sec. 940.** A new section is added to 2021 c 334  
20 (uncodified) to read as follows:

21 (1)(a) A joint select legislative task force on the future of the  
22 Washington fish and wildlife commission is established, with members  
23 as provided in this subsection.

24 (i) The president of the senate shall appoint two members from  
25 each of the two largest caucuses of the senate.

26 (ii) The speaker of the house of representatives shall appoint  
27 two members from each of the two largest caucuses of the house of  
28 representatives.

29 (iii) The governor shall appoint two members representing the  
30 governor's office.

31 (b) The task force shall choose its cochairs from among its  
32 legislative membership. The legislative membership shall convene the  
33 initial meeting of the task force.

34 (2) The task force shall study and provide recommendations on how  
35 the commission can be changed to better manage and reflect the needs  
36 of the state.

37 (3) Staff support for the task force must be provided by the  
38 senate committee services and the house of representatives office of  
39 program research.

1 (4) 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 (5) The expenses of the task force must be paid jointly by the  
8 senate and the house of representatives. Task force expenditures are  
9 subject to approval by the senate facilities and operations committee  
10 and the house of representatives executive rules committee, or their  
11 successor committees.

12 (6) The task force shall report its findings and recommendations  
13 to the governor and the appropriate committees of the legislature by  
14 December 1, 2022.

15 NEW SECTION. **Sec. 941.** A new section is added to 2021 c 334  
16 (uncodified) to read as follows:

17 (1) The health care authority must establish a psilocybin  
18 services wellness and opportunity work group as provided in this  
19 section.

20 (2) The director of the authority, or the director's designee,  
21 must chair the work group. The authority must appoint members to the  
22 work group including but not limited to the following:

23 (a) The secretary of the department of health or the secretary's  
24 designee;

25 (b) The director of the liquor and cannabis board or the  
26 director's designee;

27 (c) The director of the department of agriculture or the  
28 director's designee;

29 (d) A military veteran, or representative of an organization that  
30 advocates on behalf of military veterans, with knowledge of  
31 psilocybin;

32 (e) Up to two recognized indigenous practitioners with knowledge  
33 of the use of psilocybin or other psychedelic compounds in their  
34 communities;

35 (f) An individual with expertise in disability rights advocacy;

36 (g) A member of the nursing profession with knowledge of  
37 psilocybin;

38 (h) A psychologist with knowledge of psilocybin;



1 (i) A mental health counselor, marriage and family therapist, or  
2 social worker with knowledge of psilocybin;

3 (j) A physician with knowledge of psilocybin;

4 (k) A health researcher with expertise in health equity;

5 (l) A representative of the cannabis industry with knowledge of  
6 regulation of cannabis businesses in Washington;

7 (m) An advocate from the LGBTQIA community with knowledge of the  
8 experience of behavioral health issues within that community;

9 (n) A member of the psychedelic medicine alliance of Washington;  
10 and

11 (o) Up to two members with lived experience of utilizing  
12 psilocybin.

13 (3) The chair must convene the first meeting of the work group no  
14 later than June 30, 2022. The work group must provide a preliminary  
15 brief report to the governor and appropriate committees of the  
16 legislature by December 1, 2022, focusing on subsection (4)(a), (b),  
17 and (c) of this section, and a final report by December 1, 2023. The  
18 work group may form subcommittees and adopt procedures necessary to  
19 facilitate its work.

20 (4) The duties of the work group shall include, but not be  
21 limited to, the following activities:

22 (a) Review the Oregon health authority's proposed rules for the  
23 regulation of psilocybin and assess the impact the adoption of  
24 substantially similar laws and rules or Senate Bill No. 5660 would  
25 have in Washington state, and identify specific areas where a  
26 different approach may be necessary or desirable;

27 (b) Review systems and procedures established by the liquor and  
28 cannabis board to monitor manufacturing, testing, and tracking of  
29 cannabis to determine suitability and adaptations required for use  
30 with psilocybin if Washington adopts legislation substantially  
31 similar to the Oregon psilocybin services act or Senate Bill No.  
32 5660;

33 (c) Review the social opportunity program proposed in Senate Bill  
34 No. 5660 for the purpose of recommending improvements or enhancements  
35 to promote equitable access to a potential legal psilocybin industry  
36 within an operable administrative framework;

37 (d) Assess functional requirements of Senate Bill No. 5660 that  
38 would exceed the expertise and capacity of the department of health  
39 and identify opportunities for development or collaboration with  
40 other state agencies and entities to meet the requirements; and

1 (e) Discuss options to integrate licensed behavioral health  
2 professionals into the practice of psilocybin therapy under the  
3 framework of Senate Bill No. 5660 where appropriate.

4 (5) The department of health, liquor and cannabis board, and  
5 department of agriculture must provide subject matter expertise and  
6 support to work group and subcommittee meetings. For the department  
7 of health, subject matter expertise includes knowledge and experience  
8 with rule making and the regulation of health professionals and  
9 health facilities.

10 (6) Meetings of the psilocybin services wellness and opportunity  
11 work group shall be open to the public.

12 (7) Members participating on behalf of an employer, governmental  
13 entity, or other organization are not entitled to be reimbursed for  
14 travel expenses if they are elected officials or are participating on  
15 behalf of an employer, governmental entity, or other organization.  
16 Any reimbursement for other nonlegislative members is subject to  
17 chapter 43.03 RCW.

18 NEW SECTION. **Sec. 942.** A new section is added to chapter 43.79  
19 RCW to read as follows:

20 The strategic enterprise resource planning technology account is  
21 created in the state treasury. Revenues to the account shall consist  
22 of appropriations and transfers by the legislature and all other  
23 funding directed for deposit into the account. Moneys in the account  
24 may be spent only after appropriation. Expenditures from the account  
25 are for costs related to information technology projects. Moneys in  
26 the account may be used only for information technology projects  
27 projected to cost more than \$250 million from initiation of the  
28 project through its implementation date and excludes maintenance and  
29 operations costs to be incurred after implementation.

30 NEW SECTION. **Sec. 943.** A new section is added to chapter 43.79  
31 RCW to read as follows:

32 (1) The community reinvestment account is created in the state  
33 treasury. All receipts from legislative appropriations must be  
34 deposited into the account. Moneys in the account may be spent only  
35 after appropriation.

36 (2) Expenditures from the account may be used by the department  
37 of commerce for:

1 (a) Economic development, which includes addressing wealth  
2 disparities to promote asset building such as home ownership and  
3 expanding access to financial resources including, but not limited  
4 to, grants and loans for small businesses and entrepreneurs,  
5 financial literacy training, and other small business training and  
6 support activities;

7 (b) Civil and criminal legal assistance to provide postconviction  
8 relief and case assistance, including the expungement of criminal  
9 records and vacation of criminal convictions;

10 (c) Community-based violence intervention and prevention  
11 services, which may include after-school programs focused on  
12 providing education and mentorship to youths; and

13 (d) Reentry services to facilitate successful transitions for  
14 persons formerly incarcerated in an adult correctional facility or  
15 juvenile residential facility in Washington.

16 (3) The distribution of the grants under this section must be  
17 done in collaboration with the governor's office of Indian affairs  
18 and "by and for community organizations" as defined by the department  
19 of commerce and the office of equity.

20 **Sec. 944.** RCW 28C.04.525 and 1995 1st sp.s. c 7 s 2 are each  
21 amended to read as follows:

22 The Washington award for vocational excellence program is  
23 established. The purposes of this annual program are to:

24 (1) Maximize public awareness of the achievements, leadership  
25 ability, and community contributions of the students enrolled in  
26 occupational training programs in high schools, community colleges,  
27 and technical colleges;

28 (2) Emphasize the dignity of work in our society;

29 (3) Instill respect for those who become skilled in crafts and  
30 technology;

31 (4) Recognize the value of vocational education and its  
32 contribution to the economy of this state;

33 (5) Foster business, labor, and community involvement in  
34 vocational-technical training programs and in this award program; and

35 (6) Recognize the outstanding achievements of up to three  
36 vocational or technical students, at least two of whom should be  
37 graduating high school students, in each legislative district. For  
38 the 2021-22 school year, recognize the outstanding achievements of  
39 vocational or technical students throughout the state. Students who

1 have completed at least one year of a vocational-technical program in  
2 a community college or public technical college may also be  
3 recognized.

4 **Sec. 945.** RCW 41.60.050 and 2021 c 334 s 967 are each amended to  
5 read as follows:

6 The legislature shall appropriate from the personnel service fund  
7 for the payment of administrative costs of the productivity board.  
8 However, during the 2015-2017, 2017-2019, and 2019-2021(~~(, and~~  
9 ~~2021-2023))~~) fiscal biennia, the operations of the productivity board  
10 shall be suspended.

11 **Sec. 946.** RCW 43.31.605 and 2021 c 115 s 5 are each amended to  
12 read as follows:

13 (1)(a) Subject to the availability of funds for this purpose, the  
14 landlord mitigation program is created and administered by the  
15 department. The department shall have such rule-making authority as  
16 the department deems necessary to administer the program.

17 (b) The following types of claims related to landlord mitigation  
18 for renting private market rental units to low-income tenants using a  
19 housing subsidy program are eligible for reimbursement from the  
20 landlord mitigation program account:

21 (i) Up to one thousand dollars for improvements identified in RCW  
22 59.18.255(1)(a). In order to be eligible for reimbursement under this  
23 subsection (1)(b)(i), the landlord must pay for the first five  
24 hundred dollars for improvements, and rent to the tenant whose  
25 housing subsidy program was conditioned on the real property passing  
26 inspection. Reimbursement under this subsection (1)(b)(i) may also  
27 include up to fourteen days of lost rental income from the date of  
28 offer of housing to the applicant whose housing subsidy program was  
29 conditioned on the real property passing inspection until move in by  
30 that applicant;

31 (ii) Reimbursement for damages as reflected in a judgment  
32 obtained against the tenant through either an unlawful detainer  
33 proceeding, or through a civil action in a court of competent  
34 jurisdiction after a hearing;

35 (iii) Reimbursement for damages established pursuant to  
36 subsection (2) of this section; and

37 (iv) Reimbursement for unpaid rent and unpaid utilities, provided  
38 that the landlord can evidence it to the department's satisfaction.

1 (c) Claims related to landlord mitigation for an unpaid judgment  
2 for rent, unpaid judgments resulting from the tenant's failure to  
3 comply with an installment payment agreement identified in RCW  
4 59.18.610, late fees, attorneys' fees, and costs after a court order  
5 pursuant to RCW 59.18.410(3), including any unpaid portion of the  
6 judgment after the tenant defaults on the payment plan pursuant to  
7 RCW 59.18.410(3)(c), are eligible for reimbursement from the landlord  
8 mitigation program account and are exempt from any postjudgment  
9 interest required under RCW 4.56.110. Any claim for reimbursement  
10 made pursuant to RCW 59.18.410(3)(e)(ii) must be accompanied by a  
11 court order staying the writ of restitution pursuant to RCW  
12 59.18.410(3). Any claim for reimbursement under this subsection  
13 (1)(c) is not an entitlement.

14 (i) The department shall provide for a form on its website for  
15 tenants and landlords to apply for reimbursement funds for the  
16 landlord pursuant to this subsection (1)(c).

17 (ii) The form must include: (A) Space for the landlord and tenant  
18 to provide names, mailing addresses, phone numbers, date of birth for  
19 the tenant, and any other identifying information necessary for the  
20 department to process payment; (B) the landlord's statewide vendor  
21 identification number and how to obtain one; (C) name and address to  
22 whom payment must be made; (D) the amount of the judgment with  
23 instructions to include any other supporting documentation the  
24 department may need to process payment; (E) instructions for how the  
25 tenant is to reimburse the department under (c)(iii) of this  
26 subsection; (F) a description of the consequences if the tenant does  
27 not reimburse the department as provided in this subsection (1)(c);  
28 (G) a signature line for the landlord and tenant to confirm that they  
29 have read and understood the contents of the form and program; and  
30 (H) any other information necessary for the operation of the program.  
31 If the tenant has not signed the form after the landlord has made  
32 good faith efforts to obtain the tenant's signature, the landlord may  
33 solely submit the form but must attest to the amount of money owed  
34 and sign the form under penalty of perjury.

35 (iii) When a landlord has been reimbursed pursuant to this  
36 subsection (1)(c), the tenant for whom payment was made shall  
37 reimburse the department by depositing the amount disbursed from the  
38 landlord mitigation program account into the court registry of the  
39 superior court in which the judgment was entered. The tenant or other  
40 interested party may seek an ex parte order of the court under the

1 unlawful detainer action to order such funds to be disbursed by the  
2 court. Upon entry of the order, the court clerk shall disburse the  
3 funds and include a case number with any payment issued to the  
4 department. If directed by the court, a clerk shall issue any  
5 payments made by a tenant to the department without further court  
6 order.

7 (iv) The department may deny an application made by a tenant who  
8 has failed to reimburse the department for prior payments issued  
9 pursuant to this subsection (1)(c).

10 (v) With any disbursement from the account to the landlord, the  
11 department shall notify the tenant at the address provided within the  
12 application that a disbursement has been made to the landlord on the  
13 tenant's behalf and that failure to reimburse the account for the  
14 payment through the court registry may result in a denial of a future  
15 application to the account pursuant to this subsection (1)(c). The  
16 department may include any other additional information about how to  
17 reimburse the account it deems necessary to fully inform the tenant.

18 (vi) The department's duties with respect to obtaining  
19 reimbursement from the tenant to the account are limited to those  
20 specified within this subsection (1)(c).

21 (vii) If at any time funds do not exist in the landlord  
22 mitigation program account to reimburse claims submitted under this  
23 subsection (1)(c), the department must create and maintain a waitlist  
24 and distribute funds in the order the claims are received pursuant to  
25 subsection (6) of this section. Payment of any claims on the waitlist  
26 shall be made only from the landlord mitigation program account. The  
27 department shall not be civilly or criminally liable and may not have  
28 any penalty or cause of action of any nature arise against it  
29 regarding the provision or lack of provision of funds for  
30 reimbursement.

31 (d) (i) Claims related to landlord mitigation for:

32 (A) Up to \$15,000 in unpaid rent that accrued between March 1,  
33 2020, and six months following the expiration of the eviction  
34 moratorium and the tenant being low-income, limited resourced or  
35 experiencing hardship, voluntarily vacated or abandoned the tenancy;  
36 or

37 (B) Up to \$15,000 in remaining unpaid rent if a tenant defaults  
38 on a repayment plan entered into under RCW 59.18.630 are eligible for  
39 reimbursement from the landlord mitigation program account subject to

1 the program requirements under this section, provided the tenancy has  
2 not been terminated at the time of reimbursement.

3 (ii) A landlord is ineligible for reimbursement under this  
4 subsection (1)(d) where the tenant vacated the tenancy because of an  
5 unlawful detainer action under RCW 59.12.030(3).

6 (iii) A landlord in receipt of reimbursement from the program  
7 pursuant to this subsection (1)(d) is prohibited from:

8 (A) Taking legal action against the tenant for damages or any  
9 remaining unpaid rent accrued between March 1, 2020, and six months  
10 following the expiration of the eviction moratorium attributable to  
11 the same tenancy; or

12 (B) Pursuing collection, or authorizing another entity to pursue  
13 collection on the landlord's behalf, of a judgment against the tenant  
14 for damages or any remaining unpaid rent accrued between March 1,  
15 2020, and six months following the expiration of the eviction  
16 moratorium attributable to the same tenancy.

17 (2) In order for a claim under subsection (1)(b)(iii) of this  
18 section to be eligible for reimbursement from the landlord mitigation  
19 program account, a landlord must:

20 (a) Have ensured that the rental property was inspected at the  
21 commencement of the tenancy by both the tenant and the landlord or  
22 landlord's agent and that a detailed written move-in property  
23 inspection report, as required in RCW 59.18.260, was prepared and  
24 signed by both the tenant and the landlord or landlord's agent;

25 (b) Make repairs and then apply for reimbursement to the  
26 department;

27 (c) Submit a claim on a form to be determined by the department,  
28 signed under penalty of perjury; and

29 (d) Submit to the department copies of the move-in property  
30 inspection report specified in (a) of this subsection and supporting  
31 materials including, but not limited to, before repair and after  
32 repair photographs, videos, copies of repair receipts for labor and  
33 materials, and such other documentation or information as the  
34 department may request.

35 (3) The department shall make reasonable efforts to review a  
36 claim within ten business days from the date it received properly  
37 submitted and complete claims to the satisfaction of the department.  
38 In reviewing a claim pursuant to subsection (1)(b) of this section,  
39 and determining eligibility for reimbursement, the department must  
40 receive documentation, acceptable to the department in its sole

1 discretion, that the claim involves a private market rental unit  
2 rented to a low-income tenant who is using a housing subsidy program.

3 (4) Claims pursuant to subsection (1)(b) of this section related  
4 to a tenancy must total at least five hundred dollars in order for a  
5 claim to be eligible for reimbursement from the program. While claims  
6 or damages may exceed five thousand dollars, total reimbursement from  
7 the program may not exceed five thousand dollars per tenancy. For the  
8 2021-2023 fiscal biennium, while claims or damages may exceed  
9 \$15,000, total reimbursement from the program may not exceed \$15,000  
10 per tenancy.

11 (5) Damages, beyond wear and tear, that are eligible for  
12 reimbursement include, but are not limited to: Interior wall gouges  
13 and holes; damage to doors and cabinets, including hardware; carpet  
14 stains or burns; cracked tiles or hard surfaces; broken windows;  
15 damage to household fixtures such as disposal, toilet, sink, sink  
16 handle, ceiling fan, and lighting. Other property damages beyond  
17 normal wear and tear may also be eligible for reimbursement at the  
18 department's discretion.

19 (6) All reimbursements for eligible claims shall be made on a  
20 first-come, first-served basis, to the extent of available funds. The  
21 department shall use best efforts to notify the tenant of the amount  
22 and the reasons for any reimbursements made.

23 (7) The department, in its sole discretion, may inspect the  
24 property and the landlord's records related to a claim, including the  
25 use of a third-party inspector as needed to investigate fraud, to  
26 assist in making its claim review and determination of eligibility.

27 (8) A landlord in receipt of reimbursement from the program  
28 pursuant to subsection (1)(b) of this section is prohibited from:

29 (a) Taking legal action against the tenant for damages  
30 attributable to the same tenancy; or

31 (b) Pursuing collection, or authorizing another entity to pursue  
32 collection on the landlord's behalf, of a judgment against the tenant  
33 for damages attributable to the same tenancy.

34 (9) A landlord denied reimbursement under subsection (1)(b)(iii)  
35 of this section may seek to obtain a judgment from a court of  
36 competent jurisdiction and, if successful, may resubmit a claim for  
37 damages supported by the judgment, along with a certified copy of the  
38 judgment. The department may reimburse the landlord for that portion  
39 of such judgment that is based on damages reimbursable under the



1 landlord mitigation program, subject to the limitations set forth in  
2 this section.

3 (10) Determinations regarding reimbursements shall be made by the  
4 department in its sole discretion.

5 (11) The department must establish a website that advertises the  
6 landlord mitigation program, the availability of reimbursement from  
7 the landlord mitigation program account, and maintains or links to  
8 the agency rules and policies established pursuant to this section.

9 (12) Neither the state, the department, or persons acting on  
10 behalf of the department, while acting within the scope of their  
11 employment or agency, is liable to any person for any loss, damage,  
12 harm, or other consequence resulting directly or indirectly from the  
13 department's administration of the landlord mitigation program or  
14 determinations under this section.

15 (13)(a) A report to the appropriate committees of the legislature  
16 on the effectiveness of the program and recommended modifications  
17 shall be submitted to the governor and the appropriate committees of  
18 the legislature by January 1, 2021. In preparing the report, the  
19 department shall convene and solicit input from a group of  
20 stakeholders to include representatives of large multifamily housing  
21 property owners or managers, small rental housing owners in both  
22 rural and urban markets, a representative of tenant advocates, and a  
23 representative of the housing authorities.

24 (b) The report shall include discussion of the effectiveness of  
25 the program as well as the department's recommendations to improve  
26 the program, and shall include the following:

27 (i) The number of total claims and total amount reimbursed to  
28 landlords by the fund;

29 (ii) Any indices of fraud identified by the department;

30 (iii) Any reports by the department regarding inspections  
31 authorized by and conducted on behalf of the department;

32 (iv) An outline of the process to obtain reimbursement for  
33 improvements and for damages from the fund;

34 (v) An outline of the process to obtain reimbursement for lost  
35 rent due to the rental inspection and tenant screening process,  
36 together with the total amount reimbursed for such damages;

37 (vi) An evaluation of the feasibility for expanding the use of  
38 the mitigation fund to provide up to ninety-day no interest loans to  
39 landlords who have not received timely rental payments from a housing  
40 authority that is administering section 8 rental assistance;

1 (vii) Any other modifications and recommendations made by  
2 stakeholders to improve the effectiveness and applicability of the  
3 program.

4 (14) As used in this section:

5 (a) "Housing subsidy program" means a housing voucher as  
6 established under 42 U.S.C. Sec. 1437 as of January 1, 2018, or other  
7 housing subsidy program including, but not limited to, valid short-  
8 term or long-term federal, state, or local government, private  
9 nonprofit, or other assistance program in which the tenant's rent is  
10 paid either partially by the program and partially by the tenant, or  
11 completely by the program directly to the landlord;

12 (b) "Low-income" means income that does not exceed eighty percent  
13 of the median income for the standard metropolitan statistical area  
14 in which the private market rental unit is located; and

15 (c) "Private market rental unit" means any unit available for  
16 rent that is owned by an individual, corporation, limited liability  
17 company, nonprofit housing provider, or other entity structure, but  
18 does not include housing acquired, or constructed by a public housing  
19 agency under 42 U.S.C. Sec. 1437 as it existed on January 1, 2018.

20 **Sec. 947.** 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. 948.** 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. 949.** RCW 43.79.505 and 2019 c 251 s 9 are each amended to  
2 read as follows:

3       The judicial stabilization trust account is created within the  
4 state treasury, subject to appropriation. All receipts from the  
5 surcharges authorized by RCW 3.62.060(2), 12.40.020, 36.18.018(4),  
6 and 36.18.020(5) shall be deposited in this account. Moneys in the  
7 account may be spent only after appropriation.

8       Expenditures from the account may be used only for the support of  
9 judicial branch agencies and, for the 2021-2023 fiscal biennium, for  
10 expenditures to address state and local costs related to the *State v.*  
11 *Blake* decision.

12       **Sec. 950.** RCW 43.83B.430 and 2020 c 168 s 6 are each amended to  
13 read as follows:

14       The state drought preparedness and response account is created in  
15 the state treasury. All receipts from appropriated funds designated  
16 for the account and all cost recovery revenues collected under RCW  
17 43.83B.410(5) must be deposited into the account. Expenditures from  
18 the account may be used for drought preparedness and response  
19 activities under this chapter, including grants issued under RCW  
20 43.83B.415. During the 2021-2023 fiscal biennium, moneys in the  
21 account may be used for water banking pilot projects. Moneys in the  
22 account may be spent only after appropriation.

23       **Sec. 951.** RCW 43.101.435 and 2019 c 415 s 971 are each amended  
24 to read as follows:

25       The Washington internet crimes against children account is  
26 created in the custody of the state treasurer. All receipts from  
27 legislative appropriations, donations, gifts, grants, and funds from  
28 federal or private sources must be deposited into the account.  
29 Expenditures from the account must be used exclusively by the  
30 Washington internet crimes against children task force and its  
31 affiliate agencies for combating internet-facilitated crimes against  
32 children, promoting education on internet safety to the public and to  
33 minors, and rescuing child victims from abuse and exploitation. Only  
34 the criminal justice training commission or the commission's designee  
35 may authorize expenditures from the account. The account is subject  
36 to allotment procedures under chapter 43.88 RCW, but an appropriation  
37 is not required for expenditures. The commission may enter into  
38 agreements with the Washington association of sheriffs and police

1 chiefs to administer grants and other activities funded by the  
2 account and be paid an administrative fee not to exceed three percent  
3 of expenditures. During the 2019-2021 and 2021-2023 fiscal  
4 (~~biennium~~) biennia, moneys in the account may be used by the  
5 Washington state patrol for activities related to the missing and  
6 exploited children task force.

7 **Sec. 952.** RCW 43.216.1368 and 2021 c 199 s 201 are each amended  
8 to read as follows:

9 (1) It is the intent of the legislature to increase working  
10 families' access to affordable, high quality child care and to  
11 support the expansion of the workforce to support businesses and the  
12 statewide economy.

13 (2) Beginning October 1, 2021, a family is eligible for working  
14 connections child care when the household's annual income is at or  
15 below 60 percent of the state median income adjusted for family size  
16 and:

17 (a) The child receiving care is: (i) Less than 13 years of age;  
18 or (ii) less than 19 years of age and has a verified special need  
19 according to department rule or is under court supervision; and

20 (b) The household meets all other program eligibility  
21 requirements.

22 (3) Beginning July 1, 2025, a family is eligible for working  
23 connections child care when the household's annual income is above 60  
24 percent and at or below 75 percent of the state median income  
25 adjusted for family size and:

26 (a) The child receiving care is: (i) Less than 13 years of age;  
27 or (ii) less than 19 years of age and has a verified special need  
28 according to department rule or is under court supervision; and

29 (b) The household meets all other program eligibility  
30 requirements.

31 (4) Beginning July 1, 2027, and subject to the availability of  
32 amounts appropriated for this specific purpose, a family is eligible  
33 for working connections child care when the household's annual income  
34 is above 75 percent of the state median income and is at or below 85  
35 percent of the state median income adjusted for family size and:

36 (a) The child receiving care is: (i) Less than 13 years of age;  
37 or (ii) less than 19 years of age and has a verified special need  
38 according to department rule or is under court supervision; and



1 (b) The household meets all other program eligibility  
2 requirements.

3 (5) (a) Beginning ((July)) October 1, 2021, through June 30, 2023,  
4 the department must calculate a monthly copayment according to the  
5 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

15 (b) Beginning July 1, 2023, the department must calculate a  
16 monthly copayment according to the following schedule:

If the household's income is:	Then the household's maximum monthly copayment is:
At or below 20 percent of the state median income	Waived to the extent allowable under federal law; otherwise, a maximum of \$15
Above 20 percent and at or below 36 percent of the state median income	\$65
Above 36 percent and at or below 50 percent of the state median income	\$90
Above 50 percent and at or below 60 percent of the state median income	\$165

26 (c) Beginning July 1, 2025, the department must calculate a  
27 maximum monthly copayment of \$215 for households with incomes above  
28 60 percent and at or below 75 percent of the state median income.

29 (d) Subject to the availability of amounts appropriated for this  
30 specific purpose, the department shall adopt a copayment model for  
31 households with annual incomes above 75 percent of the state median  
32 income and at or below 85 percent of the state median income. The  
33 model must calculate a copayment for each household that is no  
34 greater than seven percent of the household's countable income within  
35 this income range.

1 (e) The department may adjust the copayment schedule to comply  
2 with federal law.

3 (6) The department must adopt rules to implement this section,  
4 including an income phase-out eligibility period.

5 **Sec. 953.** RCW 43.216.270 and 2020 c 270 s 9 are each amended to  
6 read as follows:

7 (1)(a) In determining whether an individual is of appropriate  
8 character, suitability, and competence to provide child care and  
9 early learning services to children, the department may consider the  
10 history of past involvement of child protective services or law  
11 enforcement agencies with the individual for the purpose of  
12 establishing a pattern of conduct, behavior, or inaction with regard  
13 to the health, safety, or welfare of a child. No report of child  
14 abuse or neglect that has been destroyed or expunged under RCW  
15 26.44.031 may be used for such purposes. No unfounded or inconclusive  
16 allegation of child abuse or neglect as defined in RCW 26.44.020 may  
17 be disclosed to a provider licensed under this chapter.

18 (b) The department may not deny or delay a license to provide  
19 child care and early learning services under this chapter to an  
20 individual solely because of a founded finding of physical abuse or  
21 negligent treatment or maltreatment involving the individual revealed  
22 in the background check process or solely because the individual's  
23 child was found by a court to be dependent as a result of a finding  
24 that the individual abused or neglected their child pursuant to RCW  
25 13.34.030(6)(b) when that founded finding or court finding is  
26 accompanied by a certificate of parental improvement as defined in  
27 chapter 74.13 RCW related to the same incident.

28 (2) In order to determine the suitability of individuals newly  
29 applying for an agency license, new licensees, their new employees,  
30 and other persons who newly have unsupervised access to children in  
31 child care, shall be fingerprinted.

32 (a) The fingerprints shall be forwarded to the Washington state  
33 patrol and federal bureau of investigation for a criminal history  
34 record check.

35 (b)(i) All individuals applying for first-time agency licenses,  
36 all new employees, and other persons who have not been previously  
37 qualified by the department to have unsupervised access to children  
38 in child care must be fingerprinted and obtain a criminal history  
39 record check pursuant to this section.

1           (ii) (~~Persons~~) Except during fiscal year 2023, persons required  
2 to be fingerprinted and obtain a criminal history record check  
3 pursuant to this section must pay for the cost of this check as  
4 follows: The fee established by the Washington state patrol for the  
5 criminal background history check, including the cost of obtaining  
6 the fingerprints; and a fee paid to the department for the cost of  
7 administering the individual-based/portable background check  
8 clearance registry. The fee paid to the department must be deposited  
9 into the individual-based/portable background check clearance account  
10 established in RCW 43.216.273. The licensee may, but need not, pay  
11 these costs on behalf of a prospective employee or reimburse the  
12 prospective employee for these costs. The licensee and the  
13 prospective employee may share these costs.

14           (c) The secretary shall use the fingerprint criminal history  
15 record check information solely for the purpose of determining  
16 eligibility for a license and for determining the character,  
17 suitability, and competence of those persons or agencies, excluding  
18 parents, not required to be licensed who are authorized to care for  
19 children.

20           (d) Criminal justice agencies shall provide the secretary such  
21 information as they may have and that the secretary may require for  
22 such purpose.

23           (e) No later than July 1, 2013, all agency licensees holding  
24 licenses prior to July 1, 2012, persons who were employees before  
25 July 1, 2012, and persons who have been qualified by the department  
26 before July 1, 2012, to have unsupervised access to children in child  
27 care, must submit a new background application to the department. The  
28 department must require persons submitting a new background  
29 application pursuant to this subsection (2)(e) to pay a fee to the  
30 department for the cost of administering the individual-based/  
31 portable background check clearance registry. This fee must be paid  
32 into the individual-based/portable background check clearance account  
33 established in RCW 43.216.273. The licensee may, but need not, pay  
34 these costs on behalf of a prospective employee or reimburse the  
35 prospective employee for these costs. The licensee and the  
36 prospective employee may share these costs.

37           (f) The department shall issue a background check clearance card  
38 or certificate to the applicant if after the completion of a  
39 background check the department concludes the applicant is qualified  
40 for unsupervised access to children in child care. The background

1 check clearance card or certificate is valid for three years from the  
2 date of issuance. A valid card or certificate must be accepted by a  
3 potential employer as proof that the applicant has successfully  
4 completed a background check as required under this chapter. For  
5 purposes of renewal of the background clearance card or certificate,  
6 all agency licensees holding a license, persons who are employees,  
7 and persons who have been previously qualified by the department,  
8 must submit a new background application to the department on a date  
9 to be determined by the department. ((The)) Except during fiscal year  
10 2023, fee requirements applicable to this section also apply to  
11 background clearance renewal applications.

12 (g) The original applicant for an agency license, licensees,  
13 their employees, and other persons who have unsupervised access to  
14 children in child care shall submit a new background check  
15 application to the department, on a form and by a date as determined  
16 by the department.

17 (h) The payment requirements applicable to (a) through (g) of  
18 this subsection do not apply to persons who:

19 (i) Provide regularly scheduled care for a child or children in  
20 the home of the provider or in the home of the child or children for  
21 periods of less than twenty-four hours or, if necessary due to the  
22 nature of the parent's work, for periods equal to or greater than  
23 twenty-four hours;

24 (ii) Receive child care subsidies; and

25 (iii) Are exempt from licensing under this chapter.

26 (i) The applicant and agency shall maintain on-site for  
27 inspection a copy of the background check clearance card or  
28 certificate.

29 (j) Individuals who have been issued a background check clearance  
30 card or certificate shall report nonconviction and conviction  
31 information to the department within twenty-four hours of the event  
32 constituting the nonconviction or conviction information.

33 (k) The department shall investigate and conduct a  
34 redetermination of an applicant's or licensee's background clearance  
35 if the department receives a complaint or information from  
36 individuals, a law enforcement agency, or other federal, state, or  
37 local government agency. Subject to the requirements contained in RCW  
38 43.216.325 and 43.216.327 and based on a determination that an  
39 individual lacks the appropriate character, suitability, or  
40 competence to provide child care or early learning services to

1 children, the department may: (i) Invalidate the background card or  
2 certificate; or (ii) suspend, modify, or revoke any license  
3 authorized by this chapter.

4 (3) To satisfy the shared background check requirements of the  
5 department of children, youth, and families, the office of the  
6 superintendent of public instruction, and the department of social  
7 and health services, each department shall share federal fingerprint-  
8 based background check results as permitted under the law. The  
9 purpose of this provision is to allow these departments to fulfill  
10 their joint background check responsibility of checking any  
11 individual who may have unsupervised access to vulnerable adults,  
12 children, or juveniles. These departments may not share the federal  
13 background check results with any other state agency or person.

14 (4) Individuals who have completed a fingerprint background check  
15 as required by the office of the superintendent of public  
16 instruction, consistent with RCW 28A.400.303, and have been  
17 continuously employed by the same school district or educational  
18 service district, can meet the requirements in subsection (2) of this  
19 section by providing a true and accurate copy of their Washington  
20 state patrol and federal bureau of investigation background check  
21 report results to the department or if the school district or the  
22 educational service district provides an affidavit to the department  
23 that the individual has been authorized to work by the school  
24 district or educational service district after completing a record  
25 check consistent with RCW 28A.400.303. The department may require  
26 that additional background checks be completed that do not require  
27 additional fingerprinting and, except during fiscal year 2023, may  
28 charge a fee for these additional background checks.

29 **Sec. 954.** RCW 43.348.080 and 2019 c 445 s 403 are each amended  
30 to read as follows:

31 (1) The Andy Hill cancer research endowment fund match transfer  
32 account is created in the custody of the state treasury to be used  
33 solely and exclusively for the program created in RCW 43.348.040.  
34 Moneys in the account may be spent only after appropriation. The  
35 purpose of the account is to provide matching funds for the fund and  
36 administrative costs. Expenditures to fund or reimburse the program  
37 administrator are not subject to the requirements of subsection (4)  
38 of this section.

1 (2) The legislature must appropriate a state match, up to a  
2 maximum of ten million dollars annually, beginning July 1, 2016, and  
3 each July 1st following the end of the fiscal year from tax  
4 collections and penalties generated from enforcement of state taxes  
5 on cigarettes and other tobacco products by the state liquor and  
6 cannabis board or other federal, state or local law or tax  
7 enforcement agency, as determined by the department of revenue. Tax  
8 collections include any cigarette tax, other tobacco product tax, and  
9 retail sales and use tax. Any amounts deposited into this account  
10 from the tax imposed under RCW 82.25.010 in excess of the cap  
11 provided in this subsection must be deposited into the foundational  
12 public health services account created in RCW 82.25.015.

13 (3) Revenues to the account must consist of deposits into the  
14 account, taxes imposed on vapor products under RCW 82.25.010,  
15 legislative appropriations, and any gifts, grants, or donations  
16 received by the department for this purpose.

17 (4) Each fiscal biennium, the legislature must appropriate to the  
18 department of commerce such amounts as estimated to be the balance of  
19 the account to provide state matching funds.

20 (5) Expenditures, in the form of matching funds, from the account  
21 may be made only upon receipt of proof from the program administrator  
22 of nonstate or private contributions to the fund for the program.  
23 Expenditures, in the form of matching funds, may not exceed the total  
24 amount of nonstate or private contributions.

25 (6) The department must enter into an appropriate agreement with  
26 the program administrator to demonstrate exchange of consideration  
27 for the matching funds.

28 (7) Moneys expended into the account in fiscal year 2023 pursuant  
29 to section 707 of this act are not subject to the requirements of  
30 subsections (5) and (6) of this section.

31 **Sec. 955.** RCW 50A.10.030 and 2019 c 13 s 21 are each amended to  
32 read as follows:

33 (1)(a) Beginning January 1, 2019, the department shall assess for  
34 each individual in employment with an employer and for each  
35 individual electing coverage a premium based on the amount of the  
36 individual's wages subject to subsection (4) of this section.

37 (b) The premium rate for family leave benefits shall be equal to  
38 one-third of the total premium rate.

1 (c) The premium rate for medical leave benefits shall be equal to  
2 two-thirds of the total premium rate.

3 (2) For calendar year 2022 and thereafter, the commissioner shall  
4 determine the percentage of paid claims related to family leave  
5 benefits and the percentage of paid claims related to medical leave  
6 benefits and adjust the premium rates set in subsection (1)(b) and  
7 (c) of this section by the proportional share of paid claims.

8 (3)(a) Beginning January 1, 2019, and ending December 31, 2020,  
9 the total premium rate shall be four-tenths of one percent of the  
10 individual's wages subject to subsection (4) of this section.

11 (b) For family leave premiums, an employer may deduct from the  
12 wages of each employee up to the full amount of the premium required.

13 (c) For medical leave premiums, an employer may deduct from the  
14 wages of each employee up to forty-five percent of the full amount of  
15 the premium required.

16 (d) An employer may elect to pay all or any portion of the  
17 employee's share of the premium for family leave or medical leave  
18 benefits, or both.

19 (4) The commissioner must annually set a maximum limit on the  
20 amount of wages that is subject to a premium assessment under this  
21 section that is equal to the maximum wages subject to taxation for  
22 social security as determined by the social security administration.

23 (5)(a) Employers with fewer than fifty employees employed in the  
24 state are not required to pay the employer portion of premiums for  
25 family and medical leave.

26 (b) If an employer with fewer than fifty employees elects to pay  
27 the premiums, the employer is then eligible for assistance under RCW  
28 50A.24.010.

29 (6) For calendar year 2021 and thereafter, the total premium rate  
30 shall be based on the family and medical leave insurance account  
31 balance ratio as of September 30th of the previous year. The  
32 commissioner shall calculate the account balance ratio by dividing  
33 the balance of the family and medical leave insurance account by  
34 total covered wages paid by employers and those electing coverage.  
35 The division shall be carried to the fourth decimal place with the  
36 remaining fraction disregarded unless it amounts to five hundred-  
37 thousandths or more, in which case the fourth decimal place shall be  
38 rounded to the next higher digit. If the account balance ratio is:

39 (a) Zero to nine hundredths of one percent, the premium is six  
40 tenths of one percent of the individual's wages;

1 (b) One tenth of one percent to nineteen hundredths of one  
2 percent, the premium is five tenths of one percent of the  
3 individual's wages;

4 (c) Two tenths of one percent to twenty-nine hundredths of one  
5 percent, the premium is four tenths of one percent of the  
6 individual's wages;

7 (d) Three tenths of one percent to thirty-nine hundredths of one  
8 percent, the premium is three tenths of one percent of the  
9 individual's wages;

10 (e) Four tenths of one percent to forty-nine hundredths of one  
11 percent, the premium is two tenths of one percent of the individual's  
12 wages; or

13 (f) Five tenths of one percent or greater, the premium is one  
14 tenth of one percent of the individual's wages.

15 (7) Beginning January 1, 2021, if the account balance ratio  
16 calculated in subsection (6) of this section is below five hundredths  
17 of one percent, the commissioner must assess a solvency surcharge at  
18 the lowest rate necessary to provide revenue to pay for the  
19 administrative and benefit costs of family and medical leave, for the  
20 calendar year, as determined by the commissioner. The solvency  
21 surcharge shall be at least one-tenth of one percent and no more than  
22 six-tenths of one percent and be added to the total premium rate for  
23 family and medical leave benefits. Any projected expenditures of  
24 general fund moneys into the family and medical leave insurance  
25 account pursuant to section 715 of this act must be excluded from the  
26 commissioner's determination of the necessary revenue to pay the  
27 administrative and benefit costs of family and medical leave for the  
28 calendar year.

29 (8) (a) The employer must collect from the employees the premiums  
30 and any surcharges provided under this section through payroll  
31 deductions and remit the amounts collected to the department.

32 (b) In collecting employee premiums through payroll deductions,  
33 the employer shall act as the agent of the employees and shall remit  
34 the amounts to the department as required by this title.

35 (c) On September 30th of each year, the department shall average  
36 the number of employees reported by an employer over the last four  
37 completed calendar quarters to determine the size of the employer for  
38 the next calendar year for the purposes of this section and RCW  
39 50A.24.010.



1 (9) Premiums shall be collected in the manner and at such  
2 intervals as provided in this title and directed by the department.

3 (10) Premiums collected under this section are placed in trust  
4 for the employees and employers that the program is intended to  
5 assist.

6 (11) A city, code city, town, county, or political subdivision  
7 may not enact a charter, ordinance, regulation, rule, or resolution:

8 (a) Creating a paid family or medical leave insurance program  
9 that alters or amends the requirements of this title for any private  
10 employer;

11 (b) Providing for local enforcement of the provisions of this  
12 title; or

13 (c) Requiring private employers to supplement duration of leave  
14 or amount of wage replacement benefits provided under this title.

15 **Sec. 956.** RCW 70A.200.140 and 2021 c 334 s 987 are each amended  
16 to read as follows:

17 (1) There is hereby created an account within the state treasury  
18 to be known as the waste reduction, recycling, and litter control  
19 account. Moneys in the account may be spent only after appropriation.  
20 Expenditures from the waste reduction, recycling, and litter control  
21 account shall be used as follows:

22 (a) Forty percent to the department of ecology, primarily for use  
23 by the departments of ecology, natural resources, revenue,  
24 transportation, and corrections, and the parks and recreation  
25 commission, for litter collection programs under RCW 70A.200.170. The  
26 amount to the department of ecology shall also be used for a central  
27 coordination function for litter control efforts statewide; to  
28 support employment of youth in litter cleanup as intended in RCW  
29 70A.200.020, and for litter pick up using other authorized agencies;  
30 and for statewide public awareness programs under RCW 70A.200.150(7).  
31 The amount to the department shall also be used to defray the costs  
32 of administering the funding, coordination, and oversight of local  
33 government programs for waste reduction, litter control, recycling,  
34 and composting so that local governments can apply one hundred  
35 percent of their funding to achieving program goals. The amount to  
36 the department of revenue shall be used to enforce compliance with  
37 the litter tax imposed in chapter 82.19 RCW;

38 (b) (i) Twenty percent to the department for local government  
39 funding programs for waste reduction, litter control, recycling

1 activities, and composting activities by cities and counties under  
2 RCW 70A.200.190, to be administered by the department of ecology;  
3 (ii) any unspent funds under (b)(i) of this subsection may be used to  
4 create and pay for a matching fund competitive grant program to be  
5 used by local governments for the development and implementation of  
6 contamination reduction and outreach plans for inclusion in  
7 comprehensive solid waste management plans or by local governments  
8 and nonprofit organizations for local or statewide education programs  
9 designed to help the public with litter control, waste reduction,  
10 recycling, and composting of primarily the products taxed under  
11 chapter 82.19 RCW. Recipients under this subsection include programs  
12 to reduce wasted food and food waste that are designed to achieve the  
13 goals established in RCW 70A.205.715(1) and that are consistent with  
14 the plan developed in RCW 70A.205.715(3). Grants must adhere to the  
15 following requirements: (A) No grant may exceed sixty thousand  
16 dollars; (B) grant recipients shall match the grant funding allocated  
17 by the department by an amount equal to twenty-five percent of  
18 eligible expenses. A local government's share of these costs may be  
19 met by cash or contributed services; (C) the obligation of the  
20 department to make grant payments is contingent upon the availability  
21 of the amount of money appropriated for this subsection (1)(b); and  
22 (D) grants are managed under the guidelines for existing grant  
23 programs; and

24 (c) Forty percent to the department of ecology to: (i) Implement  
25 activities under RCW 70A.200.150 for waste reduction, recycling, and  
26 composting efforts; (ii) provide technical assistance to local  
27 governments and commercial businesses to increase recycling markets  
28 and recycling and composting programs primarily for the products  
29 taxed under chapter 82.19 RCW designed to educate citizens about  
30 waste reduction, litter control, and recyclable and compostable  
31 products and programs; (iii) increase access to waste reduction,  
32 composting, and recycling programs, particularly for food packaging  
33 and plastic bags and appropriate composting techniques; and (iv) for  
34 programs to reduce wasted food and food waste that are designed to  
35 achieve the goals established in RCW 70A.205.715(1) and that are  
36 consistent with the plan developed in RCW 70A.205.715(3).

37 (2) All taxes imposed in RCW 82.19.010 and fines and bail  
38 forfeitures collected or received pursuant to this chapter shall be  
39 deposited in the waste reduction, recycling, and litter control

1 account and used for the programs under subsection (1) of this  
2 section.

3 (3) Not less than five percent and no more than ten percent of  
4 the amount appropriated into the waste reduction, recycling, and  
5 litter control account every biennium shall be reserved for capital  
6 needs, including the purchase of vehicles for transporting crews and  
7 for collecting litter and solid waste. Capital funds shall be  
8 distributed among state agencies and local governments according to  
9 the same criteria provided in RCW 70A.200.170 for the remainder of  
10 the funds, so that the most effective waste reduction, litter  
11 control, recycling, and composting programs receive the most funding.  
12 The intent of this subsection is to provide funds for the purchase of  
13 equipment that will enable the department to account for the greatest  
14 return on investment in terms of reaching a zero litter goal.

15 (4) Funds in the waste reduction, recycling, and litter control  
16 account, collected under chapter 82.19 RCW, must be prioritized for  
17 the products identified under RCW 82.19.020 solely for the purposes  
18 of recycling, composting, and litter collection, reduction, and  
19 control programs.

20 (5) During the 2021-2023 fiscal biennium, Washington State  
21 University may use funds in the waste reduction, recycling, and  
22 litter control account, collected under chapter 82.19 RCW, to conduct  
23 an organic waste study.

24 (6) During the 2021-2023 fiscal biennium, and as an exception to  
25 the distribution of expenditures otherwise required in this section,  
26 the department of ecology may use funds in the waste reduction,  
27 recycling, and litter control account to continue a series of food  
28 waste reduction campaigns and to continue to invest in litter  
29 prevention campaigns.

30 **Sec. 957.** RCW 74.46.561 and 2021 c 334 s 993 are each amended to  
31 read as follows:

32 (1) The legislature adopts a new system for establishing nursing  
33 home payment rates beginning July 1, 2016. Any payments to nursing  
34 homes for services provided after June 30, 2016, must be based on the  
35 new system. The new system must be designed in such a manner as to  
36 decrease administrative complexity associated with the payment  
37 methodology, reward nursing homes providing care for high acuity  
38 residents, incentivize quality care for residents of nursing homes,  
39 and establish minimum staffing standards for direct care.

1 (2) The new system must be based primarily on industry-wide  
2 costs, and have three main components: Direct care, indirect care,  
3 and capital.

4 (3) The direct care component must include the direct care and  
5 therapy care components of the previous system, along with food,  
6 laundry, and dietary services. Direct care must be paid at a fixed  
7 rate, based on one hundred percent or greater of statewide case mix  
8 neutral median costs, but for fiscal year 2023 shall be capped so  
9 that a nursing home provider's direct care rate does not exceed one  
10 hundred thirty percent of its base year's direct care allowable costs  
11 except if the provider is below the minimum staffing standard  
12 established in RCW 74.42.360(2). The legislature intends to remove  
13 the cap on direct care rates by June 30, 2027. Direct care must be  
14 performance-adjusted for acuity every six months, using case mix  
15 principles. Direct care must be regionally adjusted using countywide  
16 wage index information available through the United States department  
17 of labor's bureau of labor statistics. There is no minimum occupancy  
18 for direct care. The direct care component rate allocations  
19 calculated in accordance with this section must be adjusted to the  
20 extent necessary to comply with RCW 74.46.421.

21 (4) The indirect care component must include the elements of  
22 administrative expenses, maintenance costs, and housekeeping services  
23 from the previous system. A minimum occupancy assumption of ninety  
24 percent must be applied to indirect care, except during fiscal year  
25 2023 when the minimum occupancy assumption must be 80 percent.  
26 Indirect care must be paid at a fixed rate, based on ninety percent  
27 or greater of statewide median costs. The indirect care component  
28 rate allocations calculated in accordance with this section must be  
29 adjusted to the extent necessary to comply with RCW 74.46.421.

30 (5) The capital component must use a fair market rental system to  
31 set a price per bed. The capital component must be adjusted for the  
32 age of the facility, and must use a minimum occupancy assumption of  
33 ninety percent.

34 (a) Beginning July 1, 2016, the fair rental rate allocation for  
35 each facility must be determined by multiplying the allowable nursing  
36 home square footage in (c) of this subsection by the RSMMeans rental  
37 rate in (d) of this subsection and by the number of licensed beds  
38 yielding the gross unadjusted building value. An equipment allowance  
39 of ten percent must be added to the unadjusted building value. The  
40 sum of the unadjusted building value and equipment allowance must

1 then be reduced by the average age of the facility as determined by  
2 (e) of this subsection using a depreciation rate of one and one-half  
3 percent. The depreciated building and equipment plus land valued at  
4 ten percent of the gross unadjusted building value before  
5 depreciation must then be multiplied by the rental rate at seven and  
6 one-half percent to yield an allowable fair rental value for the  
7 land, building, and equipment.

8 (b) The fair rental value determined in (a) of this subsection  
9 must be divided by the greater of the actual total facility census  
10 from the prior full calendar year or imputed census based on the  
11 number of licensed beds at ninety percent occupancy.

12 (c) For the rate year beginning July 1, 2016, all facilities must  
13 be reimbursed using four hundred square feet. For the rate year  
14 beginning July 1, 2017, allowable nursing facility square footage  
15 must be determined using the total nursing facility square footage as  
16 reported on the medicaid cost reports submitted to the department in  
17 compliance with this chapter. The maximum allowable square feet per  
18 bed may not exceed four hundred fifty.

19 (d) Each facility must be paid at eighty-three percent or greater  
20 of the median nursing facility RSMeans construction index value per  
21 square foot. The department may use updated RSMeans construction  
22 index information when more recent square footage data becomes  
23 available. The statewide value per square foot must be indexed based  
24 on facility zip code by multiplying the statewide value per square  
25 foot times the appropriate zip code based index. For the purpose of  
26 implementing this section, the value per square foot effective July  
27 1, 2016, must be set so that the weighted average fair rental value  
28 rate is not less than ten dollars and eighty cents per patient day.  
29 The capital component rate allocations calculated in accordance with  
30 this section must be adjusted to the extent necessary to comply with  
31 RCW 74.46.421.

32 (e) The average age is the actual facility age reduced for  
33 significant renovations. Significant renovations are defined as those  
34 renovations that exceed two thousand dollars per bed in a calendar  
35 year as reported on the annual cost report submitted in accordance  
36 with this chapter. For the rate beginning July 1, 2016, the  
37 department shall use renovation data back to 1994 as submitted on  
38 facility cost reports. Beginning July 1, 2016, facility ages must be  
39 reduced in future years if the value of the renovation completed in  
40 any year exceeds two thousand dollars times the number of licensed

1 beds. The cost of the renovation must be divided by the accumulated  
2 depreciation per bed in the year of the renovation to determine the  
3 equivalent number of new replacement beds. The new age for the  
4 facility is a weighted average with the replacement bed equivalents  
5 reflecting an age of zero and the existing licensed beds, minus the  
6 new bed equivalents, reflecting their age in the year of the  
7 renovation. At no time may the depreciated age be less than zero or  
8 greater than forty-four years.

9 (f) A nursing facility's capital component rate allocation must  
10 be rebased annually, effective July 1, 2016, in accordance with this  
11 section and this chapter.

12 (g) For the purposes of this subsection (5), "RSMeans" means  
13 building construction costs data as published by Gordian.

14 (6) A quality incentive must be offered as a rate enhancement  
15 beginning July 1, 2016.

16 (a) An enhancement no larger than five percent and no less than  
17 one percent of the statewide average daily rate must be paid to  
18 facilities that meet or exceed the standard established for the  
19 quality incentive. All providers must have the opportunity to earn  
20 the full quality incentive payment.

21 (b) The quality incentive component must be determined by  
22 calculating an overall facility quality score composed of four to six  
23 quality measures. For fiscal year 2017 there shall be four quality  
24 measures, and for fiscal year 2018 there shall be six quality  
25 measures. Initially, the quality incentive component must be based on  
26 minimum data set quality measures for the percentage of long-stay  
27 residents who self-report moderate to severe pain, the percentage of  
28 high-risk long-stay residents with pressure ulcers, the percentage of  
29 long-stay residents experiencing one or more falls with major injury,  
30 and the percentage of long-stay residents with a urinary tract  
31 infection. Quality measures must be reviewed on an annual basis by a  
32 stakeholder work group established by the department. Upon review,  
33 quality measures may be added or changed. The department may risk  
34 adjust individual quality measures as it deems appropriate.

35 (c) The facility quality score must be point based, using at a  
36 minimum the facility's most recent available three-quarter average  
37 centers for medicare and medicaid services quality data. Point  
38 thresholds for each quality measure must be established using the  
39 corresponding statistical values for the quality measure point  
40 determinants of eighty quality measure points, sixty quality measure

1 points, forty quality measure points, and twenty quality measure  
2 points, identified in the most recent available five-star quality  
3 rating system technical user's guide published by the centers for  
4 medicare and medicaid services.

5 (d) Facilities meeting or exceeding the highest performance  
6 threshold (top level) for a quality measure receive twenty-five  
7 points. Facilities meeting the second highest performance threshold  
8 receive twenty points. Facilities meeting the third level of  
9 performance threshold receive fifteen points. Facilities in the  
10 bottom performance threshold level receive no points. Points from all  
11 quality measures must then be summed into a single aggregate quality  
12 score for each facility.

13 (e) Facilities receiving an aggregate quality score of eighty  
14 percent of the overall available total score or higher must be placed  
15 in the highest tier (tier V), facilities receiving an aggregate score  
16 of between seventy and seventy-nine percent of the overall available  
17 total score must be placed in the second highest tier (tier IV),  
18 facilities receiving an aggregate score of between sixty and sixty-  
19 nine percent of the overall available total score must be placed in  
20 the third highest tier (tier III), facilities receiving an aggregate  
21 score of between fifty and fifty-nine percent of the overall  
22 available total score must be placed in the fourth highest tier (tier  
23 II), and facilities receiving less than fifty percent of the overall  
24 available total score must be placed in the lowest tier (tier I).

25 (f) The tier system must be used to determine the amount of each  
26 facility's per patient day quality incentive component. The per  
27 patient day quality incentive component for tier IV is seventy-five  
28 percent of the per patient day quality incentive component for tier  
29 V, the per patient day quality incentive component for tier III is  
30 fifty percent of the per patient day quality incentive component for  
31 tier V, and the per patient day quality incentive component for tier  
32 II is twenty-five percent of the per patient day quality incentive  
33 component for tier V. Facilities in tier I receive no quality  
34 incentive component.

35 (g) Tier system payments must be set in a manner that ensures  
36 that the entire biennial appropriation for the quality incentive  
37 program is allocated.

38 (h) Facilities with insufficient three-quarter average centers  
39 for medicare and medicaid services quality data must be assigned to  
40 the tier corresponding to their five-star quality rating. Facilities

1 with a five-star quality rating must be assigned to the highest tier  
2 (tier V) and facilities with a one-star quality rating must be  
3 assigned to the lowest tier (tier I). The use of a facility's five-  
4 star quality rating shall only occur in the case of insufficient  
5 centers for medicare and medicaid services minimum data set  
6 information.

7 (i) The quality incentive rates must be adjusted semiannually on  
8 July 1 and January 1 of each year using, at a minimum, the most  
9 recent available three-quarter average centers for medicare and  
10 medicaid services quality data.

11 (j) Beginning July 1, 2017, the percentage of short-stay  
12 residents who newly received an antipsychotic medication must be  
13 added as a quality measure. The department must determine the quality  
14 incentive thresholds for this quality measure in a manner consistent  
15 with those outlined in (b) through (h) of this subsection using the  
16 centers for medicare and medicaid services quality data.

17 (k) Beginning July 1, 2017, the percentage of direct care staff  
18 turnover must be added as a quality measure using the centers for  
19 medicare and medicaid services' payroll-based journal and nursing  
20 home facility payroll data. Turnover is defined as an employee  
21 departure. The department must determine the quality incentive  
22 thresholds for this quality measure using data from the centers for  
23 medicare and medicaid services' payroll-based journal, unless such  
24 data is not available, in which case the department shall use direct  
25 care staffing turnover data from the most recent medicaid cost  
26 report.

27 (7) Reimbursement of the safety net assessment imposed by chapter  
28 74.48 RCW and paid in relation to medicaid residents must be  
29 continued.

30 (8) (a) The direct care and indirect care components must be  
31 rebased in even-numbered years, beginning with rates paid on July 1,  
32 2016. Rates paid on July 1, 2016, must be based on the 2014 calendar  
33 year cost report. On a percentage basis, after rebasing, the  
34 department must confirm that the statewide average daily rate has  
35 increased at least as much as the average rate of inflation, as  
36 determined by the skilled nursing facility market basket index  
37 published by the centers for medicare and medicaid services, or a  
38 comparable index. If after rebasing, the percentage increase to the  
39 statewide average daily rate is less than the average rate of  
40 inflation for the same time period, the department is authorized to



1 increase rates by the difference between the percentage increase  
2 after rebasing and the average rate of inflation.

3 (b) It is the intention of the legislature that direct and  
4 indirect care rates paid in fiscal year 2022 will be rebased using  
5 the calendar year 2019 cost reports. For fiscal year 2021, in  
6 addition to the rates generated by (a) of this subsection, an  
7 additional adjustment is provided as established in this subsection  
8 (8)(b). Beginning May 1, 2020, and through June 30, 2021, the  
9 calendar year costs must be adjusted for inflation by a twenty-four  
10 month consumer price index, based on the most recently available  
11 monthly index for all urban consumers, as published by the bureau of  
12 labor statistics. It is also the intent of the legislature that,  
13 starting in fiscal year 2022, a facility-specific rate add-on equal  
14 to the inflation adjustment that facilities received solely in fiscal  
15 year 2021, must be added to the rate.

16 (c) To determine the necessity of regular inflationary  
17 adjustments to the nursing facility rates, by December 1, 2020, the  
18 department shall provide the appropriate policy and fiscal committees  
19 of the legislature with a report that provides a review of rates paid  
20 in 2017, 2018, and 2019 in comparison to costs incurred by nursing  
21 facilities.

22 (9) The direct care component provided in subsection (3) of this  
23 section is subject to the reconciliation and settlement process  
24 provided in RCW 74.46.022(6). Beginning July 1, 2016, pursuant to  
25 rules established by the department, funds that are received through  
26 the reconciliation and settlement process provided in RCW  
27 74.46.022(6) must be used for technical assistance, specialized  
28 training, or an increase to the quality enhancement established in  
29 subsection (6) of this section. The legislature intends to review the  
30 utility of maintaining the reconciliation and settlement process  
31 under a price-based payment methodology, and may discontinue the  
32 reconciliation and settlement process after the 2017-2019 fiscal  
33 biennium.

34 (10) Compared to the rate in effect June 30, 2016, including all  
35 cost components and rate add-ons, no facility may receive a rate  
36 reduction of more than one percent on July 1, 2016, more than two  
37 percent on July 1, 2017, or more than five percent on July 1, 2018.  
38 To ensure that the appropriation for nursing homes remains cost  
39 neutral, the department is authorized to cap the rate increase for  
40 facilities in fiscal years 2017, 2018, and 2019.

1       **Sec. 958.** RCW 76.04.516 and 2021 c 298 s 3 are each amended to  
2 read as follows:

3       (1) By December 1st of each even-numbered year, and in compliance  
4 with RCW 43.01.036, the department must report to the governor and  
5 legislature on the following:

6       (a) The type and amount of the expenditures made, by fiscal year,  
7 and for what purpose, from the wildfire response, forest restoration,  
8 and community resilience account created in RCW 76.04.511 and from  
9 expenditures made from the general fund for implementation of this  
10 act;

11       (b) The amount of unexpended and unobligated funds in the  
12 wildfire response, forest restoration, and community resilience  
13 account and recommendations for the disbursement to local districts;

14       (c) Progress on implementation of the wildland fire protection  
15 10-year strategic plan including, but not limited to, how investments  
16 are reducing human-caused wildfire starts, lowering the size and  
17 scale and geography of catastrophic wildfires, reducing the  
18 communities, landscapes, and population at risk, and creating  
19 resilient landscapes and communities;

20       (d) Progress on implementation of the 20-year forest health  
21 strategic plan as established through the forest health assessment  
22 and treatment framework pursuant to RCW 76.06.200 including, but not  
23 limited to: Assessment of fire prone lands and communities that are  
24 in need of forest health treatments; forest health treatments  
25 prioritized and conducted by landowner type, geography, and risk  
26 level; estimated value of any merchantable materials from forest  
27 health treatments; and number of acres treated by treatment type,  
28 including the use of prescribed fire;

29       (e) Progress on developing markets for forest residuals and  
30 biomass generated from forest health treatments.

31       (2) The department must include recommendations on any  
32 adjustments that may be necessary or advisable to the mechanism of  
33 funding dispensation as created under chapter 298, Laws of 2021.

34       (3) The report required in this section should support existing  
35 department assessments pursuant to RCW 79.10.530 and 76.06.200.

36       (4) (a) (i) Prior to the determination of the 2025-2034 sustainable  
37 harvest calculation as required by RCW 79.10.320, the department must  
38 hire an independent third-party contractor to assist it in updating  
39 its forest inventory by increasing the intensity of forest sample  
40 plots on all forestlands over the next two biennium. The department's

1 sustainable harvest calculation technical advisory committee must be  
2 involved in the design, development, and implementation of this  
3 forest inventory update.

4 (ii) For purposes of this subsection, "forest inventory" means  
5 the collection of sample data to estimate a range of forest  
6 attributes including, but not limited to, standing volume, stored  
7 carbon, habitat attributes, age classes, tree species, and other  
8 inventory attributes, including information needed to estimate rates  
9 of tree growth and associated carbon sequestration on department  
10 lands.

11 (iii) The department's sustainable harvest calculation technical  
12 advisory committee must bring forward recommendations for regular  
13 maintenance and updates to the forest inventory on a ten-year basis.

14 (b) Prior to the determination of the 2025-2034 sustainable  
15 harvest calculation as required by RCW 79.10.320, the department must  
16 hire a third-party contractor to review, analyze, and advise the  
17 department's forest growth and yield modeling, specific to all types  
18 of forested acres managed by the department. The department's  
19 sustainable harvest calculation technical advisory committee must be  
20 involved in the design, review, and analysis of the department's  
21 forest growth and yield modeling.

22 (c) Prior to the determination of the 2025-2034 sustainable  
23 harvest calculation as required by RCW 79.10.320 and in the absence  
24 of any litigation, pending or in progress, against the department's  
25 sustainable harvest calculation, the joint legislative audit and  
26 review committee established in chapter 44.28 RCW must oversee and  
27 conduct an independent review of the methodologies and data being  
28 utilized by the department in the development of the sustainable  
29 harvest calculation, including the associated forest inventory,  
30 forest growth, harvest and yield data, and modeling techniques that  
31 impact harvest levels. In carrying out the review, the joint  
32 legislative audit and review committee shall:

33 (i) Retain one or more contractors with expertise in forest  
34 inventories, forest growth and yield modeling, and operational  
35 research modeling in forest harvest scheduling to conduct the  
36 technical review;

37 (ii) Be a member of department's sustainable harvest calculation  
38 technical advisory committee, along with one of its contractors  
39 selected in (c) (i) of this subsection; and

1 (iii) Prior to the department's determination of the sustainable  
2 harvest (~~(calculation)~~) calculation under RCW 79.10.320, ensure  
3 that a completed independent review and report with findings and  
4 recommendations is submitted to the board of natural resources and  
5 the legislature.

6 (d) Upon receiving the report from the joint legislative audit  
7 and review committee required under (c)(iii) of this subsection, the  
8 board of natural resources shall determine whether modifications are  
9 necessary to the sustainable harvest calculation prior to approving  
10 harvest level under RCW 79.10.320.

11 **Sec. 959.** RCW 79A.80.020 and 2017 c 121 s 1 are each amended to  
12 read as follows:

13 (1) Except as otherwise provided in this chapter, a discover pass  
14 is required for any motor vehicle to:

15 (a) Park at any recreation site or lands; or

16 (b) Operate on any recreation site or lands.

17 (2) Except as provided in RCW 79A.80.110 and for fiscal year  
18 2023, the cost of a discover pass is thirty dollars. Every four years  
19 the office of financial management must review the cost of the  
20 discover pass and, if necessary, recommend to the legislature an  
21 adjustment to the cost of the discover pass to account for inflation.

22 (3) A discover pass is valid for one year beginning from the date  
23 that the discover pass is marked for activation. The activation date  
24 may differ from the purchase date pursuant to any policies developed  
25 by the agencies.

26 (4) Sales of discover passes must be consistent with RCW  
27 79A.80.100.

28 (5) The discover pass must contain space for two motor vehicle  
29 license plate numbers. A discover pass is valid only for those  
30 vehicle license plate numbers written on the pass. However, the  
31 agencies may offer for sale a family discover pass that is fully  
32 transferable among vehicles and does not require the placement of a  
33 license plate number on the pass to be valid. The agencies must  
34 collectively set a price for the sale of a family discover pass that  
35 is no more than fifty dollars. A discover pass is valid only for use  
36 with one motor vehicle at any one time.

37 (6)(a) One complimentary discover pass must be provided to a  
38 volunteer who performed twenty-four hours of service on agency-  
39 sanctioned volunteer projects in a year. The agency must provide

1 vouchers to volunteers identifying the number of volunteer hours they  
2 have provided for each project. The vouchers may be brought to an  
3 agency to be redeemed for a discover pass.

4 (b) Married spouses under chapter 26.04 RCW may present an agency  
5 with combined vouchers demonstrating the collective performance of  
6 twenty-four hours of service on agency-sanctioned volunteer projects  
7 in a year to be redeemed for a single complimentary discover pass.

8 (7) For fiscal year 2023, a discover pass must be provided to the  
9 public free of charge. The commission must provide discover passes to  
10 all vendor sites for distribution. The commission must provide the  
11 department of licensing discover passes to make available to all  
12 people who are purchasing vehicle licensing within fiscal year 2023.

13 **Sec. 960.** 2021 c 334 s 939 (uncodified) is amended to read as  
14 follows:

15 **COLLECTIVE BARGAINING AGREEMENT—HIGHLINE COMMUNITY COLLEGE—WPEA**

16 (1) An agreement has been reached between Highline Community  
17 College and the Washington public employees association under the  
18 provisions of chapter 41.80 RCW for the 2021-2023 fiscal biennium.  
19 Funding is provided to fund the agreement, which does not include  
20 either a general wage increase or mandatory employee furloughs.

21 (2) For fiscal year 2023 employees covered by Washington public  
22 employees association at the Highline Community College are included  
23 in the coalition agreement in sec. 912 of this act.

24 NEW SECTION. **Sec. 961.** If any provision of this act or its  
25 application to any person or circumstance is held invalid, the  
26 remainder of the act or the application of the provision to other  
27 persons or circumstances is not affected.

28 NEW SECTION. **Sec. 962.** This act is necessary for the immediate  
29 preservation of the public peace, health, or safety, or support of  
30 the state government and its existing public institutions, and takes  
31 effect immediately.

(End of part)

(End of Bill)

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