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**BILL REQUEST - CODE REVISER'S OFFICE**

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BILL REQ. #: S-1041.3/03 3rd draft

ATTY/TYPIST: LL:ads

BRIEF DESCRIPTION: Making supplemental operating appropriations.

1 AN ACT Relating to fiscal matters; amending 2002 c 371 ss 112, 113,  
2 114, 117, 118, 119, 122, 125, 127, 128, 129, 132, 133, 135, 137, 139,  
3 143, 145, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212,  
4 213, 216, 218, 219, 220, 221, 222, 224, 302, 303, 307, 308, 309, 401,  
5 402, 501, 502, 504, 505, 506, 507, 509, 510, 511, 512, 513, 514, 515,  
6 516, 518, 603, 604, 605, 606, 607, 608, 609, 610, 612, 616, 617, 619,  
7 701, 703, 704, 712, 726, and 802 (uncodified); amending 2001 2nd sp.s.  
8 c 8 ss 131, 158, 658, and 668 (uncodified); amending 2001 2nd sp.s. c  
9 7 ss 141, 310, and 506 (uncodified); amending 2002 c 238 ss 202, 109,  
10 and 223 (uncodified); adding new sections to 2001 2nd sp.s. c 7  
11 (uncodified); repealing 2002 c 238 s 204 (uncodified); making  
12 appropriations; authorizing expenditures for capital expenditures; and  
13 declaring an emergency.

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

15 **PART I**  
16 **GENERAL GOVERNMENT**

17 **Sec. 101.** 2002 c 371 s 112 (uncodified) is amended to read as  
18 follows:

1 **FOR THE ADMINISTRATOR FOR THE COURTS**

|    |   |                     |
|----|---|---------------------|
| 2  | General Fund--State Appropriation (FY 2002) . . . . . | \$14,900,000        |
| 3  | General Fund--State Appropriation (FY 2003) . . . . . | (\$15,388,000)      |
| 4  |   | <u>\$17,430,000</u> |
| 5  | Public Safety and Education Account--State            |                     |
| 6  | Appropriation . . . . .                               | \$27,468,000        |
| 7  | Judicial Information Systems Account--State           |                     |
| 8  | Appropriation . . . . .                               | \$27,758,000        |
| 9  | TOTAL APPROPRIATION . . . . .                         | (\$85,514,000)      |
| 10 |   | <u>\$87,556,000</u> |

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

13 (1) Funding provided in the judicial information systems account  
14 appropriation shall be used for the operations and maintenance of  
15 technology systems that improve services provided by the supreme court,  
16 the court of appeals, the office of public defense, and the  
17 administrator for the courts.

18 ~~(2) ((No moneys appropriated in this section may be expended by the~~  
19 ~~administrator for the courts for payments in excess of fifty percent of~~  
20 ~~the employer contribution on behalf of superior court judges for~~  
21 ~~insurance and health care plans and federal social security and~~  
22 ~~medicare and medical aid benefits. As required by Article IV, section~~  
23 ~~13 of the state Constitution and 1996 Attorney General's Opinion No. 2,~~  
24 ~~it is the intent of the legislature that the costs of these employer~~  
25 ~~contributions shall be shared equally between the state and county or~~  
26 ~~counties in which the judges serve. The administrator for the courts~~  
27 ~~shall continue to implement procedures for the collection and~~  
28 ~~disbursement of these employer contributions. During each fiscal year~~  
29 ~~in the 2001-03 biennium, the office of the administrator for the courts~~  
30 ~~shall send written notice to the office of community development in the~~  
31 ~~department of community, trade, and economic development when each~~  
32 ~~county pays its fifty percent share for the year.~~

33 (+3)) \$223,000 of the public safety and education account  
34 appropriation is provided solely for the gender and justice commission.

35 ((+4)) (3) \$308,000 of the public safety and education account  
36 appropriation is provided solely for the minority and justice  
37 commission.



|   |  |                           |
|---|--|---------------------------|
| 1 | <u>General Fund--State Appropriation (FY 2003)</u> | <u>\$170,000</u>          |
| 2 | Public Safety and Education Account--State         |                           |
| 3 | Appropriation                                      | \$12,344,000              |
| 4 | TOTAL APPROPRIATION                                | <del>(\$13,444,000)</del> |
| 5 |  | <u>\$13,114,000</u>       |

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

8 (1) \$204,000 of the public safety and education account  
9 appropriation is provided solely to increase the reimbursement for  
10 private attorneys providing constitutionally mandated indigent defense  
11 in nondeath penalty cases.

12 (2) \$51,000 of the public safety and education account  
13 appropriation is provided solely for the implementation of chapter 303,  
14 Laws of 1999 (court funding).

15 (3) Amounts provided from the public safety and education account  
16 appropriation in this section include funding for investigative  
17 services in death penalty personal restraint petitions.

18 (4) The general fund--state appropriations are provided solely for  
19 the continuation of a dependency and termination legal representation  
20 funding pilot program.

21 (a) The goal of the pilot program shall be to enhance the quality  
22 of legal representation in dependency and termination hearings, thereby  
23 reducing the number of continuances requested by contract attorneys,  
24 including those based on the unavailability of defense counsel. To  
25 meet the goal, the pilot shall include the following components:

26 (i) A maximum caseload requirement of 90 dependency and termination  
27 cases per full-time attorney;

28 (ii) Implementation of enhanced defense attorney practice  
29 standards, including but not limited to those related to reasonable  
30 case preparation and the delivery of adequate client advice, as  
31 developed by Washington state public defense attorneys and included in  
32 the office of public defense December 1999 report *Costs of Defense and*  
33 *Children's Representation in Dependency and Termination Hearings*;

34 (iii) Use of investigative and expert services in appropriate  
35 cases; and

36 (iv) Effective implementation of indigency screening of all  
37 dependency and termination parents, guardians, and legal custodians  
38 represented by appointed counsel.

1 (b) The pilot program shall be established in one eastern and one  
2 western Washington juvenile court.

3 (c) The director shall contract for an independent evaluation of  
4 the pilot program benefits and costs. A final evaluation shall be  
5 submitted to the governor and the fiscal committees of the legislature  
6 no later than February 1, 2002.

7 (d) The chair of the office of public defense advisory committee  
8 shall appoint an implementation committee to:

9 (i) Develop criteria for a statewide program to improve dependency  
10 and termination defense;

11 (ii) Examine caseload impacts to the courts resulting from improved  
12 defense practices; and

13 (iii) Identify methods for the efficient use of expert services and  
14 means by which parents may effectively access services.

15 If sufficient funds are available, the office of public defense  
16 shall contract with the Washington state institute for public policy to  
17 research how reducing dependency and termination case delays affects  
18 foster care and to identify factors that are reducing the number of  
19 family reunifications that occur in dependency and termination cases.

20 (5) \$50,000 of the public safety and education account--state  
21 appropriation is provided solely for the evaluation required in chapter  
22 92, Laws of 2000 (DNA testing).

23 (6) \$235,000 of the public safety and education account--state  
24 appropriation is provided solely for the office of public defense to  
25 contract with an existing public defender association to establish a  
26 capital defense assistance center.

27 **Sec. 103.** 2002 c 371 s 114 (uncodified) is amended to read as  
28 follows:

29 **FOR THE OFFICE OF THE GOVERNOR**

|    |   |                               |
|----|---|-------------------------------|
| 30 | General Fund--State Appropriation (FY 2002) . . . . . | \$4,497,000                   |
| 31 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(( \$4,028,000 ))</del>  |
| 32 |   | <u>\$3,970,000</u>            |
| 33 | General Fund--Federal Appropriation . . . . .         | \$219,000                     |
| 34 | Water Quality Account--State                          |                               |
| 35 | Appropriation . . . . .                               | <del>(( \$3,908,000 ))</del>  |
| 36 |   | <u>\$3,882,000</u>            |
| 37 | TOTAL APPROPRIATION . . . . .                         | <del>(( \$12,652,000 ))</del> |

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

(1) (~~(\$3,908,000)~~) \$3,882,000 of the water quality account appropriation and \$219,000 of the general fund--federal appropriation are provided solely for the Puget Sound water quality action team to implement the Puget Sound work plan and agency action items PSAT-01 through PSAT-05.

(2) \$100,000 of the general fund--state appropriation for fiscal year 2002 is provided solely for the salmon recovery office to support the efforts of the independent science panel.

**Sec. 104.** 2002 c 371 s 117 (uncodified) is amended to read as follows:

**FOR THE SECRETARY OF STATE**

|   |                           |
|---|---------------------------|
| General Fund--State Appropriation (FY 2002)       | \$10,485,000              |
| General Fund--State Appropriation (FY 2003)       | <del>(\$6,446,000)</del>  |
|   | <u>\$5,886,000</u>        |
| Archives and Records Management Account--State    |                           |
| Appropriation                                     | \$7,877,000               |
| Archives and Records Management Account--Private/ |                           |
| Local Appropriation                               | \$4,572,000               |
| Department of Personnel Service Account           |                           |
| Appropriation                                     | \$701,000                 |
| TOTAL APPROPRIATION                               | <del>(\$30,081,000)</del> |
|   | <u>\$29,521,000</u>       |

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

(1) \$2,126,000 of the general fund--state appropriation for fiscal year 2002 is provided solely to reimburse counties for the state's share of primary and general election costs and the costs of conducting mandatory recounts on state measures. Counties shall be reimbursed only for those odd-year election costs that the secretary of state validates as eligible for reimbursement.

(2) \$2,143,000 of the general fund--state appropriation for fiscal year 2002 and \$2,578,000 of the general fund--state appropriation for fiscal year 2003 are provided solely for the verification of initiative

1 and referendum petitions, maintenance of related voter registration  
2 records, and the publication and distribution of the voters and  
3 candidates pamphlet.

4 (3) \$125,000 of the general fund--state appropriation for fiscal  
5 year 2002 and \$118,000 of the general fund--state appropriation for  
6 fiscal year 2003 are provided solely for legal advertising of state  
7 measures under RCW 29.27.072.

8 (4)(a) \$1,944,004 of the general fund--state appropriation for  
9 fiscal year 2002 and \$1,986,772 of the general fund--state  
10 appropriation for fiscal year 2003 are provided solely for contracting  
11 with a nonprofit organization to produce gavel-to-gavel television  
12 coverage of state government deliberations and other events of  
13 statewide significance during the 2001-2003 biennium. An eligible  
14 nonprofit organization must be formed solely for the purpose of, and be  
15 experienced in, providing gavel-to-gavel television coverage of state  
16 government deliberations and other events of statewide significance and  
17 must have received a determination of tax-exempt status under section  
18 501(c)(3) of the federal internal revenue code. The funding level for  
19 each year of the contract shall be based on the amount provided in this  
20 subsection and adjusted to reflect the implicit price deflator for the  
21 previous year. The nonprofit organization shall be required to raise  
22 contributions or commitments to make contributions, in cash or in kind,  
23 in an amount equal to forty percent of the state contribution. The  
24 office of the secretary of state may make full or partial payment once  
25 all criteria in (a) and (b) of this subsection have been satisfactorily  
26 documented.

27 (b) The legislature finds that the commitment of on-going funding  
28 is necessary to ensure continuous, autonomous, and independent coverage  
29 of public affairs. For that purpose, the secretary of state shall  
30 enter into a four-year contract with the nonprofit organization to  
31 provide public affairs coverage through June 30, 2006.

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

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



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

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

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

10 (5)(a) \$149,316 of the archives and records management--state  
11 appropriation and \$597,266 of the archives and records management--  
12 private/local appropriation are provided solely for the construction of  
13 an eastern regional archives. The amounts provided in this subsection  
14 shall lapse if:

15 (i) The financing contract for the construction of an eastern  
16 regional archives building is not authorized in the capital budget for  
17 the 2001-03 fiscal biennium; or

18 (ii) Substitute House Bill No. 1926 (increasing the surcharge on  
19 county auditor recording fees) is not enacted by July 31, 2001.

20 (b) \$566,879 of the archives and records management--state  
21 appropriation and \$451,102 of the archives and records management--  
22 private/local appropriation are provided solely for the design and  
23 establishment of an electronic data archive, including the acquisition  
24 of hardware and software. The amounts provided in this subsection  
25 shall lapse if:

26 (i) The financing contract for acquisition of technology hardware  
27 and software for the electronic data archive is not authorized in the  
28 capital budget for the 2001-03 fiscal biennium; or

29 (ii) Substitute House Bill No. 1926 (increasing the surcharge on  
30 county auditor recording fees) is not enacted by June 30, 2001.

31 (6) If the financing contract for expansion of the state records  
32 center is not authorized in the capital budget for fiscal biennium  
33 2001-03, then \$641,000 of the archives and records management account--  
34 state appropriation shall lapse.

35 (7) \$1,635,000 of the archives and records management account--  
36 state appropriation is provided solely for operation of the central  
37 microfilming bureau under RCW 40.14.020(8).

1       (8) After the effective date of this 2003 act, the state library  
2 shall not reduce services provided in the following programs: (a)  
3 Assistance to local libraries; (b) historical and northwest  
4 collections; (c) on-line governmental information access; (d) state and  
5 federal document repositories; and (e) talking book and Braille  
6 programs.

7       **Sec. 105.** 2002 c 371 s 118 (uncodified) is amended to read as  
8 follows:

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

|    |   |                        |
|----|---|------------------------|
| 10 | General Fund--State Appropriation (FY 2002) . . . . . | \$269,000              |
| 11 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$274,000)</del> |
| 12 |   | <u>\$279,000</u>       |
| 13 | TOTAL APPROPRIATION . . . . .                         | <del>(\$543,000)</del> |
| 14 |   | <u>\$548,000</u>       |

15       **Sec. 106.** 2002 c 371 s 119 (uncodified) is amended to read as  
16 follows:

17       **FOR THE COMMISSION ON ASIAN-AMERICAN AFFAIRS**

|    |   |                        |
|----|---|------------------------|
| 18 | General Fund--State Appropriation (FY 2002) . . . . . | \$233,000              |
| 19 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$201,000)</del> |
| 20 |   | <u>\$169,000</u>       |
| 21 | TOTAL APPROPRIATION . . . . .                         | <del>(\$434,000)</del> |
| 22 |   | <u>\$402,000</u>       |

23       **Sec. 107.** 2002 c 371 s 122 (uncodified) is amended to read as  
24 follows:

25       **FOR THE ATTORNEY GENERAL**

|    |   |                          |
|----|---|--------------------------|
| 26 | General Fund--State Appropriation (FY 2002) . . . . . | \$4,811,000              |
| 27 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$4,070,000)</del> |
| 28 |   | <u>\$4,073,000</u>       |
| 29 | General Fund--Federal Appropriation . . . . .         | \$2,868,000              |
| 30 | Public Safety and Education Account--State            |                          |
| 31 | Appropriation . . . . .                               | \$1,753,000              |
| 32 | Tobacco Prevention and Control Account                |                          |
| 33 | Appropriation . . . . .                               | \$277,000                |
| 34 | New Motor Vehicle Arbitration Account--State          |                          |
| 35 | Appropriation . . . . .                               | \$1,163,000              |



- 1 (ii) Examine the approaches of other states to such issues and
- 2 their results;
- 3 (iii) Examine methods for addressing such issues including, but not
- 4 limited to, administrative, judicial, or other methods, or any
- 5 combinations thereof; and
- 6 (iv) Examine implementation and funding requirements.
- 7 (b) Following receipt of the report, the standing committees of the
- 8 legislature having jurisdiction over water resources shall seek and
- 9 consider the recommendations of the relevant departments and agencies
- 10 of the United States, the federally recognized Indian tribes with
- 11 water-related interests in the state, and water users in the state and
- 12 shall develop recommendations.

13 **Sec. 108.** 2002 c 371 s 125 (uncodified) is amended to read as  
 14 follows:

15 **FOR THE DEPARTMENT OF COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT**

|    |  |                            |
|----|--|----------------------------|
| 16 | General Fund--State Appropriation (FY 2002) . . . . .  | \$70,893,000               |
| 17 | General Fund--State Appropriation (FY 2003) . . . . .  | <del>(\$60,499,000)</del>  |
| 18 |  | <u>\$59,537,000</u>        |
| 19 | General Fund--Federal Appropriation . . . . .          | <del>(\$173,342,000)</del> |
| 20 |  | <u>\$186,797,000</u>       |
| 21 | General Fund--Private/Local Appropriation . . . . .    | \$7,980,000                |
| 22 | Public Safety and Education Account--State             |                            |
| 23 | Appropriation . . . . .                                | \$10,094,000               |
| 24 | Public Works Assistance Account--State                 |                            |
| 25 | Appropriation . . . . .                                | \$1,911,000                |
| 26 | Salmon Recovery Account--State Appropriation . . . . . | \$1,500,000                |
| 27 | Film and Video Promotion Account--State                |                            |
| 28 | Appropriation . . . . .                                | \$25,000                   |
| 29 | Building Code Council Account--State                   |                            |
| 30 | Appropriation . . . . .                                | <del>(\$1,226,000)</del>   |
| 31 |  | <u>\$1,061,000</u>         |
| 32 | Administrative Contingency Account--State              |                            |
| 33 | Appropriation . . . . .                                | \$1,777,000                |
| 34 | Low-Income Weatherization Assistance Account--State    |                            |
| 35 | Appropriation . . . . .                                | \$3,292,000                |
| 36 | Violence Reduction and Drug Enforcement Account--      |                            |
| 37 | State Appropriation . . . . .                          | \$7,513,000                |

|    |   |                                |
|----|---|--------------------------------|
| 1  | Manufactured Home Installation Training Account-- |                                |
| 2  | State Appropriation . . . . .                     | \$256,000                      |
| 3  | Community Economic Development Account--          |                                |
| 4  | State Appropriation . . . . .                     | \$113,000                      |
| 5  | Washington Housing Trust Account--State           |                                |
| 6  | Appropriation . . . . .                           | \$10,368,000                   |
| 7  | Public Facility Construction Loan Revolving       |                                |
| 8  | Account--State Appropriation . . . . .            | \$586,000                      |
| 9  | TOTAL APPROPRIATION . . . . .                     | (( <del>\$351,375,000</del> )) |
| 10 |   | <u>\$363,703,000</u>           |

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

13       (1) It is the intent of the legislature that the department of  
14 community, trade, and economic development receive separate  
15 programmatic allotments for the office of community development and the  
16 office of trade and economic development. Any appropriation made to  
17 the department of community, trade, and economic development for  
18 carrying out the powers, functions, and duties of either office shall  
19 be credited to the appropriate office.

20       (2) \$3,085,000 of the general fund--state appropriation for fiscal  
21 year 2002 and \$2,838,000 of the general fund--state appropriation for  
22 fiscal year 2003 are provided solely for a contract with the Washington  
23 technology center. For work essential to the mission of the Washington  
24 technology center and conducted in partnership with universities, the  
25 center shall not pay any increased indirect rate nor increases in other  
26 indirect charges above the absolute amount paid during the 1995-97  
27 fiscal biennium.

28       (3) \$61,000 of the general fund--state appropriation for fiscal  
29 year 2002 and \$62,000 of the general fund--state appropriation for  
30 fiscal year 2003 are provided solely for the implementation of the  
31 Puget Sound work plan and agency action item OCD-01.

32       (4) \$10,804,156 of the general fund--federal appropriation is  
33 provided solely for the drug control and system improvement formula  
34 grant program, to be distributed in state fiscal year 2002 as follows:

35       (a) \$3,603,250 to local units of government to continue  
36 multijurisdictional narcotics task forces;

37       (b) \$620,000 to the department to continue the drug prosecution

1 assistance program in support of multijurisdictional narcotics task  
2 forces;

3 (c) \$1,363,000 to the Washington state patrol for coordination,  
4 investigative, and supervisory support to the multijurisdictional  
5 narcotics task forces and for methamphetamine education and response;

6 (d) \$200,000 to the department for grants to support tribal law  
7 enforcement needs;

8 (e) \$991,000 to the department of social and health services,  
9 division of alcohol and substance abuse, for drug courts in eastern and  
10 western Washington;

11 (f) \$302,551 to the department for training and technical  
12 assistance of public defenders representing clients with special needs;

13 (g) \$88,000 to the department to continue a substance abuse  
14 treatment in jails program, to test the effect of treatment on future  
15 criminal behavior;

16 (h) \$697,075 to the department to continue domestic violence legal  
17 advocacy;

18 (i) \$903,000 to the department of social and health services,  
19 juvenile rehabilitation administration, to continue youth violence  
20 prevention and intervention projects;

21 (j) \$60,000 to the Washington association of sheriffs and police  
22 chiefs to complete the state and local components of the national  
23 incident-based reporting system;

24 (k) \$60,000 to the department for community-based advocacy services  
25 to victims of violent crime, other than sexual assault and domestic  
26 violence;

27 (l) \$91,000 to the department to continue the governor's council on  
28 substance abuse;

29 (m) \$99,000 to the department to continue evaluation of Byrne  
30 formula grant programs;

31 (n) \$901,180 to the office of financial management for criminal  
32 history records improvement; and

33 (o) \$825,100 to the department for required grant administration,  
34 monitoring, and reporting on Byrne formula grant programs.

35 These amounts represent the maximum Byrne grant expenditure  
36 authority for each program. No program may expend Byrne grant funds in  
37 excess of the amounts provided in this subsection. If moneys in excess  
38 of those appropriated in this subsection become available, whether from

1 prior or current fiscal year Byrne grant distributions, the department  
2 shall hold these moneys in reserve and may not expend them without  
3 specific appropriation. These moneys shall be carried forward and  
4 applied to the pool of moneys available for appropriation for programs  
5 and projects in the succeeding fiscal year. As part of its budget  
6 request for the succeeding year, the department shall estimate and  
7 request authority to spend any funds remaining in reserve as a result  
8 of this subsection.

9 (5) \$320,000 of the general fund--state appropriation for fiscal  
10 year 2002 and \$320,000 of the general fund--state appropriation for  
11 fiscal year 2003 are provided solely for the rural economic opportunity  
12 fund.

13 (6) \$1,250,000 of the general fund--state appropriation for fiscal  
14 year 2002 and \$1,250,000 of the general fund--state appropriation for  
15 fiscal year 2003 are provided solely for grants to operate, repair, and  
16 staff shelters for homeless families with children.

17 (7) \$2,500,000 of the general fund--state appropriation for fiscal  
18 year 2002 and \$2,500,000 of the general fund--state appropriation for  
19 fiscal year 2003 are provided solely for grants to operate transitional  
20 housing for homeless families with children. The grants may also be  
21 used to make partial payments for rental assistance.

22 (8) \$1,250,000 of the general fund--state appropriation for fiscal  
23 year 2002 and \$1,250,000 of the general fund--state appropriation for  
24 fiscal year 2003 are provided solely for consolidated emergency  
25 assistance to homeless families with children.

26 (9) \$205,000 of the general fund--state appropriation for fiscal  
27 year 2002 and \$205,000 of the general fund--state appropriation for  
28 fiscal year 2003 are provided solely for grants to Washington Columbia  
29 river gorge counties to implement their responsibilities under the  
30 national scenic area management plan. Of this amount, \$390,000 is  
31 provided for Skamania county and \$20,000 is provided for Clark county.

32 (10) \$698,000 of the general fund--state appropriation for fiscal  
33 year 2002, \$698,000 of the general fund--state appropriation for fiscal  
34 year 2003, and \$1,101,000 of the administrative contingency account  
35 appropriation are provided solely for contracting with associate  
36 development organizations to maintain existing programs.

37 (11) \$600,000 of the public safety and education account

1 appropriation is provided solely for sexual assault prevention and  
2 treatment programs.

3 (12) \$680,000 of the Washington housing trust account appropriation  
4 is provided solely to conduct a pilot project designed to lower  
5 infrastructure costs for residential development.

6 (13) \$50,000 of the general fund--state appropriation for fiscal  
7 year 2002 and \$50,000 of the general fund--state appropriation for  
8 fiscal year 2003 are provided to the department solely for providing  
9 technical assistance to developers of housing for farmworkers.

10 (14) \$370,000 of the general fund--state appropriation for fiscal  
11 year 2002, \$371,000 of the general fund--state appropriation for fiscal  
12 year 2003, and \$25,000 of the film and video promotion account  
13 appropriation are provided solely for the film office to bring film and  
14 video production to Washington state.

15 (15) \$22,000 of the general fund--state appropriation for fiscal  
16 year 2002 is provided solely as a matching grant to support the  
17 Washington state senior games. State funding shall be matched with at  
18 least an equal amount of private or local governmental funds.

19 (16) \$500,000 of the general fund--state appropriation for fiscal  
20 year 2002 and \$500,000 of the general fund--state appropriation for  
21 fiscal year 2003 are provided solely for grants to food banks and food  
22 distribution centers to increase their ability to accept, store, and  
23 deliver perishable food.

24 (17) \$230,000 of the general fund--state appropriation for fiscal  
25 year 2002, \$230,000 of the general fund--state appropriation for fiscal  
26 year 2003, and the entire community economic development account  
27 appropriation are provided solely for support of the developmental  
28 disabilities endowment governing board and startup costs of the  
29 endowment program. Startup costs are a loan from the state general  
30 fund and will be repaid from funds within the program as determined by  
31 the governing board. The governing board may use state appropriations  
32 to implement a sliding-scale fee waiver for families earning below 150  
33 percent of the state median family income. The director of the  
34 department, or the director of the subsequent department of community  
35 development, may implement fees to support the program as provided  
36 under RCW 43.330.152.

37 (18) \$880,000 of the public safety and education account  
38 appropriation is provided solely for community-based legal advocates to



1 assist sexual assault victims with both civil and criminal justice  
2 issues. If Senate Bill No. 5309 is not enacted by June 30, 2001, the  
3 amount provided in this subsection shall lapse.

4 (19) \$65,000 of the general fund--state appropriation for fiscal  
5 year 2002 and \$65,000 of the general fund--state appropriation for  
6 fiscal year 2003 are provided solely for a contract with a food  
7 distribution program for communities in the southwestern portion of the  
8 state and for workers impacted by timber and salmon fishing closures  
9 and reductions. The department may not charge administrative overhead  
10 or expenses to the funds provided in this subsection.

11 (20) \$120,000 of the general fund--state appropriation for fiscal  
12 year 2002 and \$120,000 of the Washington housing trust account  
13 appropriation for fiscal year 2003 are provided solely as one-time  
14 pass-through funding to currently licensed overnight youth shelters.  
15 If Substitute House Bill No. 2060 (low-income housing) is not enacted  
16 by June 30, 2002, the fiscal year 2003 appropriation shall be made from  
17 the state general fund.

18 (21) \$1,868,000 of the Washington housing trust account  
19 appropriation for fiscal year 2003 is provided solely for emergency  
20 shelter assistance. If Substitute House Bill No. 2060 (low-income  
21 housing) is not enacted by June 30, 2002, the fiscal year 2003  
22 appropriation shall be made from the state general fund.

23 (22) Repayments of outstanding loans granted under RCW 43.63A.600,  
24 the mortgage and rental assistance program, shall be remitted to the  
25 department, including any current revolving account balances. The  
26 department shall contract with a lender or contract collection agent to  
27 act as a collection agent of the state. The lender or contract  
28 collection agent shall collect payments on outstanding loans, and  
29 deposit them into an interest-bearing account. The funds collected  
30 shall be remitted to the department quarterly. Interest earned in the  
31 account may be retained by the lender or contract collection agent, and  
32 shall be considered a fee for processing payments on behalf of the  
33 state. Repayments of loans granted under this chapter shall be made to  
34 the lender or contract collection agent as long as the loan is  
35 outstanding, notwithstanding the repeal of the chapter.

36 (23) \$75,000 of the general fund--state appropriation for fiscal  
37 year 2002 is provided solely for the community connections program in  
38 Walla Walla.

1 (24) \$100,000 of the general fund--state appropriation for fiscal  
2 year 2002 and \$100,000 of the general fund--state appropriation for  
3 fiscal year 2003 are provided to the office of community development  
4 solely for the purposes of providing assistance to industrial workers  
5 who have been displaced by energy cost-related industrial plant  
6 closures in rural counties. For purposes of this subsection, "rural  
7 county" is as defined in RCW 82.14.370(5). The office of community  
8 development shall distribute the amount in this subsection to community  
9 agencies that assist the displaced industrial workers in meeting basic  
10 needs including, but not limited to, emergency medical and dental  
11 services, family and mental health counseling, food, energy costs,  
12 mortgage, and rental costs. The department shall not retain more than  
13 two percent of the amount provided in this subsection for  
14 administrative costs.

15 (25) \$91,500 of the general fund--state appropriation for fiscal  
16 year 2002 and \$91,500 of the general fund--state appropriation for  
17 fiscal year 2003 are provided solely for services related to the  
18 foreign representative contract for Japan.

19 (26) \$81,000 of the general fund--state appropriation for fiscal  
20 year 2002 is provided solely for business finance and loan programs.

21 (27) \$150,000 of the general fund--state appropriation for fiscal  
22 year 2002 is provided solely for the quick sites initiative program.

23 (28) \$120,000 of the general fund--state appropriation for fiscal  
24 year 2002 is provided solely for operating a business information  
25 hotline.

26 (29) \$29,000 of the general fund--state appropriation for fiscal  
27 year 2002 is provided solely for travel expenses associated with the  
28 office of trade and economic development's provision of outreach and  
29 technical assistance services to businesses and local economic  
30 development associations.

31 (30) \$100,000 of the general fund--state appropriation for fiscal  
32 year 2002 and \$100,000 of the general fund--state appropriation for  
33 fiscal year 2003 are provided solely for information technology  
34 enhancements designed to improve the delivery of agency services to  
35 customers.

36 ((+32+)) (31) \$10,111,682 of the general fund--federal  
37 appropriation is provided solely for the drug control and system

1 improvement formula grant program, to be distributed in state fiscal  
2 year 2003 as follows:

3 (a) \$3,551,972 to local units of government to continue  
4 multijurisdictional narcotics task forces;

5 (b) \$611,177 to the department to continue the drug prosecution  
6 assistance program in support of multijurisdictional narcotics task  
7 forces;

8 (c) \$1,343,603 to the Washington state patrol for coordination,  
9 investigative, and supervisory support to the multijurisdictional  
10 narcotics task forces and for methamphetamine education and response;

11 (d) \$197,154 to the department for grants to support tribal law  
12 enforcement needs;

13 (e) \$976,897 to the department of social and health services,  
14 division of alcohol and substance abuse, for drug courts in eastern and  
15 western Washington;

16 (f) \$298,246 to the department for training and technical  
17 assistance of public defenders representing clients with special needs;

18 (g) \$687,155 to the department to continue domestic violence legal  
19 advocacy;

20 (h) \$890,150 to the department of social and health services,  
21 juvenile rehabilitation administration, to continue youth violence  
22 prevention and intervention projects;

23 (i) \$89,705 to the department to continue the governor's council on  
24 substance abuse;

25 (j) \$97,591 to the department to continue evaluation of Byrne  
26 formula grant programs;

27 (k) \$494,675 to the office of financial management for criminal  
28 history records improvement;

29 (l) \$60,000 to the department for community-based advocacy services  
30 to victims of violent crime, other than sexual assault and domestic  
31 violence; and

32 (m) \$813,358 to the department for required grant administration,  
33 monitoring, and reporting on Byrne formula grant programs.

34 These amounts represent the maximum Byrne grant expenditure  
35 authority for each program. No program may expend Byrne grant funds in  
36 excess of the amounts provided in this subsection. If moneys in excess  
37 of those appropriated in this subsection become available, whether from  
38 prior or current fiscal year Byrne grant distributions, the department

1 shall hold these moneys in reserve and may not expend them without  
2 specific appropriation. These moneys shall be carried forward and  
3 applied to the pool of moneys available for appropriation for programs  
4 and projects in the succeeding fiscal year. As part of its budget  
5 request for the succeeding year, the department shall estimate and  
6 request authority to spend any funds remaining in reserve as a result  
7 of this subsection.

8 ~~((33)) \$165,000 of the building code council account appropriation~~  
9 ~~for fiscal year 2003 is provided solely for the state building code~~  
10 ~~council pursuant to Senate Bill No. 5352 (building code council fee~~  
11 ~~increase). If the bill is not enacted by June 30, 2002, the amount~~  
12 ~~provided in this subsection shall lapse.~~

13 ~~(35))~~ (32) The appropriations in this section reflect a reduction  
14 of \$504,000 from the general fund--state appropriation for fiscal year  
15 2003. To implement this reduction, the office of trade and economic  
16 development shall take actions consistent with its mission, goals, and  
17 objectives to reduce operating costs. Such action, to the greatest  
18 extent possible, shall maintain direct payments to service providers,  
19 grants to other entities, and other pass-through funds. Examples of  
20 actions that may be taken to effect this reduction include hiring  
21 freezes, employee furloughs, staffing reductions, restricted travel and  
22 training, delaying purchases of equipment, and limiting personal  
23 service contracts.

24 ~~((36))~~ (33) \$40,000 of the general fund--state appropriation for  
25 fiscal year 2003 is provided solely to implement the state task force  
26 on funding for community-based services to victims of crime as provided  
27 in Senate Bill No. 6763. If the bill is not enacted by June 30, 2002,  
28 the amount provided in this subsection shall lapse.

29 ~~((37))~~ (34) The appropriations in this section reflect a  
30 reduction of \$1,641,000 from the general fund--state appropriation for  
31 fiscal year 2003. To implement this reduction, the office of community  
32 development shall take actions consistent with its mission, goals, and  
33 objectives to reduce operating costs. Such action, to the greatest  
34 extent possible, shall maintain direct payments to service providers,  
35 grants to other entities, and other pass-through funds. Examples of  
36 actions that may be taken to effect this reduction include hiring  
37 freezes, employee furloughs, staffing reductions, restricted travel and

1 training, delaying purchases of equipment, and limiting personal  
2 service contracts.

3 (35) \$21,000 of the fiscal year 2003 general fund--state  
4 appropriation is provided solely to establish and maintain eligibility  
5 for federal programs and funding, formerly provided by the office of  
6 minority and women's business enterprises.

7 **Sec. 109.** 2002 c 371 s 127 (uncodified) is amended to read as  
8 follows:

9 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

|    |   |                           |
|----|---|---------------------------|
| 10 | General Fund--State Appropriation (FY 2002) . . . . . | \$12,456,000              |
| 11 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$12,508,000)</del> |
| 12 |   | <u>\$12,488,000</u>       |
| 13 | General Fund--Federal Appropriation . . . . .         | <del>(\$23,657,000)</del> |
| 14 |   | <u>\$35,657,000</u>       |
| 15 | Violence Reduction and Drug Enforcement               |                           |
| 16 | Account--State Appropriation . . . . .                | \$226,000                 |
| 17 | State Auditing Services Revolving                     |                           |
| 18 | Account--State Appropriation . . . . .                | \$25,000                  |
| 19 | TOTAL APPROPRIATION . . . . .                         | <del>(\$48,872,000)</del> |
| 20 |   | <u>\$60,852,000</u>       |

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

23 (1) The office of financial management shall review policies and  
24 procedures regarding purchasing of information technology upgrades by  
25 state agencies. Information technology upgrades include replacement  
26 workstations, network equipment, operating systems and application  
27 software. The review shall document existing policies and procedures,  
28 and shall compare alternative upgrade policies that reduce the overall  
29 cost to state government for maintaining adequate information  
30 technology to meet the existing business needs of state agencies.  
31 Findings and recommendations from this review shall be reported to  
32 appropriate committees of the legislature by December 1, 2001.

33 (2) State agencies that provide services to other state agencies  
34 are expected to reduce their expenditures and to share the savings with  
35 their clients. The office of financial management shall achieve a  
36 reduction of \$339,000 in its billings for financial system services

1 purchased by state agencies in fiscal year 2003. The reduction is  
2 expected to result from both reduced demand for services and reduced  
3 rates.

4 (3) \$500,000 of the general fund--state appropriation for fiscal  
5 year 2003 is provided solely for implementation of Engrossed Second  
6 Substitute House Bill No. 2671 (permit assistance center). If the bill  
7 is not enacted by June 30, 2002, the amount provided in this subsection  
8 shall lapse.

9 (4) \$350,000 of the general fund--state appropriation for fiscal  
10 year 2003 is provided solely for an assessment and performance scoring  
11 of state agencies and separate systemwide performance audits of two  
12 governmental functions: State capital construction practices and state  
13 contracting practices.

14 (a) The scorecard on state agencies shall include, but not be  
15 limited to, the following:

- 16 (i) Quality and process management practices;
- 17 (ii) Independent and internal audit functions;
- 18 (iii) Internal and external customer satisfaction;
- 19 (iv) Program effectiveness;
- 20 (v) Fiscal productivity and efficiency; and
- 21 (vi) Statutory and regulatory compliance.

22 Each agency shall be graded on the categories selected for the  
23 scorecard. The office of financial management shall submit the results  
24 of the performance scoring, forward recommendations for legislation to  
25 the governor and the appropriate committees of the legislature by  
26 November 30, 2002, and release the results of the performance scoring  
27 to the public.

28 (b)(i) The office of financial management shall conduct separate  
29 systemwide performance audits on the state's capital construction and  
30 contracting practices using generally accepted government auditing  
31 standards. Each performance audit shall include, but not be limited  
32 to, a review of the following:

- 33 (A) Validity and reliability of management's performance measures;
- 34 (B) A review of internal controls and internal audits;
- 35 (C) The adequacy of systems used for measuring, reporting, and  
36 monitoring performance;
- 37 (D) The extent to which legislative, regulatory, and organizational  
38 goals and objectives are being achieved; and

1 (E) Identification and recognition of best practices.  
 2 (ii) The performance audit on state capital construction practices  
 3 shall include building projects, highway projects, and architectural  
 4 and engineering services. The following state agencies, at a minimum,  
 5 shall be subject to audit sampling: Department of transportation,  
 6 department of general administration, and state higher education  
 7 agencies.

8 (iii) The performance audit on state contracting practices shall  
 9 include state agencies with sufficient activity with personal services  
 10 contracts and other types of contracts to evaluate the state's  
 11 contracting practices.

12 (iv) The office of financial management shall grade the results of  
 13 the performance audits to indicate agencies' performance regarding  
 14 capital construction and contracting practices. The office of  
 15 financial management shall report findings from the performance audits  
 16 to the governor and appropriate legislative committees by November 30,  
 17 2002.

18 (c) The office of financial management may contract for consulting  
 19 services in completing requirements under this subsection.

20 **Sec. 110.** 2002 c 371 s 128 (uncodified) is amended to read as  
 21 follows:

22 **FOR THE OFFICE OF ADMINISTRATIVE HEARINGS**  
 23 Administrative Hearings Revolving Account--State  
 24 Appropriation . . . . . ((~~\$22,394,000~~))  
 25 \$23,156,000

26 **Sec. 111.** 2002 c 371 s 129 (uncodified) is amended to read as  
 27 follows:

28 **FOR THE DEPARTMENT OF PERSONNEL**  
 29 Department of Personnel Service Account--State  
 30 Appropriation . . . . . ((~~\$17,035,000~~))  
 31 \$16,965,000  
 32 Higher Education Personnel Services Account--State  
 33 Appropriation . . . . . ((~~\$1,636,000~~))  
 34 \$1,632,000  
 35 TOTAL APPROPRIATION . . . . . ((~~\$18,671,000~~))  
 36 \$18,597,000

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

3 (1) The department of personnel may charge agencies through the  
4 data processing revolving account up to \$561,000 in fiscal year 2002 to  
5 study the development of a new personnel and payroll system. The  
6 unexpended amount of \$545,000 shall be refunded to agencies in the form  
7 of reduced agency billings in fiscal year 2003.

8 (2) Funding to cover expenses under subsection (1) of this section  
9 shall be realized from agency FICA savings associated with the pretax  
10 benefits contributions plans. Funding is subject to section 902 of  
11 this act.

12 **Sec. 112.** 2002 c 371 s 132 (uncodified) is amended to read as  
13 follows:

14 **FOR THE COMMISSION ON HISPANIC AFFAIRS**

|    |   |                        |
|----|---|------------------------|
| 15 | General Fund--State Appropriation (FY 2002) . . . . . | \$226,000              |
| 16 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$210,000)</del> |
| 17 |   | <u>\$215,000</u>       |
| 18 | TOTAL APPROPRIATION . . . . .                         | <del>(\$436,000)</del> |
| 19 |   | <u>\$441,000</u>       |

20 **Sec. 113.** 2002 c 371 s 133 (uncodified) is amended to read as  
21 follows:

22 **FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS**

|    |   |                        |
|----|---|------------------------|
| 23 | General Fund--State Appropriation (FY 2002) . . . . . | \$211,000              |
| 24 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$207,000)</del> |
| 25 |   | <u>\$212,000</u>       |
| 26 | TOTAL APPROPRIATION . . . . .                         | <del>(\$418,000)</del> |
| 27 |   | <u>\$423,000</u>       |

28 **Sec. 114.** 2002 c 371 s 135 (uncodified) is amended to read as  
29 follows:

30 **FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--OPERATIONS**

|    |  |                           |
|----|--|---------------------------|
| 31 | Dependent Care Administrative Account--State       |                           |
| 32 | Appropriation . . . . .                            | \$378,000                 |
| 33 | Department of Retirement Systems Expense Account-- |                           |
| 34 | State Appropriation . . . . .                      | <del>(\$49,183,000)</del> |
| 35 |  | <u>\$48,902,000</u>       |



1 TOTAL APPROPRIATION . . . . . ((\$49,561,000))  
2 \$49,280,000

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

5 (1) \$1,000,000 of the department of retirement systems expense  
6 account appropriation is provided solely for support of the information  
7 systems project known as the electronic document image management  
8 system.

9 (2) \$120,000 of the department of retirement systems expense  
10 account appropriation is provided solely for locating inactive members  
11 entitled to retirement benefits.

12 (3) \$117,000 of the department of retirement systems expense  
13 account appropriation is provided solely for modifications to the  
14 retirement information systems to accommodate tracking of  
15 postretirement employment on an hourly basis.

16 (4) \$440,000 of the department of retirement systems expense  
17 account appropriation is provided solely for the implementation of  
18 Engrossed Senate Bill No. 5143 (Washington state patrol retirement  
19 systems plan 2).

20 (5) \$6,420,000 of the department of retirement systems expense  
21 account appropriation is provided solely for the implementation of  
22 public employees' retirement system plan 3 (chapter 247, Laws of 2000).

23 (6) \$96,000 of the department of retirement systems expense account  
24 appropriation is provided solely for the implementation of Senate Bill  
25 No. 6376 (PERS plan 3 transfer payment). If the bill is not enacted by  
26 June 30, 2002, the amount provided in this subsection shall lapse.

27 ~~(7) ((\$9,000 of the department of retirement systems expense~~  
28 ~~account appropriation is provided solely for the implementation of~~  
29 ~~Senate Bill No. 6377 (TRS plan 1 extended school year). If the bill is~~  
30 ~~not enacted by June 30, 2002, the amount provided in this subsection~~  
31 ~~shall lapse.~~

32 ~~(8))~~ \$12,000 of the department of retirement systems expense  
33 account appropriation is provided solely for the implementation of  
34 Senate Bill No. 6378 (LEOFF plan 2 part-time leave of absence). If the  
35 bill is not enacted by June 30, 2002, the amount provided in this  
36 subsection shall lapse.

37 ~~((9))~~ (8) \$122,000 of the department of retirement systems  
38 expense account appropriation is provided solely for the implementation

1 of Senate Bill No. 6379 (transferring service credit to WSPRS). If the  
2 bill is not enacted by June 30, 2002, the amount provided in this  
3 subsection shall lapse.

4 ~~((10))~~ (9) \$651,000 of the department of retirement systems  
5 expense account appropriation is provided solely for the implementation  
6 of Engrossed Senate Bill No. 6380 (survivor benefits). If the bill is  
7 not enacted by June 30, 2002, the amount provided in this subsection  
8 shall lapse.

9 ~~((11))~~ (10) \$53,000 of the department of retirement systems  
10 expense account appropriation is provided solely for the implementation  
11 of Senate Bill No. 6381 (PERS plan 1 terminated vested). If the bill  
12 is not enacted by June 30, 2002, the amount provided in this subsection  
13 shall lapse.

14 ~~((12) \$130,000 of the department of retirement systems expense  
15 account appropriation for fiscal year 2003 is provided solely for the  
16 implementation of House Bill No. 2896 (EMT service credit transfer).  
17 If the bill is not enacted by June 30, 2002, the amount provided in  
18 this subsection shall lapse.~~

19 ~~(13))~~ (11) The appropriations in this section are reduced to  
20 reflect savings resulting from a 0.01 percent reduction of the  
21 department of retirement systems administrative expense rate, effective  
22 May 1, 2002, from 0.23 to 0.22 for the remainder of the 2001-03  
23 biennium.

24 **Sec. 115.** 2002 c 371 s 137 (uncodified) is amended to read as  
25 follows:

26 **FOR THE DEPARTMENT OF REVENUE**

|    |   |                               |
|----|---|-------------------------------|
| 27 | General Fund--State Appropriation (FY 2002) . . . . . | <del>(( \$72,823,000 ))</del> |
| 28 |   | <u>\$72,820,000</u>           |
| 29 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(( \$78,149,000 ))</del> |
| 30 |   | <u>\$77,118,000</u>           |
| 31 | Timber Tax Distribution Account--State                |                               |
| 32 | Appropriation . . . . .                               | <del>(( \$5,131,000 ))</del>  |
| 33 |   | <u>\$5,115,000</u>            |
| 34 | Waste Education/Recycling/Litter Control--State       |                               |
| 35 | Appropriation . . . . .                               | \$101,000                     |
| 36 | State Toxics Control Account--State                   |                               |
| 37 | Appropriation . . . . .                               | \$67,000                      |

|   |  |                                |
|---|--|--------------------------------|
| 1 | Oil Spill Administration Account--State  |                                |
| 2 | Appropriation . . . . .                  | \$14,000                       |
| 3 | Multimodal Transportation Account--State |                                |
| 4 | Appropriation . . . . .                  | (( <del>\$109,000</del> ))     |
| 5 |  | <u>\$9,000</u>                 |
| 6 | TOTAL APPROPRIATION . . . . .            | (( <del>\$156,394,000</del> )) |
| 7 |  | <u>\$155,244,000</u>           |

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

10       (1) \$269,000 of the general fund--state appropriation for fiscal  
11 year 2002 and \$49,000 of the general fund--state appropriation for  
12 fiscal year 2003 are provided solely to establish and provide staff  
13 support to a committee on taxation to study the elasticity, equity, and  
14 adequacy of the state's tax system.

15       (a) The committee shall consist of eleven members. The department  
16 shall appoint six academic scholars from the fields of economics,  
17 taxation, business administration, public administration, public  
18 policy, and other relevant disciplines as determined by the department,  
19 after consulting with the majority and minority leaders in the senate,  
20 the co-speakers in the house of representatives, the chair of the ways  
21 and means committee in the senate, and the co-chairs of the finance  
22 committee in the house of representatives. The governor and the chairs  
23 of the majority and minority caucuses in each house of the legislature  
24 shall each appoint one member to the committee. These appointments may  
25 be legislative members. The members of the committee shall either  
26 elect a voting chair from among their membership or a nonvoting chair  
27 who is not a member of the committee. Members of the committee shall  
28 serve without compensation but shall be reimbursed for travel expenses  
29 under RCW 43.03.050 and 43.03.060.

30       (b) The purpose of the study is to determine how well the current  
31 tax system functions and how it might be changed to better serve the  
32 citizens of the state in the twenty-first century. In reviewing  
33 options for changes to the tax system, the committee shall develop  
34 multiple alternatives to the existing tax system. To the extent  
35 possible, the alternatives shall be designed to increase the harmony  
36 between the tax system of this state and the surrounding states,  
37 encourage commerce and business creation, and encourage home ownership.  
38 In developing alternatives, the committee shall examine and consider

1 the effects of tax incentives, including exemptions, deferrals, and  
 2 credits. The alternatives shall range from incremental improvements in  
 3 the current tax structure to complete replacement of the tax structure.  
 4 In conducting the study, the committee shall examine the tax structures  
 5 of other states and review previous studies regarding tax reform in  
 6 this state. In developing alternatives, the committee shall be guided  
 7 by administrative simplicity, economic neutrality, fairness, stability,  
 8 and transparency. Most of the alternatives presented by the committee  
 9 to the legislature shall be revenue neutral and contain no income tax.

10 (c) The department shall create an advisory group to include, but  
 11 not be limited to, representatives of business, state agencies, local  
 12 governments, labor, taxpayers, and other advocacy groups. The group  
 13 shall provide advice and assistance to the committee.

14 (d) The committee shall present a final report of its findings and  
 15 alternatives to the ways and means committee in the senate and the  
 16 finance committee in the house of representatives by November 30, 2002.

17 ((+3)) (2) \$109,000 of the multimodal transportation account--  
 18 state appropriation for fiscal year 2003 is provided solely for the  
 19 department to implement the provisions of House Bill No. 2969  
 20 (transportation). If the bill is not enacted by January 1, 2003, the  
 21 amount provided in this subsection shall lapse. Further, the amount  
 22 provided in this subsection shall lapse to the extent that funds are  
 23 provided for this purpose in the transportation appropriations act.

24 **Sec. 116.** 2001 2nd sp.s. c 7 s 141 (uncodified) is amended to read  
 25 as follows:

26 **FOR THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES**  
 27 OMWBE Enterprises Account--State  
 28 Appropriation . . . . . ((~~\$2,616,000~~))  
 29 \$2,067,000

30 **Sec. 117.** 2002 c 371 s 139 (uncodified) is amended to read as  
 31 follows:

32 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**  
 33 General Fund--State Appropriation (FY 2002) . . . . . \$549,000  
 34 General Fund--State Appropriation (FY 2003) . . . . . ((~~\$655,000~~))  
 35 \$646,000  
 36 General Fund--Federal Appropriation . . . . . ((~~\$1,930,000~~))



1 (encouraging recycling and waste reduction). If the bill is not  
2 enacted by June 30, 2002, the amount provided in this subsection shall  
3 lapse.

4 (4) State agencies that provide services to other state agencies  
5 are expected to reduce their expenditures and to share the savings with  
6 their clients. The department of general administration shall achieve  
7 a reduction of \$1,302,000 in its billings for motor pool, consolidated  
8 mail, and other services that state agencies purchase in fiscal year  
9 2003. The reduction is expected to result from both reduced demand for  
10 services and reduced rates.

11 (5) Beginning on the effective date of this section, the department  
12 of general administration shall not purchase or lease any additional  
13 automobiles for the state motor pool. Furthermore, it is the intention  
14 of the legislature that this moratorium on new motor vehicle purchasing  
15 and leasing will continue through the 2003-05 biennium.

16 **Sec. 118.** 2002 c 371 s 143 (uncodified) is amended to read as  
17 follows:

18 **FOR THE LIQUOR CONTROL BOARD**

|    |   |                                |
|----|---|--------------------------------|
| 19 | General Fund--State Appropriation (FY 2002) . . . . .   | \$1,483,000                    |
| 20 | General Fund--State Appropriation (FY 2003) . . . . .   | \$1,439,000                    |
| 21 | General Fund--Federal Appropriation (FY 2003) . . . . . | \$99,000                       |
| 22 | Liquor Control Board Construction and Maintenance       |                                |
| 23 | Account--State Appropriation . . . . .                  | \$9,684,000                    |
| 24 | Liquor Revolving Account--State                         |                                |
| 25 | Appropriation . . . . .                                 | <del>(( \$125,927,000 ))</del> |
| 26 |   | <u>\$126,301,000</u>           |
| 27 | TOTAL APPROPRIATION . . . . .                           | <del>(( \$138,632,000 ))</del> |
| 28 |   | <u>\$139,006,000</u>           |

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

31 (1) \$1,573,000 of the liquor revolving account appropriation is  
32 provided solely for the agency information technology upgrade. This  
33 amount provided in this subsection is conditioned upon satisfying the  
34 requirements of section 902 of this act.

35 (2) \$4,803,000 of the liquor revolving account appropriation is  
36 provided solely for the costs associated with the development and  
37 implementation of a merchandising business system. Expenditures of any

1 funds for this system are conditioned upon the approval of the  
2 merchandising business system's feasibility study by the information  
3 services board. The amount provided in this subsection is also  
4 conditioned upon satisfying the requirements of section 902 of this  
5 act.

6 (3) \$84,000 of the liquor control board construction and  
7 maintenance account appropriation for fiscal year 2003 is provided  
8 solely for the liquor control board to employ additional staff during  
9 the holiday season to handle the expected increase in sales volume at  
10 the Seattle distribution center.

11 **Sec. 119.** 2002 c 371 s 145 (uncodified) is amended to read as  
12 follows:

13 **FOR THE MILITARY DEPARTMENT**

|    |  |                                |
|----|--|--------------------------------|
| 14 | General Fund--State Appropriation (FY 2002) . . . . .      | (( <del>\$9,165,000</del> ))   |
| 15 |  | <u>\$9,269,000</u>             |
| 16 | General Fund--State Appropriation (FY 2003) . . . . .      | (( <del>\$8,710,000</del> ))   |
| 17 |  | <u>\$8,740,000</u>             |
| 18 | General Fund--Federal Appropriation . . . . .              | (( <del>\$22,509,000</del> ))  |
| 19 |  | <u>\$28,003,000</u>            |
| 20 | General Fund--Private/Local Appropriation . . . . .        | \$234,000                      |
| 21 | Enhanced 911 Account--State Appropriation . . . . .        | \$20,269,000                   |
| 22 | Disaster Response Account--State Appropriation . . . . .   | (( <del>\$2,010,000</del> ))   |
| 23 |  | <u>\$1,369,000</u>             |
| 24 | Disaster Response Account--Federal Appropriation . . . . . | (( <del>\$6,510,000</del> ))   |
| 25 |  | <u>\$3,238,000</u>             |
| 26 | Worker and Community Right to Know Fund--State             |                                |
| 27 | Appropriation . . . . .                                    | \$283,000                      |
| 28 | Nisqually Earthquake Account--State                        |                                |
| 29 | Appropriation . . . . .                                    | (( <del>\$29,027,000</del> ))  |
| 30 |  | <u>\$24,768,000</u>            |
| 31 | Nisqually Earthquake Account--Federal                      |                                |
| 32 | Appropriation . . . . .                                    | (( <del>\$49,641,000</del> ))  |
| 33 |  | <u>\$56,927,000</u>            |
| 34 | TOTAL APPROPRIATION . . . . .                              | (( <del>\$148,358,000</del> )) |
| 35 |  | <u>\$153,100,000</u>           |

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

1           (1) (~~(\$1,906,000)~~) \$1,265,000 of the disaster response account--  
2 state appropriation is provided solely for the state share of response  
3 and recovery costs associated with federal emergency management agency  
4 (FEMA) disasters approved in the 1999-01 biennium budget. The military  
5 department may, upon approval of the director of financial management,  
6 use portions of the disaster response account--state appropriation to  
7 offset costs of new disasters occurring before June 30, 2003. The  
8 military department shall submit a report quarterly to the office of  
9 financial management and the legislative fiscal committees detailing  
10 disaster costs, including: (a) Estimates of total costs; (b)  
11 incremental changes from the previous estimate; (c) actual  
12 expenditures; (d) estimates of total remaining costs to be paid; and  
13 (d) estimates of future payments by biennium. This information shall  
14 be displayed by individual disaster, by fund, and by type of  
15 assistance. The military department shall also submit a report  
16 quarterly to the office of financial management and the legislative  
17 fiscal committees detailing information on the disaster response  
18 account, including: (a) The amount and type of deposits into the  
19 account; (b) the current available fund balance as of the reporting  
20 date; and (c) the projected fund balance at the end of the 2001-03  
21 biennium based on current revenue and expenditure patterns.

22           (2) \$100,000 of the general fund--state fiscal year 2002  
23 appropriation and \$100,000 of the general fund--state fiscal year 2003  
24 appropriation are provided solely for implementation of the conditional  
25 scholarship program pursuant to chapter 28B.103 RCW.

26           (3) \$60,000 of the general fund--state appropriation for fiscal  
27 year 2002 and \$60,000 of the general fund--state appropriation for  
28 fiscal year 2003 are provided solely for the implementation of Senate  
29 Bill No. 5256 (emergency management compact). If the bill is not  
30 enacted by June 30, 2001, the amounts provided in this subsection shall  
31 lapse.

32           (4) \$35,000 of the general fund--state fiscal year 2002  
33 appropriation and \$35,000 of the general fund--state fiscal year 2003  
34 appropriation are provided solely for the north county emergency  
35 medical service.

36           (5) (~~(\$2,145,000)~~) \$2,194,000 of the Nisqually earthquake account--  
37 state appropriation and (~~(\$4,174,000)~~) \$4,423,000 of the Nisqually



1 earthquake account--federal appropriation are provided solely for the  
2 military department's costs associated with coordinating the state's  
3 response to the February 28, 2001, earthquake.

4 (6) (~~(\$678,000)~~) \$641,000 of the Nisqually earthquake account--  
5 state appropriation and (~~(\$3,420,000)~~) \$3,797,000 of the Nisqually  
6 earthquake account--federal appropriation are provided solely for  
7 mitigation costs associated with the earthquake for state and local  
8 agencies. Of the amount from the Nisqually earthquake account--state  
9 appropriation, (~~(\$217,000)~~) \$227,000 is provided for the state matching  
10 share for state agencies and (~~(\$462,000)~~) \$414,000 is provided for one-  
11 half of the local matching share for local entities. The amount  
12 provided for the local matching share constitutes a revenue  
13 distribution for purposes of RCW 43.135.060(1).

14 (7) (~~(\$8,970,000)~~) \$10,933,000 of the Nisqually earthquake  
15 account--state appropriation and (~~(\$42,047,000)~~) \$48,707,000 of the  
16 Nisqually earthquake account--federal appropriation are provided solely  
17 for public assistance costs associated with the earthquake for state  
18 and local agencies. Of the amount from the Nisqually earthquake  
19 account--state appropriation, (~~(\$3,924,000)~~) \$5,639,000 is provided for  
20 the state matching share for state agencies and (~~(\$5,046,000)~~)  
21 \$5,294,000 is provided for one-half of the local matching share for  
22 local entities. The amount provided for the local matching share  
23 constitutes a revenue distribution for purposes of RCW 43.135.060(1).

24 (8) (~~(\$17,234,000)~~) \$11,000,000 of the Nisqually earthquake  
25 account--state appropriation is provided solely to cover other response  
26 and recovery costs associated with the Nisqually earthquake that are  
27 not eligible for federal emergency management agency reimbursement.  
28 Prior to expending funds provided in this subsection, the military  
29 department shall obtain prior approval of the director of financial  
30 management. Prior to approving any single project of over \$1,000,000,  
31 the office of financial management shall notify the fiscal committees  
32 of the legislature. The military department is to submit a quarterly  
33 report detailing the costs authorized under this subsection to the  
34 office of financial management and the legislative fiscal committees.

35 (9) \$2,818,000 of the enhanced 911 account--state appropriation is  
36 provided solely for the implementation of Engrossed Second Substitute  
37 Senate Bill No. 6034 or House Bill No. 2595 (enhanced 911 excise tax).

1 If neither bill is enacted by June 30, 2002, the amount provided in  
2 this subsection shall lapse.

(End of part)

PART II  
HUMAN SERVICES

1  
2  
3       **Sec. 201.** 2002 c 371 s 201 (uncodified) is amended to read as  
4 follows:

5       **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES.**       (1)

6 Appropriations made in this act to the department of social and health  
7 services shall initially be allotted as required by this act.  
8 Subsequent allotment modifications shall not include transfers of  
9 moneys between sections of this act except as expressly provided in  
10 this act, nor shall allotment modifications permit moneys that are  
11 provided solely for a specified purpose to be used for other than that  
12 purpose, except as expressly provided in subsection (3) of this  
13 section.

14       (2) The department of social and health services shall not initiate  
15 any services that will require expenditure of state general fund moneys  
16 unless expressly authorized in this act or other law. The department  
17 may seek, receive, and spend, under RCW 43.79.260 through 43.79.282,  
18 federal moneys not anticipated in this act as long as the federal  
19 funding does not require expenditure of state moneys for the program in  
20 excess of amounts anticipated in this act. If the department receives  
21 unanticipated unrestricted federal moneys, those moneys shall be spent  
22 for services authorized in this act or in any other legislation  
23 providing appropriation authority, and an equal amount of appropriated  
24 state general fund moneys shall lapse. Upon the lapsing of any moneys  
25 under this subsection, the office of financial management shall notify  
26 the legislative fiscal committees. As used in this subsection,  
27 "unrestricted federal moneys" includes block grants and other funds  
28 that federal law does not require to be spent on specifically defined  
29 projects or matched on a formula basis by state funds.

30       (3)(a) The appropriations to the department of social and health  
31 services in this act shall be expended for the programs and in the  
32 amounts specified in this act. However, after May 1, 2002, unless  
33 specifically prohibited by this act, the department may transfer  
34 general fund--state appropriations for fiscal year 2002 among programs  
35 after approval by the director of financial management; and after May  
36 1, 2003, the department may transfer general fund--state appropriations

1 for fiscal year 2003 among programs after such approval. However, the  
2 department shall not transfer state moneys that are provided solely for  
3 a specified purpose except as expressly provided in subsection (3)(b)  
4 of this section.

5 (b) To the extent that transfers under subsection (3)(a) of this  
6 section are insufficient to fund actual expenditures in excess of  
7 fiscal year 2002 or fiscal year 2003 caseload forecasts and utilization  
8 assumptions in the medical assistance, long-term care, foster care,  
9 adoption support, and child support programs, the department may  
10 transfer state moneys that are provided solely for a specified purpose  
11 after approval by the director of financial management.

12 (c) The director of financial management shall notify the  
13 appropriate fiscal committees of the senate and house of  
14 representatives in writing prior to approving any allotment  
15 modifications.

16 (4) In the event the department receives additional unrestricted  
17 federal funds or achieves savings in excess of that anticipated in this  
18 act, the department shall use up to \$5,000,000 of such funds to  
19 initiate a pilot project providing integrated support services to  
20 homeless individuals needing mental health services, alcohol or  
21 substance abuse treatment, medical care, or who demonstrate community  
22 safety concerns. Before such a pilot project is initiated, the  
23 department shall notify the fiscal committees of the legislature of the  
24 plans for such a pilot project including the source of funds to be  
25 used.

26 **Sec. 202.** 2002 c 371 s 202 (uncodified) is amended to read as  
27 follows:

28 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--CHILDREN AND FAMILY**  
29 **SERVICES PROGRAM**

|    |   |                                |
|----|---|--------------------------------|
| 30 | General Fund--State Appropriation (FY 2002) . . . . . | \$225,104,000                  |
| 31 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(( \$231,042,000 ))</del> |
| 32 |   | <u>\$225,645,000</u>           |
| 33 | General Fund--Federal Appropriation . . . . .         | <del>(( \$369,403,000 ))</del> |
| 34 |   | <u>\$376,759,000</u>           |
| 35 | General Fund--Private/Local Appropriation . . . . .   | \$400,000                      |
| 36 | Public Safety and Education Account--                 |                                |
| 37 | State Appropriation . . . . .                         | \$964,000                      |



1 (4) \$1,260,000 of the fiscal year 2002 general fund--state  
2 appropriation, \$1,248,000 of the fiscal year 2003 general fund--state  
3 appropriation, and \$4,150,000 of the violence reduction and drug  
4 enforcement account appropriation are provided solely for the family  
5 policy council and community public health and safety networks. The  
6 funding level for the family policy council and community public health  
7 and safety networks represents a 25 percent reduction below the funding  
8 level for the 1999-2001 biennium. Funding levels shall be reduced 25  
9 percent for both the family policy council and network grants.  
10 Reductions to network grants shall be allocated so as to maintain  
11 current funding levels, to the greatest extent possible, for projects  
12 with the strongest evidence of positive outcomes and for networks with  
13 substantial compliance with contracts for network grants.

14 (5) \$2,215,000 of the fiscal year 2002 general fund--state  
15 appropriation, \$4,394,000 of the fiscal year 2003 general fund--state  
16 appropriation, and \$5,604,000 of the general fund--federal  
17 appropriation are provided solely for reducing the average caseload  
18 level per case-carrying social worker. Average caseload reductions are  
19 intended to increase the amount of time social workers spend in direct  
20 contact with the children, families, and foster parents involved with  
21 their open cases. The department shall use some of the funds provided  
22 in several local offices to increase staff that support case-carrying  
23 social workers in ways that will allow social workers to increase  
24 direct contact time with children, families, and foster parents. To  
25 achieve the goal of reaching an average caseload ratio of 1:24 by the  
26 end of fiscal year 2003, the department shall develop a plan for  
27 redeploying 30 FTEs to case-carrying social worker and support  
28 positions from other areas in the children and family services budget.  
29 The FTE redeployment plan shall be submitted to the fiscal committees  
30 of the legislature by December 1, 2001.

31 (6) \$1,000,000 of the fiscal year 2002 general fund--state  
32 appropriation and \$1,000,000 of the fiscal year 2003 general fund--  
33 state appropriation are provided solely for increasing foster parent  
34 respite care services that improve the retention of foster parents and  
35 increase the stability of foster placements. The department shall  
36 report quarterly to the appropriate committees of the legislature  
37 progress against appropriate baseline measures for foster parent  
38 retention and stability of foster placements.

1 (7) \$1,050,000 of the general fund--federal appropriation is  
2 provided solely for increasing kinship care placements for children who  
3 otherwise would likely be placed in foster care. These funds shall be  
4 used for extraordinary costs incurred by relatives at the time of  
5 placement, or for extraordinary costs incurred by relatives after  
6 placement if such costs would likely cause a disruption in the kinship  
7 care placement. \$50,000 of the funds provided shall be contracted to  
8 the Washington institute for public policy to conduct a study of  
9 kinship care placements. The study shall examine the prevalence and  
10 needs of families who are raising related children and shall compare  
11 services and policies of Washington state with other states that have  
12 a higher rate of kinship care placements in lieu of foster care  
13 placements. The study shall identify possible changes in services and  
14 policies that are likely to increase appropriate kinship care  
15 placements.

16 (8) \$3,386,000 of the fiscal year 2002 general fund--state  
17 appropriation, \$5,710,000 of the fiscal year 2003 general fund--state  
18 appropriation, and \$19,819,000 of the general fund--federal  
19 appropriation are provided solely for increases in the cost per case  
20 for foster care and adoption support. \$16,000,000 of the general  
21 fund--federal amount shall remain unallotted until the office of  
22 financial management approves a plan submitted by the department to  
23 achieve a higher rate of federal earnings in the foster care program.  
24 That plan shall also be submitted to the fiscal committees of the  
25 legislature and shall indicate projected federal revenue compared to  
26 actual fiscal year 2001 levels. Within the amounts provided for foster  
27 care, the department shall increase the basic rate for foster care to  
28 an average of \$420 per month on July 1, 2001. The department shall use  
29 the remaining funds provided in this subsection to pay for increases in  
30 the cost per case for foster care and adoption support. The department  
31 shall seek to control rate increases and reimbursement decisions for  
32 foster care and adoption support cases such that the cost per case for  
33 family foster care, group care, receiving homes, and adoption support  
34 does not exceed the amount assumed in the projected caseload  
35 expenditures plus the amounts provided in this subsection. By April  
36 2003, the department shall adjust adoption support benefits to account  
37 for the availability of the new federal adoption support tax credit for  
38 special needs children.

1 (9) \$1,767,000 of the general fund--state appropriation for fiscal  
 2 year 2002, \$1,767,000 of the general fund--state appropriation for  
 3 fiscal year 2003, and \$1,241,000 of the general fund--federal  
 4 appropriation are provided solely for rate and capacity increases for  
 5 child placing agencies. Child placing agencies shall increase their  
 6 capacity by 15 percent in fiscal year 2002.

7 (10) The department shall provide secure crisis residential  
 8 facilities across the state in a manner that: (a) Retains geographic  
 9 provision of these services; and (b) retains beds in high use areas.

10 (11) \$125,000 of the general fund--state appropriation for fiscal  
 11 year 2002 and \$125,000 of the general fund--state appropriation for  
 12 fiscal year 2003 are provided solely for a foster parent retention  
 13 program. This program is directed at foster parents caring for  
 14 children who act out sexually, as described in House Bill No. 1525  
 15 (foster parent retention program).

16 **Sec. 203.** 2002 c 371 s 203 (uncodified) is amended to read as  
 17 follows:

18 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--JUVENILE**  
 19 **REHABILITATION PROGRAM**

|    |   |                                |
|----|---|--------------------------------|
| 20 | General Fund--State Appropriation (FY 2002) . . . . . | \$83,151,000                   |
| 21 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(( \$79,107,000 ))</del>  |
| 22 |   | <u>\$79,388,000</u>            |
| 23 | General Fund--Federal Appropriation . . . . .         | <del>(( \$13,803,000 ))</del>  |
| 24 |   | <u>\$13,747,000</u>            |
| 25 | General Fund--Private/Local Appropriation . . . . .   | \$1,110,000                    |
| 26 | Juvenile Accountability Incentive                     |                                |
| 27 | Account--Federal Appropriation . . . . .              | \$10,461,000                   |
| 28 | Public Safety and Education                           |                                |
| 29 | Account--State Appropriation . . . . .                | \$6,047,000                    |
| 30 | Violence Reduction and Drug Enforcement Account--     |                                |
| 31 | State Appropriation . . . . .                         | \$37,174,000                   |
| 32 | TOTAL APPROPRIATION . . . . .                         | <del>(( \$230,853,000 ))</del> |
| 33 |   | <u>\$231,078,000</u>           |

34 The appropriations in this subsection are subject to the following  
 35 conditions and limitations:

36 (1) \$686,000 of the violence reduction and drug enforcement account  
 37 appropriation is provided solely for deposit in the county criminal



1 justice assistance account for costs to the criminal justice system  
2 associated with the implementation of chapter 338, Laws of 1997  
3 (juvenile code revisions). The amounts provided in this subsection are  
4 intended to provide funding for county adult court costs associated  
5 with the implementation of chapter 338, Laws of 1997 and shall be  
6 distributed in accordance with RCW 82.14.310.

7 (2) \$5,980,000 of the violence reduction and drug enforcement  
8 account appropriation is provided solely for the implementation of  
9 chapter 338, Laws of 1997 (juvenile code revisions). The amounts  
10 provided in this subsection are intended to provide funding for county  
11 impacts associated with the implementation of chapter 338, Laws of 1997  
12 and shall be distributed to counties as prescribed in the current  
13 consolidated juvenile services (CJS) formula.

14 (3) \$1,161,000 of the general fund--state appropriation for fiscal  
15 year 2002, \$1,162,000 of the general fund--state appropriation for  
16 fiscal year 2003, and \$5,190,000 of the violence reduction and drug  
17 enforcement account appropriation are provided solely to implement  
18 community juvenile accountability grants pursuant to chapter 338, Laws  
19 of 1997 (juvenile code revisions). Funds provided in this subsection  
20 may be used solely for community juvenile accountability grants,  
21 administration of the grants, and evaluations of programs funded by the  
22 grants.

23 (4) \$2,515,000 of the violence reduction and drug enforcement  
24 account appropriation is provided solely to implement alcohol and  
25 substance abuse treatment programs for locally committed offenders.  
26 The juvenile rehabilitation administration shall award these moneys on  
27 a competitive basis to counties that submitted a plan for the provision  
28 of services approved by the division of alcohol and substance abuse.  
29 The juvenile rehabilitation administration shall develop criteria for  
30 evaluation of plans submitted and a timeline for awarding funding and  
31 shall assist counties in creating and submitting plans for evaluation.

32 (5) \$100,000 of the general fund--state appropriation for fiscal  
33 year 2002 and \$100,000 of the general fund--state appropriation for  
34 fiscal year 2003 are provided solely for juvenile rehabilitation  
35 administration to contract with the institute for public policy for  
36 responsibilities assigned in chapter 338, Laws of 1997 (juvenile code  
37 revisions).

1 (6) \$100,000 of the general fund--state appropriation for fiscal  
2 year 2002 and \$100,000 of the general fund--state appropriation for  
3 fiscal year 2003 are provided solely for a contract for expanded  
4 services of the teamchild project.

5 (7) \$423,000 of the general fund--state appropriation for fiscal  
6 year 2002, \$754,100 of the general fund--state appropriation for fiscal  
7 year 2003, \$152,000 of the general fund--federal appropriation,  
8 \$172,000 of the public safety and education assistance account  
9 appropriation, and \$604,000 of the violence reduction and drug  
10 enforcement account appropriation are provided solely to increase  
11 payment rates for contracted service providers.

12 (8) \$16,000 of the general fund--state appropriation for fiscal  
13 year 2002 and \$16,000 of the general fund--state appropriation for  
14 fiscal year 2003 are provided solely for the implementation of chapter  
15 167, Laws of 1999 (firearms on school property). The amounts provided  
16 in this subsection are intended to provide funding for county impacts  
17 associated with the implementation of chapter 167, Laws of 1999, and  
18 shall be distributed to counties as prescribed in the current  
19 consolidated juvenile services (CJS) formula.

20 (9) \$3,441,000 of the general fund--state appropriation for fiscal  
21 year 2002 and \$3,441,000 of the general fund--state appropriation for  
22 fiscal year 2003 are provided solely for distribution to county  
23 juvenile court administrators to fund the costs of processing truancy,  
24 children in need of services, and at-risk youth petitions. The  
25 department shall not retain any portion of these funds to cover  
26 administrative or any other departmental costs. The department, in  
27 conjunction with the juvenile court administrators, shall develop an  
28 equitable funding distribution formula. The formula shall neither  
29 reward counties with higher than average per-petition processing costs  
30 nor shall it penalize counties with lower than average per-petition  
31 processing costs.

32 (10) \$6,000,000 of the public safety and education account--state  
33 appropriation is provided solely for distribution to county juvenile  
34 court administrators to fund the costs of processing truancy, children  
35 in need of services, and at-risk youth petitions. The department shall  
36 not retain any portion of these funds to cover administrative or any  
37 other departmental costs. The department, in conjunction with the  
38 juvenile court administrators, shall develop an equitable funding

1 distribution formula. The formula shall neither reward counties with  
2 higher than average per-petition processing costs nor shall it penalize  
3 counties with lower than average per-petition processing costs.

4 (11) The distributions made under (9) and (10) of this subsection  
5 and distributions from the county criminal justice assistance account  
6 made pursuant to section 801 of this act constitute appropriate  
7 reimbursement for costs for any new programs or increased level of  
8 service for purposes of RCW 43.135.060.

9 (12) Each quarter during the 2001-03 fiscal biennium, each county  
10 shall report the number of petitions processed and the total actual  
11 costs of processing the petitions in each of the following categories:  
12 Truancy, children in need of services, and at-risk youth. Counties  
13 shall submit the reports to the department no later than 45 days after  
14 the end of the quarter. The department shall forward this information  
15 to the chair and ranking minority member of the house of  
16 representatives appropriations committee and the senate ways and means  
17 committee no later than 60 days after a quarter ends. These reports  
18 are deemed informational in nature and are not for the purpose of  
19 distributing funds.

20 (13) \$1,692,000 of the juvenile accountability incentive account--  
21 federal appropriation is provided solely for the continued  
22 implementation of a pilot program to provide for postrelease planning  
23 and treatment of juvenile offenders with co-occurring disorders.

24 (14) \$22,000 of the violence reduction and drug enforcement account  
25 appropriation is provided solely for the evaluation of the juvenile  
26 offender co-occurring disorder pilot program implemented pursuant to  
27 (m) of this subsection.

28 (15) \$900,000 of the general fund--state appropriation for fiscal  
29 year 2002 and \$900,000 of the general fund--state appropriation for  
30 fiscal year 2003 are provided solely for the continued implementation  
31 of the juvenile violence prevention grant program established in  
32 section 204, chapter 309, Laws of 1999.

33 (16) \$33,000 of the general fund--state appropriation for fiscal  
34 year 2002 and \$29,000 of the general fund--state appropriation for  
35 fiscal year 2003 are provided solely for the implementation of House  
36 Bill No. 1070 (juvenile offender basic training). If the bill is not  
37 enacted by June 30, 2001, the amounts provided in this subsection shall  
38 lapse.

1 (17) \$21,000 of the general fund--state appropriation for fiscal  
2 year 2002 and \$42,000 of the general fund--state appropriation for  
3 fiscal year 2003 are provided solely for the implementation of Senate  
4 Bill No. 5468 (chemical dependency). If the bill is not enacted by  
5 June 30, 2001, the amounts provided in this subsection shall lapse.

6 (18) The juvenile rehabilitation administration, in consultation  
7 with the juvenile court administrators, may agree on a formula to allow  
8 the transfer of funds among amounts appropriated for consolidated  
9 juvenile services, community juvenile accountability act grants, the  
10 chemically dependent disposition alternative, and the special sex  
11 offender disposition alternative.

12 (19) \$40,000 of the general fund--state appropriation for fiscal  
13 year 2002 and \$68,000 of the general fund--state appropriation for  
14 fiscal year 2003 are provided solely to increase payment rates for  
15 contracted service providers.

16 (20) \$945,000 of the general fund--state appropriation for fiscal  
17 year 2003 is provided solely for providing additional research-based  
18 services to the juvenile parole population. The juvenile  
19 rehabilitation administration shall consult with the institute for  
20 public policy in deciding which interventions to provide to the parole  
21 population.

22 (21) The juvenile rehabilitation administration shall continue to  
23 allot and expend funds provided in this section by the category and  
24 budget unit structure submitted to the legislative evaluation and  
25 accountability program committee.

26 **Sec. 204.** 2002 c 371 s 204 (uncodified) is amended to read as  
27 follows:

28 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--MENTAL HEALTH**  
29 **PROGRAM**

30 (1) COMMUNITY SERVICES/REGIONAL SUPPORT NETWORKS

|  |                            |
|--|----------------------------|
| 31 General Fund--State Appropriation (FY 2002) . . . . . | \$194,566,000              |
| 32 General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$177,206,000)</del> |
| 33   | <u>\$178,454,000</u>       |
| 34 General Fund--Federal Appropriation . . . . .         | <del>(\$358,377,000)</del> |
| 35   | <u>\$359,630,000</u>       |
| 36 General Fund--Local Appropriation . . . . .           | \$25,596,000               |
| 37 Health Services Account--State                        |                            |

|   |                               |                            |
|---|-------------------------------|----------------------------|
| 1 | Appropriation . . . . .       | \$2,450,000                |
| 2 | TOTAL APPROPRIATION . . . . . | <del>(\$758,195,000)</del> |
| 3 |                               | <u>\$760,696,000</u>       |

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

6 (a) Regional support networks shall use portions of the general  
7 fund--state appropriation for implementation of working agreements with  
8 the vocational rehabilitation program which will maximize the use of  
9 federal funding for vocational programs.

10 (b) From the general fund--state appropriations in this subsection,  
11 the secretary of social and health services shall assure that regional  
12 support networks reimburse the aging and adult services program for the  
13 general fund--state cost of medicaid personal care services that  
14 enrolled regional support network consumers use because of their  
15 psychiatric disability.

16 (c) \$388,000 of the general fund--state appropriation for fiscal  
17 year 2002, \$2,829,000 of the general fund--state appropriation for  
18 fiscal year 2003, and \$3,157,000 of the general fund--federal  
19 appropriation are provided solely for development and operation of  
20 community residential and support services for persons whose treatment  
21 needs constitute substantial barriers to community placement and who no  
22 longer require active psychiatric treatment at an inpatient hospital  
23 level of care, no longer meet the criteria for inpatient involuntary  
24 commitment, and who are clinically ready for discharge from a state  
25 psychiatric hospital. In the event that enough patients are not  
26 transitioned or diverted from the state hospitals to close at least two  
27 hospital wards by July 2002, and four additional wards by April 2003,  
28 a proportional share of these funds shall be transferred to the  
29 appropriations in subsection (2) of this section to support continued  
30 care of the patients in the state hospitals. Primary responsibility  
31 and accountability for provision of appropriate community support for  
32 persons placed with these funds shall reside with the mental health  
33 program and the regional support networks, with partnership and active  
34 support from the alcohol and substance abuse and from the aging and  
35 adult services programs. The department shall negotiate performance-  
36 based incentive contracts to provide appropriate community support  
37 services for individuals leaving the state hospitals under this  
38 subsection. The department shall first seek to contract with regional

1 support networks before offering a contract to any other party. The  
2 funds appropriated in this subsection shall not be considered  
3 "available resources" as defined in RCW 71.24.025 and are not subject  
4 to the standard allocation formula applied in accordance with RCW  
5 71.24.035(13)(a).

6 (d) At least \$1,000,000 of the federal block grant funding  
7 appropriated in this subsection shall be used for (i) initial  
8 development, training, and operation of the community support teams  
9 which will work with long-term state hospital residents prior and  
10 subsequent to their return to the community; and (ii) development of  
11 support strategies which will reduce the unnecessary and excessive use  
12 of state and local hospitals for short-term crisis stabilization  
13 services. Such strategies may include training and technical  
14 assistance to community long-term care and substance abuse providers;  
15 the development of diversion beds and stabilization support teams;  
16 examination of state hospital policies regarding admissions; and the  
17 development of new contractual standards to assure that the statutory  
18 requirement that 85 percent of short-term detentions be managed locally  
19 is being fulfilled. The department shall report to the fiscal and  
20 policy committees of the legislature on the results of these efforts by  
21 November 1, 2001, and again by November 1, 2002.

22 (e) The department is authorized to implement a new formula for  
23 allocating available resources among the regional support networks.  
24 The distribution formula shall use the number of persons eligible for  
25 the state medical programs funded under chapter 74.09 RCW as the  
26 measure of the requirement for the number of acutely mentally ill,  
27 chronically mentally ill, severely emotionally disturbed children, and  
28 seriously disturbed in accordance with RCW 71.24.035(13)(a). The new  
29 formula shall be phased in over a period of no less than six years.  
30 Furthermore, the department shall increase the medicaid capitation  
31 rates which a regional support network would otherwise receive under  
32 the formula by an amount sufficient to assure that total funding  
33 allocated to the regional support network in fiscal year 2002 increases  
34 by up to 3.5 percent over the amount actually paid to that regional  
35 support network in fiscal year 2001, and by up to an additional 5.0  
36 percent in fiscal year 2003, if total funding to the regional support  
37 network would otherwise increase by less than those percentages under

1 the new formula, and provided that the nonfederal share of the higher  
2 medicaid payment rate is provided by the regional support network from  
3 local funds.

4 (f) Within funds appropriated in this subsection, the department  
5 shall contract with the Clark county regional support network for  
6 development and operation of a project demonstrating collaborative  
7 methods for providing intensive mental health services in the school  
8 setting for severely emotionally disturbed children who are medicaid  
9 eligible. Project services are to be delivered by teachers and  
10 teaching assistants who qualify as, or who are under the supervision  
11 of, mental health professionals meeting the requirements of chapter  
12 275-57 WAC. The department shall increase medicaid payments to the  
13 regional support network by the amount necessary to cover the necessary  
14 and allowable costs of the demonstration, not to exceed the upper  
15 payment limit specified for the regional support network in the  
16 department's medicaid waiver agreement with the federal government  
17 after meeting all other medicaid spending requirements assumed in this  
18 subsection. The regional support network shall provide the department  
19 with (i) periodic reports on project service levels, methods, and  
20 outcomes; and (ii) an intergovernmental transfer equal to the state  
21 share of the increased medicaid payment provided for operation of this  
22 project.

23 (g) The health services account appropriation is provided solely  
24 for implementation of strategies which the department and the affected  
25 regional support networks conclude will best assure continued  
26 availability of community-based inpatient psychiatric services in all  
27 areas of the state. Such strategies may include, but are not limited  
28 to, emergency contracts for continued operation of inpatient facilities  
29 otherwise at risk of closure because of demonstrated uncompensated  
30 care; start-up grants for development of evaluation and treatment  
31 facilities; and increases in the rate paid for inpatient psychiatric  
32 services for medically indigent and/or general assistance for the  
33 unemployed patients. The funds provided in this subsection must be:  
34 (i) Prioritized for use in those areas of the state which are at  
35 greatest risk of lacking sufficient inpatient psychiatric treatment  
36 capacity, rather than being distributed on a formula basis; (ii)  
37 prioritized for use by those hospitals which do not receive low-income  
38 disproportionate share hospital payments as of the date of application

1 for funding; and (iii) matched on a one-quarter local, three-quarters  
 2 state basis by funding from the regional support network or networks in  
 3 the area in which the funds are expended. Payments from the amount  
 4 provided in this subsection shall not be made to any provider that has  
 5 not agreed that, except for prospective rate increases, the payment  
 6 shall offset, on a dollar-for-dollar basis, any liability that may be  
 7 established against, or any settlement that may be agreed to by the  
 8 state, regarding the rate of state reimbursement for inpatient  
 9 psychiatric care. The funds provided in this subsection shall not be  
 10 considered "available resources" as defined in RCW 71.24.025 and are  
 11 not subject to the distribution formula established pursuant to RCW  
 12 71.24.035.

13 ((+i)) (h) The department shall assure that each regional support  
 14 network increases spending on direct client services in fiscal years  
 15 2002 and 2003 by at least the same percentage as the total state,  
 16 federal, and local funds allocated to the regional support network in  
 17 those years exceeds the amounts allocated to it in fiscal year 2001.

18 ((+j)) (i) The department shall reduce state funding otherwise  
 19 payable to a regional support network in fiscal years 2002 and 2003 by  
 20 the full amount by which the regional support network's reserves and  
 21 fund balances as of December 31, 2001, exceed the required risk reserve  
 22 for that regional support network. The required reserve amount shall  
 23 be calculated by applying the risk reserve percentage specified in the  
 24 department's contract with the regional support network to the total  
 25 state and federal revenues for which the regional support network would  
 26 otherwise be eligible in accordance with this subsection. As used in  
 27 this subsection, "reserves" does not include capital project reserves  
 28 established in accordance with state accounting and reporting standards  
 29 before January 1, 2002.

30 (2) INSTITUTIONAL SERVICES

|    |   |                            |
|----|---|----------------------------|
| 31 | General Fund--State Appropriation (FY 2002) . . . . . | \$84,878,000               |
| 32 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$80,784,000)</del>  |
| 33 |   | <u>\$89,083,000</u>        |
| 34 | General Fund--Federal Appropriation . . . . .         | <del>(\$139,821,000)</del> |
| 35 |   | <u>\$134,755,000</u>       |
| 36 | General Fund--Private/Local Appropriation . . . . .   | <del>(\$29,532,000)</del>  |
| 37 |   | <u>\$29,795,000</u>        |
| 38 | TOTAL APPROPRIATION . . . . .                         | <del>(\$335,015,000)</del> |



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

(a) The state mental hospitals may use funds appropriated in this subsection to purchase goods and supplies through hospital group purchasing organizations when it is cost-effective to do so.

(b) The mental health program at Western state hospital shall continue to use labor provided by the Tacoma prerelease program of the department of corrections.

(c) The department shall seek to reduce the census of the two state psychiatric hospitals by 178 beds by April 2003 by arranging and providing community residential, mental health, and other support services for long-term state hospital patients whose treatment needs constitute substantial barriers to community placement and who no longer require active psychiatric treatment at an inpatient hospital level of care, no longer meet the criteria for inpatient involuntary commitment, and who are clinically ready for discharge from a state psychiatric hospital. No such patient is to move from the hospital until a team of community professionals has become familiar with the person and their treatment plan; assessed their strengths, preferences, and needs; arranged a safe, clinically-appropriate, and stable place for them to live; assured that other needed medical, behavioral, and social services are in place; and is contracted to monitor the person's progress on an ongoing basis. The department and the regional support networks shall endeavor to assure that hospital patients are able to return to their area of origin, and that placements are not concentrated in proximity to the hospitals.

(d) For each month subsequent to the month in which a state hospital bed has been closed in accordance with (c) of this subsection, the mental health program shall transfer to the medical assistance program state funds equal to the state share of the monthly per capita expenditure amount estimated for categorically needy-disabled persons in the most recent forecast of medical assistance expenditures.

(e) The department shall report to the appropriate committees of the legislature by November 1, 2001, and by November 1, 2002, on its plans for and progress toward achieving the objectives set forth in (c) of this subsection.

(3) CIVIL COMMITMENT

|   |   |                           |
|---|---|---------------------------|
| 1 | General Fund--State Appropriation (FY 2002) . . . . . | \$18,267,000              |
| 2 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$20,934,000)</del> |
| 3 |   | <u>\$21,319,000</u>       |
| 4 | TOTAL APPROPRIATION . . . . .                         | <del>(\$39,201,000)</del> |
| 5 |   | <u>\$39,586,000</u>       |

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

8 (a) \$1,587,000 of the general fund--state appropriation for fiscal  
9 year 2002 and \$2,646,000 of the general fund--state appropriation for  
10 fiscal year 2003 are provided solely for operational costs associated  
11 with a less restrictive step-down placement facility on McNeil Island.

12 (b) \$300,000 of the general fund--state appropriation for fiscal  
13 year 2002 and \$300,000 of the general fund--state appropriation for  
14 fiscal year 2003 are provided solely for mitigation funding for  
15 jurisdictions affected by the placement of less restrictive alternative  
16 facilities for persons conditionally released from the special  
17 commitment center facility being constructed on McNeil Island. Of this  
18 amount, up to \$45,000 per year is provided for the city of Lakewood for  
19 police protection reimbursement at Western State Hospital and adjacent  
20 areas, up to \$45,000 per year is provided for training police personnel  
21 on chapter 12, Laws of 2001, 2nd sp. sess. (3ESSB 6151), up to \$125,000  
22 per year is provided for Pierce county for reimbursement of additional  
23 costs, and the remaining amounts are for other documented costs by  
24 jurisdictions directly impacted by the placement of the secure  
25 community transition facility on McNeil Island. Pursuant to chapter  
26 12, Laws of 2001, 2nd sp. sess (3ESSB 6151), the department shall  
27 continue to work with local jurisdictions towards reaching agreement  
28 for mitigation costs.

29 (c) By October 1, 2001, the department shall report to the office  
30 of financial management and the fiscal committees of the house of  
31 representatives and senate detailing information on plans for  
32 increasing the efficiency of staffing patterns at the new civil  
33 commitment center facility being constructed on McNeil Island.

34 (d) \$600,000 of the general fund--state appropriation for fiscal  
35 year 2003 is provided solely for the implementation of Substitute  
36 Senate Bill No. 6594 (secure community transition facilities). If the  
37 bill is not enacted by June 30, 2002, the amount provided in this  
38 subsection shall lapse.

1 (4) SPECIAL PROJECTS

|   |   |             |
|---|---|-------------|
| 2 | General Fund--State Appropriation (FY 2002) . . . . . | \$444,000   |
| 3 | General Fund--State Appropriation (FY 2003) . . . . . | \$443,000   |
| 4 | General Fund--Federal Appropriation . . . . .         | \$2,082,000 |
| 5 | TOTAL APPROPRIATION . . . . .                         | \$2,969,000 |

6 (5) PROGRAM SUPPORT

|    |   |                           |
|----|---|---------------------------|
| 7  | General Fund--State Appropriation (FY 2002) . . . . . | \$3,104,000               |
| 8  | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$3,111,000)</del>  |
| 9  |   | <u>\$4,138,000</u>        |
| 10 | General Fund--Federal Appropriation . . . . .         | <del>(\$5,659,000)</del>  |
| 11 |   | <u>\$6,688,000</u>        |
| 12 | TOTAL APPROPRIATION . . . . .                         | <del>(\$11,874,000)</del> |
| 13 |   | <u>\$13,930,000</u>       |

14 The appropriations in this subsection are subject to the following  
 15 conditions and limitations:

16 (a) \$113,000 of the general fund--state appropriation for fiscal  
 17 year 2002, \$125,000 of the general fund--state appropriation for fiscal  
 18 year 2003, and \$164,000 of the general fund--federal appropriation are  
 19 provided solely for the institute for public policy to evaluate the  
 20 impacts of chapter 214, Laws of 1999 (mentally ill offenders), chapter  
 21 217, Laws of 2000 (atypical anti-psychotic medications), chapter 297,  
 22 Laws of 1998 (commitment of mentally ill persons), and chapter 334,  
 23 Laws of 2001 (mental health performance audit).

24 (b) \$168,000 of the general fund--state appropriation for fiscal  
 25 year 2002, \$243,000 of the general fund--state appropriation for fiscal  
 26 year 2003, and \$411,000 of the general fund--federal appropriation are  
 27 provided solely for the development and implementation of a uniform  
 28 outcome-oriented performance measurement system to be used in  
 29 evaluating and managing the community mental health service delivery  
 30 system consistent with the recommendations contained in the joint  
 31 legislative audit and review committee's audit of the public mental  
 32 health system. Once implemented, the use of performance measures will  
 33 allow comparison of measurement results to established standards and  
 34 benchmarks among regional support networks, service providers, and  
 35 against other states. The department shall provide a report to the  
 36 appropriate committees of the legislature on the development and  
 37 implementation of the use of performance measures by October 2002.

1 (c) \$125,000 of the general fund--state appropriation for fiscal  
 2 year 2002, \$125,000 of the general fund--state appropriation for fiscal  
 3 year 2003, and \$250,000 of the general fund--federal appropriation are  
 4 provided solely for a study of the prevalence of mental illness among  
 5 the state's regional support networks. The study shall examine how  
 6 reasonable estimates of the prevalence of mental illness relate to the  
 7 incidence of persons enrolled in medical assistance programs in each  
 8 regional support network area. In conducting this study, the  
 9 department shall consult with the joint legislative audit and review  
 10 committee, regional support networks, community mental health  
 11 providers, and mental health consumer representatives. The department  
 12 shall submit a final report on its findings to the fiscal, health care,  
 13 and human services committees of the legislature by November 1, 2003.

14 **Sec. 205.** 2002 c 371 s 205 (uncodified) is amended to read as  
 15 follows:

16 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--DEVELOPMENTAL**  
 17 **DISABILITIES PROGRAM**

18 (1) COMMUNITY SERVICES

|    |   |                            |
|----|---|----------------------------|
| 19 | General Fund--State Appropriation (FY 2002) . . . . . | \$233,705,000              |
| 20 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$255,415,000)</del> |
| 21 |   | <u>\$251,648,000</u>       |
| 22 | General Fund--Federal Appropriation . . . . .         | <del>(\$405,773,000)</del> |
| 23 |   | <u>\$400,491,000</u>       |
| 24 | Health Services Account--State                        |                            |
| 25 | Appropriation . . . . .                               | \$903,000                  |
| 26 | TOTAL APPROPRIATION . . . . .                         | <del>(\$895,796,000)</del> |
| 27 |   | <u>\$886,747,000</u>       |

28 The appropriations in this subsection are subject to the following  
 29 conditions and limitations:

30 ~~((a) (b) \$10,050,000 of the fiscal year 2003 general fund state~~  
 31 ~~appropriation and \$3,550,000 of the general fund federal appropriation~~  
 32 ~~are provided solely for expanded access to community services. A total~~  
 33 ~~of \$7,800,000 is provided for additional residential services for~~  
 34 ~~persons on the home and community based waiver. A total of \$3,600,000~~  
 35 ~~is provided for family support and high school transition. A total of~~  
 36 ~~\$2,700,000 is provided between this subsection and subsection (3) of~~  
 37 ~~this section for staffing and other costs to improve oversight of~~

1 ~~quality of care, program management, and fiscal management. New~~  
2 ~~funding for family support and high school transition along with a~~  
3 ~~portion of existing funding for these programs shall be provided as~~  
4 ~~supplemental security income (SSI) state supplemental payments. The~~  
5 ~~legislature finds that providing cash assistance to individuals and~~  
6 ~~families needing these supports promotes self-determination and~~  
7 ~~independence. It is the intent of the legislature that the department~~  
8 ~~shall comply with federal requirements to maintain aggregate funding~~  
9 ~~for SSI state supplemental payments while promoting self-determination~~  
10 ~~and independence for persons with developmental disabilities in~~  
11 ~~families with taxable incomes at or below 150 percent of median family~~  
12 ~~income. Individuals receiving family support or high school transition~~  
13 ~~payments shall not become eligible for medical assistance under RCW~~  
14 ~~74.09.510 due solely to the receipt of SSI state supplemental payments.~~  
15 ~~These amounts and the specified expansion of community services are~~  
16 ~~intended to be the fiscal component of the negotiated settlement in the~~  
17 ~~pending litigation on developmental disabilities services, *ARC v.*~~  
18 ~~*Quasim.*~~

19 ~~(e))~~ (a) The health services account appropriation and \$904,000 of  
20 the general fund--federal appropriation are provided solely for health  
21 care benefits for home care workers with family incomes below 200  
22 percent of the federal poverty level who are employed through state  
23 contracts for twenty hours per week or more. Premium payments for  
24 individual provider home care workers shall be made only to the  
25 subsidized basic health plan. Home care agencies may obtain coverage  
26 either through the basic health plan or through an alternative plan  
27 with substantially equivalent benefits.

28 ~~((d))~~ (b) \$902,000 of the general fund--state appropriation for  
29 fiscal year 2002, \$3,372,000 of the general fund--state appropriation  
30 for fiscal year 2003, and \$4,056,000 of the general fund--federal  
31 appropriation are provided solely for community services for residents  
32 of residential habilitation centers (RHCs) who are able to be  
33 adequately cared for in community settings and who choose to live in  
34 those community settings. The department shall ensure that the average  
35 cost per day for all program services other than start-up costs shall  
36 not exceed \$280. If the number and timing of residents choosing to  
37 move into community settings is not sufficient to achieve the RHC  
38 cottage consolidation plan assumed in the appropriations in subsection

1 (2) of this section, the department shall transfer sufficient  
2 appropriations from this subsection to subsection (2) of this section  
3 to cover the added costs incurred in the RHCs. The department shall  
4 report to the appropriate committees of the legislature, within 45 days  
5 following each fiscal year quarter, the number of residents moving into  
6 community settings and the actual expenditures for all community  
7 services to support those residents.

8 ~~((+e))~~ (c) \$1,153,000 of the general fund--state appropriation for  
9 fiscal year 2002, \$3,054,000 of the general fund--state appropriation  
10 for fiscal year 2003, and \$4,031,000 of the general fund--federal  
11 appropriation are provided solely for expanded community services for  
12 persons with developmental disabilities who also have community  
13 protection issues or are diverted or discharged from state psychiatric  
14 hospitals. The department shall ensure that the average cost per day  
15 for all program services other than start-up costs shall not exceed  
16 \$275. The department shall report to the appropriate committees of the  
17 legislature, within 45 days following each fiscal year quarter, the  
18 number of persons served with these additional community services,  
19 where they were residing, what kinds of services they were receiving  
20 prior to placement, and the actual expenditures for all community  
21 services to support these clients.

22 ~~((+f))~~ (d) The department shall not increase total enrollment in  
23 home and community based waivers for persons with developmental  
24 disabilities except for changes assumed in additional funding provided  
25 in subsections ~~((+b), (d), and (e))~~ (a) and (b) of this section.  
26 Prior to submitting to the health care financing authority any  
27 additional home and community based waiver request for persons with  
28 developmental disabilities, the department shall submit a summary of  
29 the waiver request to the appropriate committees of the legislature.  
30 The summary shall include eligibility criteria, program description,  
31 enrollment projections and limits, and budget and cost effectiveness  
32 projections that distinguish the requested waiver from other existing  
33 or proposed waivers.

34 ~~((+g))~~ (e) \$1,000,000 of the general fund--state appropriation for  
35 fiscal year 2002 and \$1,000,000 of the general fund--state  
36 appropriation for fiscal year 2003 are provided solely for employment,  
37 or other day activities and training programs, for young adults with  
38 developmental disabilities who complete their high school curriculum in

1 2001 or 2002. These services are intended to assist with the  
 2 transition to work and more independent living. Funding shall be used  
 3 to the greatest extent possible for vocational rehabilitation services  
 4 matched with federal funding. In recent years, the state general fund  
 5 appropriation for employment and day programs has been underspent.  
 6 These surpluses, built into the carry forward level budget, shall be  
 7 redeployed for high school transition services.

8 ~~((h))~~ (f) \$369,000 of the fiscal year 2002 general fund--state  
 9 appropriation and \$369,000 of the fiscal year 2003 general fund--state  
 10 appropriation are provided solely for continuation of the autism pilot  
 11 project started in 1999.

12 ~~((i))~~ (g) \$4,049,000 of the general fund--state appropriation for  
 13 fiscal year 2002, \$1,734,000 of the general fund--state appropriation  
 14 for fiscal year 2003, and \$5,369,000 of the general fund--federal  
 15 appropriation are provided solely to increase compensation by an  
 16 average of fifty cents per hour for low-wage workers providing state-  
 17 funded services to persons with developmental disabilities. These  
 18 funds, along with funding provided for vendor rate increases, are  
 19 sufficient to raise wages an average of fifty cents and cover the  
 20 employer share of unemployment and social security taxes on the amount  
 21 of the wage increase. In consultation with the statewide associations  
 22 representing such agencies, the department shall establish a mechanism  
 23 for testing the extent to which funds have been used for this purpose,  
 24 and report the results to the fiscal committees of the legislature by  
 25 February 1, 2002.

26 (2) INSTITUTIONAL SERVICES

|    |   |                            |
|----|---|----------------------------|
| 27 | General Fund--State Appropriation (FY 2002) . . . . . | \$69,375,000               |
| 28 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$68,203,000)</del>  |
| 29 |   | <u>\$69,173,000</u>        |
| 30 | General Fund--Federal Appropriation . . . . .         | <del>(\$145,672,000)</del> |
| 31 |   | <u>\$148,278,000</u>       |
| 32 | General Fund--Private/Local Appropriation . . . . .   | \$11,230,000               |
| 33 | TOTAL APPROPRIATION . . . . .                         | <del>(\$294,480,000)</del> |
| 34 |   | <u>\$298,056,000</u>       |

35 The appropriations in this subsection are subject to the following  
 36 conditions and limitations: Pursuant to RCW 71A.12.160, if residential  
 37 habilitation center capacity is not being used for permanent residents,  
 38 the department shall make residential habilitation center vacancies

1 available for respite care and any other services needed to care for  
2 clients who are not currently being served in a residential  
3 habilitation center and whose needs require staffing levels similar to  
4 current residential habilitation center residents. Providing respite  
5 care shall not impede the department's ability to consolidate cottages,  
6 and maintain expenditures within allotments, as assumed in the  
7 appropriations in this subsection. Funding provided in this subsection  
8 is sufficient to maintain current capacity at Yakima Valley school.  
9 The department shall maintain this capacity for potential use for  
10 respite care.

11 (3) PROGRAM SUPPORT

|  |                              |
|--|------------------------------|
| 12 General Fund--State Appropriation (FY 2002) . . . . . | \$1,711,000                  |
| 13 General Fund--State Appropriation (FY 2003) . . . . . | (( <del>\$2,007,000</del> )) |
| 14   | <u>\$3,034,000</u>           |
| 15 General Fund--Federal Appropriation . . . . .         | (( <del>\$2,612,000</del> )) |
| 16   | <u>\$3,467,000</u>           |
| 17 Telecommunications Devices for the Hearing and        |                              |
| 18 Speech Impaired Account Appropriation . . . . .       | \$1,767,000                  |
| 19 TOTAL APPROPRIATION . . . . .                         | (( <del>\$8,097,000</del> )) |
| 20   | <u>\$9,979,000</u>           |

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

23 (a) \$270,000 of the fiscal year 2003 general fund--state  
24 appropriation and \$170,000 of the general fund--federal appropriation  
25 are provided solely for improved fiscal management of the home and  
26 community-based waiver and other community services.

27 (b) \$100,000 of the telecommunications devices for the hearing and  
28 speech impaired account appropriation is provided solely for increasing  
29 the contract amount for the southeast Washington deaf and hard of  
30 hearing services center due to increased workload.

31 (4) SPECIAL PROJECTS

|  |              |
|--|--------------|
| 32 General Fund--Federal Appropriation . . . . . | \$11,995,000 |
|--|--------------|

33 **Sec. 206.** 2002 c 371 s 206 (uncodified) is amended to read as  
34 follows:

35 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--AGING AND ADULT**





1 July 1, 2001, and by an additional 1.5 percent effective July 1, 2002.  
2 For case-mix facilities, direct care component rates established in  
3 accordance with chapter 74.46 RCW shall also be adjusted for economic  
4 trends and conditions by 2.1 percent effective July 1, 2001, and by an  
5 additional 2.3 percent effective July 1, 2002. Additionally, to  
6 facilitate the transition to a fully case-mix based direct care payment  
7 system, the median price per case-mix unit for each of the applicable  
8 direct care peer groups shall be increased on a one-time basis by 2.64  
9 percent effective July 1, 2002.

10 (4) In accordance with Substitute House Bill No. 2242 (nursing home  
11 rates), the department shall issue certificates of capital  
12 authorization which result in up to \$10 million of increased asset  
13 value completed and ready for occupancy in fiscal year 2003; in up to  
14 \$27 million of increased asset value completed and ready for occupancy  
15 in fiscal year 2004; and in up to \$27 million of increased asset value  
16 completed and ready for occupancy in fiscal year 2005.

17 (5) Adult day health services shall not be considered a duplication  
18 of services for persons receiving care in long-term care settings  
19 licensed under chapter 18.20, 72.36, or 70.128 RCW.

20 (6) Within funds appropriated in this section and in section 204 of  
21 this act, the aging and adult services program shall coordinate with  
22 and actively support the efforts of the mental health program and of  
23 the regional support networks to provide stable community living  
24 arrangements for persons with dementia and traumatic brain injuries who  
25 have been long-term residents of the state psychiatric hospitals. The  
26 aging and adult services program shall report to the health care and  
27 fiscal committees of the legislature by November 1, 2001, and by  
28 November 1, 2002, on the actions it has taken to achieve this  
29 objective.

30 (7) Within funds appropriated in this section and in section 204 of  
31 this act, the aging and adult services program shall devise and  
32 implement strategies in partnership with the mental health program and  
33 the regional support networks to reduce the use of state and local  
34 psychiatric hospitals for the short-term stabilization of persons with  
35 dementia and traumatic brain injuries. Such strategies may include  
36 training and technical assistance to help long-term care providers  
37 avoid and manage behaviors which might otherwise result in psychiatric  
38 hospitalizations; monitoring long-term care facilities to assure

1 residents are receiving appropriate mental health care and are not  
2 being inappropriately medicated or hospitalized; the development of  
3 diversion beds and stabilization support teams; and the establishment  
4 of systems to track the use of psychiatric hospitals by long-term care  
5 providers. The aging and adult services program shall report to the  
6 health care and fiscal committees of the legislature by November 1,  
7 2001, and by November 1, 2002, on the actions it has taken to achieve  
8 this objective.

9 (8) In accordance with Substitute House Bill No. 1341, the  
10 department may implement a medicaid waiver program for persons who do  
11 not qualify for such services as categorically needy, subject to  
12 federal approval and the following conditions and limitations:

13 (a) The waiver program shall include coverage of care in community  
14 residential facilities. Enrollment in the waiver shall not exceed 50  
15 persons by the end of fiscal year 2002, nor 600 persons by the end of  
16 fiscal year 2003.

17 (b) For each month of waiver service delivered to a person who was  
18 not covered by medicaid prior to their enrollment in the waiver, the  
19 aging and adult services program shall transfer to the medical  
20 assistance program state and federal funds equal to the monthly per  
21 capita expenditure amount, net of drug rebates, estimated for medically  
22 needy-aged persons in the most recent forecast of medical assistance  
23 expenditures.

24 (c) The department shall identify the number of medically needy  
25 nursing home residents, and enrollment and expenditures on the  
26 medically needy waiver, on monthly management reports.

27 (d) The department shall track and report to health care and fiscal  
28 committees of the legislature by November 15, 2002, on the types of  
29 long-term care support a sample of waiver participants were receiving  
30 prior to their enrollment in the waiver, how those services were being  
31 paid for, and an assessment of their adequacy.

32 (9) \$50,000 of the general fund--state appropriation for fiscal  
33 year 2002 and \$50,000 of the general fund--state appropriation for  
34 fiscal year 2003 are provided solely for payments to any nursing  
35 facility licensed under chapter 18.51 RCW which meets all of the  
36 following criteria: (a) The nursing home entered into an arm's length  
37 agreement for a facility lease prior to January 1, 1980; (b) the lessee  
38 purchased the leased nursing home after January 1, 1980; and (c) the

1 lessor defaulted on its loan or mortgage for the assets of the home  
2 after January 1, 1991, and prior to January 1, 1992. Payments provided  
3 pursuant to this subsection shall not be subject to the settlement,  
4 audit, or rate-setting requirements contained in chapter 74.46 RCW.

5 (10) \$364,000 of the general fund--state appropriation for fiscal  
6 year 2002, \$364,000 of the general fund--state appropriation for fiscal  
7 year 2003, and \$740,000 of the general fund--federal appropriation are  
8 provided solely for payment of exceptional care rates so that persons  
9 with Alzheimer's disease and related dementias who might otherwise  
10 require nursing home or state hospital care can instead be served in  
11 boarding home-licensed facilities which specialize in the care of such  
12 conditions.

13 (11) From funds appropriated in this section, the department shall  
14 increase compensation for individual and for agency home care  
15 providers. Payments to individual home care providers are to be  
16 increased from \$7.18 per hour to \$7.68 per hour on July 1, 2001.  
17 Payments to agency providers are to be increased to \$13.30 per hour on  
18 July 1, 2001, and to \$13.44 per hour on July 1, 2002. All but 18 cents  
19 per hour of the July 1, 2001, increase to agency providers is to be  
20 used to increase wages for direct care workers. The appropriations in  
21 this section also include the funds needed for the employer share of  
22 unemployment and social security taxes on the amount of the wage  
23 increase required by this subsection.

24 (12) \$2,507,000 of the general fund--state appropriation for fiscal  
25 year 2002, \$2,595,000 of the general fund--state appropriation for  
26 fiscal year 2003, and \$5,100,000 of the general fund--federal  
27 appropriation are provided solely for prospective rate increases  
28 intended to increase compensation by an average of fifty cents per hour  
29 for low-wage workers in agencies which contract with the state to  
30 provide community residential services for persons with functional  
31 disabilities. In consultation with the statewide associations  
32 representing such agencies, the department shall establish a mechanism  
33 for testing the extent to which funds have been used for this purpose,  
34 and report the results to the fiscal committees of the legislature by  
35 February 1, 2002. The amounts in this subsection also include the  
36 funds needed for the employer share of unemployment and social security  
37 taxes on the amount of the wage increase.

1 (13) \$1,082,000 of the general fund--state appropriation for fiscal  
 2 year 2002, \$1,082,000 of the general fund--state appropriation for  
 3 fiscal year 2003, and \$2,204,000 of the general fund--federal  
 4 appropriation are provided solely for prospective rate increases  
 5 intended to increase compensation for low-wage workers in nursing homes  
 6 which contract with the state. For fiscal year 2002, the department  
 7 shall add forty-five cents per patient day to the direct care rate  
 8 which would otherwise be paid to each nursing facility in accordance  
 9 with chapter 74.46 RCW. For fiscal year 2003, the department shall  
 10 increase the median price per case-mix unit for each of the applicable  
 11 peer groups by six-tenths of one percent in order to distribute the  
 12 available funds. In consultation with the statewide associations  
 13 representing nursing facilities, the department shall establish a  
 14 mechanism for testing the extent to which funds have been used for this  
 15 purpose, and report the results to the fiscal committees of the  
 16 legislature by February 1, 2002, and by December 1, 2002.

17 **Sec. 207.** 2002 c 371 s 207 (uncodified) is amended to read as  
 18 follows:

19 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ECONOMIC SERVICES**  
 20 **PROGRAM**

|    |   |                              |
|----|---|------------------------------|
| 21 | General Fund--State Appropriation (FY 2002) . . . . . | \$442,984,000                |
| 22 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$394,974,000)</del>   |
| 23 |   | <u>\$417,284,000</u>         |
| 24 | General Fund--Federal Appropriation . . . . .         | <del>(\$1,359,505,000)</del> |
| 25 |   | <u>\$1,383,885,000</u>       |
| 26 | General Fund--Private/Local Appropriation . . . . .   | \$33,880,000                 |
| 27 | TOTAL APPROPRIATION . . . . .                         | <del>(\$2,231,343,000)</del> |
| 28 |   | <u>\$2,278,033,000</u>       |

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

31 (1) \$281,035,000 of the general fund--state appropriation for  
 32 fiscal year 2002, \$277,231,000 of the general fund--state appropriation  
 33 for fiscal year 2003, ~~(\$1,254,197,000)~~ \$1,279,988,000 of the general  
 34 fund--federal appropriation, and \$31,444,000 of the general fund--local  
 35 appropriation are provided solely for the WorkFirst program and child  
 36 support operations. WorkFirst expenditures include TANF grants,  
 37 diversion services, subsidized child care, employment and training,

1 other WorkFirst related services, allocated field services operating  
2 costs, and allocated economic services program administrative costs.  
3 Within the amounts provided in this subsection, the department shall:

4 (a) Continue to implement WorkFirst program improvements that are  
5 designed to achieve progress against outcome measures specified in RCW  
6 74.08A.410. Valid outcome measures of job retention and wage  
7 progression shall be developed and reported quarterly to appropriate  
8 fiscal and policy committees of the legislature for families who leave  
9 assistance, measured after 12 months, 24 months, and 36 months. An  
10 increased attention to job retention and wage progression is necessary  
11 to emphasize the legislature's goal that the WorkFirst program succeed  
12 in helping recipients gain long-term economic independence and not  
13 cycle on and off public assistance. The wage progression measure shall  
14 report the median percentage increase in quarterly earnings and hourly  
15 wage after 12 months, 24 months, and 36 months. The wage progression  
16 report shall also report the percent with earnings above one hundred  
17 percent and two hundred percent of the federal poverty level. The  
18 report shall compare former WorkFirst participants with similar workers  
19 who did not participate in WorkFirst. The department shall also report  
20 the percentage of families who have returned to temporary assistance  
21 for needy families after 12 months, 24 months, and 36 months.

22 (b) Develop informational materials that educate families about the  
23 difference between cash assistance and work support benefits. These  
24 materials must explain, among other facts, that the benefits are  
25 designed to support their employment, that there are no time limits on  
26 the receipt of work support benefits, and that immigration or residency  
27 status will not be affected by the receipt of benefits. These  
28 materials shall be posted in all community service offices and  
29 distributed to families. Materials must be available in multiple  
30 languages. When a family leaves the temporary assistance for needy  
31 families program, receives cash diversion assistance, or withdraws a  
32 temporary assistance for needy families application, the department of  
33 social and health services shall educate them about the difference  
34 between cash assistance and work support benefits and offer them the  
35 opportunity to begin or to continue receiving work support benefits, so  
36 long as they are eligible. The department shall provide this  
37 information through in-person interviews, over the telephone, and/or  
38 through the mail. Work support benefits include food stamps, medicaid

1 for all family members, medicaid or state children's health insurance  
2 program for children, and child care assistance. The department shall  
3 report annually to the legislature the number of families who have had  
4 exit interviews, been reached successfully by phone, and been sent  
5 mail. The report shall also include the percentage of families who  
6 elect to continue each of the benefits and the percentage found  
7 ineligible by each substantive reason code. A substantive reason code  
8 shall not be "other." The report shall identify barriers to informing  
9 families about work support benefits and describe existing and future  
10 actions to overcome such barriers.

11 (c) From the amounts provided in this subsection, provide \$50,000  
12 from the general fund--state appropriation for fiscal year 2002 and  
13 \$50,000 from the general fund--state appropriation for fiscal year 2003  
14 to the Washington institute for public policy for continuation of the  
15 WorkFirst evaluation database.

16 (d) Submit a report by December 1, 2001, to the fiscal committees  
17 of the legislature containing a spending plan for the WorkFirst  
18 program. The plan shall identify how spending levels in the 2001-2003  
19 biennium will be adjusted by June 30, 2003, to be sustainable within  
20 available federal grant levels and the carryforward level of state  
21 funds.

22 (2) \$54,623,000 of the general fund--state appropriation for fiscal  
23 year 2002 and (~~(\$44,431,000)~~) \$51,147,000 of the general fund--state  
24 appropriation for fiscal year 2003 are provided solely for cash  
25 assistance and other services to recipients in the general assistance--  
26 unemployable program. Within these amounts, the department may expend  
27 funds for services that assist recipients to reduce their dependence on  
28 public assistance, provided that expenditures for these services and  
29 cash assistance do not exceed the funds provided.

30 (3) \$5,632,000 of the general fund--state appropriation for fiscal  
31 year 2002 and (~~(\$4,032,000)~~) \$6,852,000 of the general fund--state  
32 appropriation for fiscal year 2003 are provided solely for the food  
33 assistance program for legal immigrants. The level of benefits shall  
34 be equivalent to the benefits provided by the federal food stamp  
35 program.

36 (4) \$48,000 of the general fund--state appropriation for fiscal  
37 year 2002 is provided solely to implement chapter 111, Laws of 2001  
38 (veterans/Philippines).

1 (5) The department shall apply the provisions of RCW 74.04.005(10)  
2 to simplify resource eligibility policy, make such policy consistent  
3 with other federal public assistance programs, and achieve the  
4 budgetary savings assumed in this section.

5 (6) It is the intent of the legislature that the department shall  
6 comply with federal requirements to maintain aggregate funding for  
7 supplemental security income (SSI) supplemental payments. Within the  
8 amount remaining in this section, SSI supplemental payments shall be  
9 used for current SSI recipients who have ineligible spouses.

10 (7) \$500,000 of the fiscal year 2003 general fund--state  
11 appropriation and \$500,000 of the general fund--federal appropriation  
12 are provided solely for the department to (a) increase and improve  
13 efforts to verify that children and pregnant women are in fact eligible  
14 for the medical assistance services they receive, and (b) review their  
15 continued eligibility for medical assistance services every six months.  
16 The improved income verification efforts shall be implemented no later  
17 than April 1, 2003, and shall include electronic records checks, review  
18 of recipient documentation, and employer contacts to verify that the  
19 income declared by applicants and recipients is accurate. All  
20 administrative rules, guidelines, and procedures; staffing levels and  
21 training; and changes to electronic systems necessary to implement the  
22 six-month review of continued eligibility shall be in place no later  
23 than July 1, 2003.

24 **Sec. 208.** 2002 c 371 s 208 (uncodified) is amended to read as  
25 follows:

26 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ALCOHOL AND SUBSTANCE**  
27 **ABUSE PROGRAM**

|    |   |                           |
|----|---|---------------------------|
| 28 | General Fund--State Appropriation (FY 2002) . . . . . | \$35,851,000              |
| 29 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$37,022,000)</del> |
| 30 |   | <u>\$36,540,000</u>       |
| 31 | General Fund--Federal Appropriation . . . . .         | <del>(\$91,549,000)</del> |
| 32 |   | <u>\$91,520,000</u>       |
| 33 | General Fund--Private/Local Appropriation . . . . .   | \$723,000                 |
| 34 | Public Safety and Education Account--State            |                           |
| 35 | Appropriation . . . . .                               | \$13,427,000              |
| 36 | Violence Reduction and Drug Enforcement Account--     |                           |
| 37 | State Appropriation . . . . .                         | \$52,306,000              |



1 TOTAL APPROPRIATION . . . . . (~~(\$230,878,000)~~)  
2 \$230,367,000

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

5 (1) \$810,000 of the general fund--state appropriation for fiscal  
6 year 2002 and \$1,622,000 of the general fund--state appropriation for  
7 fiscal year 2003 are provided solely for expansion of 35 drug and  
8 alcohol treatment beds for persons committed under RCW 70.96A.140.  
9 Patients meeting the commitment criteria of RCW 70.96A.140 but who  
10 voluntarily agree to treatment in lieu of commitment shall also be  
11 eligible for treatment in these additional treatment beds. The  
12 department shall develop specific placement criteria for these expanded  
13 treatment beds to ensure that this new treatment capacity is  
14 prioritized for persons incapacitated as a result of chemical  
15 dependency and who are also high utilizers of hospital services. These  
16 additional treatment beds shall be located in the eastern part of the  
17 state.

18 (2) \$1,000,000 of the public safety and education account--state  
19 appropriation is provided solely for expansion of treatment for persons  
20 gravely disabled by abuse and addiction to alcohol and other drugs  
21 including methamphetamine.

22 (3) \$1,083,000 of the public safety and education account--state  
23 appropriation and \$75,000 of the violence reduction and drug  
24 enforcement account--state appropriation are provided solely for adult  
25 and juvenile drug courts that have a net loss of federal grant funding  
26 in state fiscal year 2002 and state fiscal year 2003. This  
27 appropriation is intended to cover approximately one-half of lost  
28 federal funding.

29 (4) \$1,993,000 of the public safety and education account--state  
30 appropriation and \$951,000 of the general fund--federal appropriation  
31 are provided solely for drug and alcohol treatment for SSI clients.  
32 The department shall continue research and post-program evaluation of  
33 these clients to further determine the post-treatment utilization of  
34 medical services and the service effectiveness of consolidation.

35 (5) \$500,000 of the violence reduction and drug enforcement account  
36 appropriation for fiscal year 2003 is provided solely for the  
37 department to provide treatment for pathological gambling or training

1 for the treatment of pathological gambling under Second Substitute  
2 Senate Bill No. 6560 (shared game lottery). If the bill is not enacted  
3 by June 30, 2002, the amount provided in this subsection shall lapse.

4 (6) Within the amounts appropriated in this section, funding is  
5 provided to implement Second Substitute House Bill No. 2338 or  
6 Substitute Senate Bill No. 6361 (drug offender sentencing).

7 **Sec. 209.** 2002 c 371 s 209 (uncodified) is amended to read as  
8 follows:

9 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--MEDICAL ASSISTANCE**  
10 **PROGRAM**

|    |  |                                  |
|----|--|----------------------------------|
| 11 | General Fund--State Appropriation (FY 2002) . . . . .  | \$1,081,150,000                  |
| 12 | General Fund--State Appropriation (FY 2003) . . . . .  | <del>(( \$1,124,758,000 ))</del> |
| 13 |  | <u>\$1,185,988,000</u>           |
| 14 | General Fund--Federal Appropriation . . . . .          | <del>(( \$3,621,077,000 ))</del> |
| 15 |  | <u>\$3,309,698,000</u>           |
| 16 | General Fund--Private/Local Appropriation . . . . .    | <del>(( \$211,272,000 ))</del>   |
| 17 |  | <u>\$216,822,000</u>             |
| 18 | Emergency Medical Services and Trauma Care Systems     |                                  |
| 19 | Trust Account--State Appropriation . . . . .           | <del>(( \$9,200,000 ))</del>     |
| 20 |  | <u>\$11,900,000</u>              |
| 21 | Health Services Account--State Appropriation . . . . . | <del>(( \$1,104,119,000 ))</del> |
| 22 |  | <u>\$729,620,000</u>             |
| 23 | TOTAL APPROPRIATION . . . . .                          | <del>(( \$7,151,576,000 ))</del> |
| 24 |  | <u>\$6,535,178,000</u>           |

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

27 (1) The department shall increase its efforts to restrain the  
28 growth of health care costs. The appropriations in this section  
29 anticipate that the department implements a combination of cost  
30 containment and utilization strategies sufficient to reduce general  
31 fund--state costs by approximately 3 percent below the level projected  
32 for the 2001-03 biennium in the March 2001 forecast. The department  
33 shall report to the fiscal committees of the legislature by October 1,  
34 2001, on its specific plans and semiannual targets for accomplishing  
35 these savings. The department shall report again to the fiscal  
36 committees by March 1, 2002, and by September 1, 2002, on actual  
37 performance relative to the semiannual targets. If satisfactory

1 progress is not being made to achieve the targeted savings, the reports  
2 shall include recommendations for additional or alternative measures to  
3 control costs.

4 (2) The department shall continue to extend medicaid eligibility to  
5 children through age 18 residing in households with incomes below 200  
6 percent of the federal poverty level.

7 (3) In determining financial eligibility for medicaid-funded  
8 services, the department is authorized to disregard recoveries by  
9 Holocaust survivors of insurance proceeds or other assets, as defined  
10 in RCW 48.104.030.

11 (4) \$502,000 of the health services account appropriation, \$400,000  
12 of the general fund--private/local appropriation, and \$1,676,000 of the  
13 general fund--federal appropriation are provided solely for  
14 implementation of Second Substitute House Bill No. 1058 (breast and  
15 cervical cancer treatment). If the bill is not enacted by June 30,  
16 2001, or if private funding is not contributed equivalent to the  
17 general fund--private/local appropriation, the funds appropriated in  
18 this subsection shall lapse.

19 (5) \$620,000 of the health services account appropriation for  
20 fiscal year 2002, (~~(\$1,380,000)~~) \$337,000 of the health services  
21 account appropriation for fiscal year 2003, and (~~(\$2,000,000)~~) \$960,000  
22 of the general fund--federal appropriation are provided solely for  
23 implementation of a "ticket to work" medicaid buy-in program for  
24 working persons with disabilities, operated in accordance with the  
25 following conditions:

26 (a) To be eligible, a working person with a disability must have  
27 total income which is less than 450 percent of poverty;

28 (b) Participants shall participate in the cost of the program by  
29 paying (i) a monthly enrollment fee equal to fifty percent of any  
30 unearned income in excess of the medicaid medically needy standard; and  
31 (ii) a monthly premium equal to 5 percent of all unearned income, plus  
32 5 percent of all earned income after disregarding the first sixty-five  
33 dollars of monthly earnings, and half the remainder;

34 (c) The department shall establish more restrictive eligibility  
35 standards than specified in this subsection to the extent necessary to  
36 operate the program within appropriated funds;

37 (d) The department may require point-of-service copayments as  
38 appropriate, except that copayments shall not be so high as to

1 discourage appropriate service utilization, particularly of  
2 prescription drugs needed for the treatment of psychiatric conditions;  
3 and

4 (e) The department shall establish systems for tracking and  
5 reporting enrollment and expenditures in this program, and the prior  
6 medical assistance eligibility status of new program enrollees. The  
7 department shall additionally survey the prior and current employment  
8 status and approximate hours worked of program enrollees, and report  
9 the results to the fiscal and health care committees of the legislature  
10 by January 15, 2003.

11 (6) From funds appropriated in this section, the department shall  
12 design, implement, and evaluate pilot projects to assist individuals  
13 with at least three different diseases to improve their health, while  
14 reducing total medical expenditures. The projects shall involve (a)  
15 identifying persons who are seriously or chronically ill due to a  
16 combination of medical, social, and functional problems; and (b)  
17 working with the individuals and their care providers to improve  
18 adherence to state-of-the-art treatment regimens. The department shall  
19 report to the health care and the fiscal committees of the legislature  
20 by January 1, 2002, on the particular disease states, intervention  
21 protocols, and delivery mechanisms it proposes to test.

22 (7) Sufficient funds are appropriated in this section for the  
23 department to continue full-scope dental coverage, vision coverage, and  
24 podiatry services for medicaid-eligible adults.

25 (8) The legislature reaffirms that it is in the state's interest  
26 for Harborview medical center to remain an economically viable  
27 component of the state's health care system.

28 (9) \$80,000 of the general fund--state appropriation for fiscal  
29 year 2002, \$80,000 of the general fund--state appropriation for fiscal  
30 year 2003, and \$160,000 of the general fund--federal appropriation are  
31 provided solely for the newborn referral program to provide access and  
32 outreach to reduce infant mortality.

33 (10) \$30,000 of the general fund--state appropriation for fiscal  
34 year 2002, \$31,000 of the general fund--state appropriation for fiscal  
35 year 2003, and \$62,000 of the general fund--federal appropriation are  
36 provided solely for implementation of Substitute Senate Bill No. 6020  
37 (dental sealants). If Substitute Senate Bill No. 6020 is not enacted  
38 by June 30, 2001, the amounts provided in this subsection shall lapse.

1 (11) In accordance with RCW 74.46.625, (~~(\$523,600,000)~~)  
2 \$197,189,000 of the health services account appropriation and  
3 (~~(\$530,585,000)~~) \$198,447,000 of the general fund--federal  
4 appropriation are provided solely for supplemental payments to nursing  
5 homes operated by rural public hospital districts. The payments shall  
6 be conditioned upon (a) a contractual commitment by the association of  
7 public hospital districts and participating rural public hospital  
8 districts to make an intergovernmental transfer to the state treasurer,  
9 for deposit into the health services account, equal to at least (~~(98)~~)  
10 95 percent of the supplemental payments; and (b) a contractual  
11 commitment by the participating districts to not allow expenditures  
12 covered by the supplemental payments to be used for medicaid nursing  
13 home rate-setting. The participating districts shall retain no more  
14 than a total of \$20,000,000 for the 2001-03 biennium. If the medicare  
15 upper payment limit revenues referenced in this subsection are not  
16 received in an amount or within a time frame sufficient to support  
17 spending from the health services account, the governor shall take  
18 actions in accordance with RCW 43.88.110(8).

19 (12) (~~(\$38,766,000)~~) \$40,071,000 of the health services account  
20 appropriation (~~(for fiscal year 2002, \$40,494,000 of the health~~  
21 ~~services account appropriation for fiscal year 2003, and \$79,839,000)~~)  
22 and \$40,452,000 of the general fund--federal appropriation are provided  
23 solely for additional disproportionate share and medicare upper payment  
24 limit payments to public hospital districts.

25 The payments shall be conditioned upon a contractual commitment by  
26 the participating public hospital districts to make an  
27 intergovernmental transfer to the health services account equal to at  
28 least 91 percent of the additional payments. At least 28 percent of  
29 the amounts retained by the participating hospital districts shall be  
30 allocated to the state's teaching hospitals.

31 (13) \$412,000 of the general fund--state appropriation for fiscal  
32 year 2002, \$862,000 of the general fund--state appropriation for fiscal  
33 year 2003, and \$730,000 of the general fund--federal appropriation are  
34 provided solely for implementation of Substitute House Bill No. 1162  
35 (small rural hospitals). If Substitute House Bill No. 1162 is not  
36 enacted by June 30, 2001, the amounts provided in this subsection shall  
37 lapse.

1 (14) The department may continue to use any federal money available  
2 to continue to provide medicaid matching funds for funds contributed by  
3 local governments for purposes of conducting eligibility outreach to  
4 children and underserved groups. The department shall ensure  
5 cooperation with the anticipated audit of the school districts'  
6 matchable expenditures for this program and advise the appropriate  
7 legislative fiscal committees of the findings.

8 (15) The department shall coordinate with the health care authority  
9 and with community and migrant health clinics to actively assist  
10 children and immigrant adults not eligible for medicaid to enroll in  
11 the basic health plan.

12 (16) \$8,500,000 of the general fund--state appropriation for fiscal  
13 year 2002, or so much thereof as may be necessary, is provided solely  
14 for settlement of *Providence St. Peter's Hospital et al. vs. Department*  
15 *of Social and Health Services*.

16 (17) In consultation and coordination with the department of  
17 health, the department shall establish mechanisms to assure that the  
18 AIDS insurance program operates within budgeted levels. Such  
19 mechanisms shall include a system under which the state's contribution  
20 to the cost of coverage is adjusted on a sliding-scale basis.

21 (18) The department shall implement an academic detailing program  
22 that educates prescribers on the availability of generic versions of  
23 off-patent brand drugs. To the extent the net cost of generics, after  
24 accounting for rebates, is less than the off-patent drug, generics will  
25 be substituted, with the prescriber's approval, consistent with  
26 criteria developed by the department in consultation with the state  
27 medical association and the state pharmacists association.

28 (19) Within available resources, the department shall design and  
29 (~~initiate~~) report on the feasibility of a general assistance medical  
30 care management project in two counties, one in eastern Washington and  
31 one in western Washington. In designing the project, the department  
32 shall consult with the mental health division, migrant and community  
33 health centers, and any other managed care provider that has the  
34 capacity to offer coordinated medical and mental health care. The  
35 projects shall be designed in such a way that a designated provider  
36 network is established for general assistance clients so that care  
37 management can be maximized. The department shall report on the design

1 of the pilot project to the policy and fiscal committees of the  
2 legislature by October 15, 2002.

3 **Sec. 210.** 2002 c 371 s 210 (uncodified) is amended to read as  
4 follows:

5 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--VOCATIONAL**  
6 **REHABILITATION PROGRAM**

|    |   |                                |
|----|---|--------------------------------|
| 7  | General Fund--State Appropriation (FY 2002) . . . . . | \$11,135,000                   |
| 8  | General Fund--State Appropriation (FY 2003) . . . . . | <del>(( \$9,385,000 ))</del>   |
| 9  |   | <u>\$9,338,000</u>             |
| 10 | General Fund--Federal Appropriation . . . . .         | <del>(( \$82,235,000 ))</del>  |
| 11 |   | <u>\$82,185,000</u>            |
| 12 | General Fund--Private/Local Appropriation . . . . .   | \$360,000                      |
| 13 | TOTAL APPROPRIATION . . . . .                         | <del>(( \$103,115,000 ))</del> |
| 14 |   | <u>\$103,018,000</u>           |

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

17 (1) The division of vocational rehabilitation shall negotiate  
18 cooperative interagency agreements with state and local organizations  
19 to improve and expand employment opportunities for people with severe  
20 disabilities.

21 (2) The department shall actively assist participants in the  
22 employment support services program to obtain other employment or  
23 training opportunities over the course of fiscal year 2003.

24 **Sec. 211.** 2002 c 371 s 211 (uncodified) is amended to read as  
25 follows:

26 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ADMINISTRATION AND**  
27 **SUPPORTING SERVICES PROGRAM**

|    |   |                                |
|----|---|--------------------------------|
| 28 | General Fund--State Appropriation (FY 2002) . . . . . | \$30,419,000                   |
| 29 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(( \$22,419,000 ))</del>  |
| 30 |   | <u>\$24,761,000</u>            |
| 31 | General Fund--Federal Appropriation . . . . .         | <del>(( \$47,135,000 ))</del>  |
| 32 |   | <u>\$48,136,000</u>            |
| 33 | General Fund--Private/Local Appropriation . . . . .   | \$810,000                      |
| 34 | TOTAL APPROPRIATION . . . . .                         | <del>(( \$100,783,000 ))</del> |
| 35 |   | <u>\$104,126,000</u>           |

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

3 (1) By November 1, 2001, the secretary shall report to the fiscal  
4 committees of the legislature on the actions the secretary has taken,  
5 or proposes to take, within current funding levels to resolve the  
6 organizational problems identified in the department's February 2001  
7 report to the legislature on current systems for billing third-party  
8 payers for services delivered by the state psychiatric hospitals. The  
9 secretary is authorized to transfer funds from this section to the  
10 mental health program to the extent necessary to achieve the  
11 organizational improvements recommended in that report.

12 (2) By November 1, 2001, the department shall report to the fiscal  
13 committees of the legislature with the least costly plan for assuring  
14 that billing and accounting technologies in the state psychiatric  
15 hospitals adequately and efficiently comply with standards set by  
16 third-party payers. The plan shall be developed with participation by  
17 and oversight from the office of financial management, the department's  
18 information systems services division, and the department of  
19 information services.

20 (3) The department shall reconstitute the payment integrity program  
21 to place greater emphasis upon the prevention of future billing errors,  
22 ensure billing and administrative errors are treated in a manner  
23 distinct from allegations of fraud and abuse, and shall rename the  
24 program. In keeping with this revised focus, the department shall also  
25 increase to one thousand dollars the cumulative total of apparent  
26 billing errors allowed before a provider is contacted for repayment.

27 (4) By September 1, 2001, the department shall report to the fiscal  
28 committees of the legislature results from the payment review program.  
29 The report shall include actual costs recovered and estimated costs  
30 avoided for fiscal year 2001 and the costs incurred by the department  
31 to administer the program. The report shall document criteria and  
32 methodology used for determining avoided costs. In addition, the  
33 department shall seek input from health care providers and consumer  
34 organizations on modifications to the program. The department shall  
35 provide annual updates to the report to the fiscal committees of the  
36 legislature by September 1st of each year for the preceding fiscal  
37 year.



1 (5) The department shall implement reductions in administrative  
2 expenditures assumed in these appropriations that achieve ongoing  
3 savings, reduce duplicative and redundant work processes, and, where  
4 possible, eliminate entire administrative functions and offices. The  
5 department may transfer amounts among sections and programs to achieve  
6 these savings provided that reductions in direct services to clients  
7 and recipients of the department shall not be counted as administrative  
8 reductions. The department shall report to the appropriate committees  
9 of the legislature a spending plan to achieve these reductions by July  
10 1, 2002, and shall report actual achieved administrative savings and  
11 projected saving for the remainder of the biennium by December 1, 2002.

12 **Sec. 212.** 2002 c 371 s 212 (uncodified) is amended to read as  
13 follows:

14 **FOR THE STATE HEALTH CARE AUTHORITY**

|    |  |                                |
|----|--|--------------------------------|
| 15 | General Fund--State Appropriation (FY 2002) . . . . .            | \$6,655,000                    |
| 16 | State Health Care Authority Administrative                       |                                |
| 17 | Account--State Appropriation . . . . .                           | <del>(( \$20,032,000 ))</del>  |
| 18 |  | <u>\$20,168,000</u>            |
| 19 | Health Services Account--State Appropriation . . . . .           | <del>(( \$538,828,000 ))</del> |
| 20 |  | <u>\$500,052,000</u>           |
| 21 | General Fund--Federal Appropriation . . . . .                    | <del>(( \$4,240,000 ))</del>   |
| 22 |  | <u>\$3,521,000</u>             |
| 23 | <del>(( Medical Aid Account--State Appropriation . . . . .</del> | <del>\$45,000))</del>          |
| 24 | TOTAL APPROPRIATION . . . . .                                    | <del>(( \$569,800,000 ))</del> |
| 25 |  | <u>\$530,396,000</u>           |

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

28 (1) \$6,551,000 of the general fund--state appropriation for fiscal  
29 year 2002 and \$6,550,000 of the health services account--state  
30 appropriation for fiscal year 2003 are provided solely for health care  
31 services provided through local community clinics.

32 (2) Within funds appropriated in this section and sections 205 and  
33 206 of this 2001 act, the health care authority shall continue to  
34 provide an enhanced basic health plan subsidy option for foster parents  
35 licensed under chapter 74.15 RCW and workers in state-funded home care  
36 programs. Under this enhanced subsidy option, foster parents and home

1 care workers with family incomes below 200 percent of the federal  
2 poverty level shall be allowed to enroll in the basic health plan at a  
3 cost of ten dollars per covered worker per month.

4 (3) The health care authority shall require organizations and  
5 individuals which are paid to deliver basic health plan services and  
6 which choose to sponsor enrollment in the subsidized basic health plan  
7 to pay the following: (i) A minimum of fifteen dollars per enrollee  
8 per month for persons below 100 percent of the federal poverty level;  
9 and (ii) a minimum of twenty dollars per enrollee per month for persons  
10 whose family income is 100 percent to 125 percent of the federal  
11 poverty level.

12 (4) The health care authority shall solicit information from the  
13 United States office of personnel management, health plans, and other  
14 relevant sources, regarding the cost of implementation of mental health  
15 parity by the federal employees health benefits program in 2001. A  
16 progress report shall be provided to the senate and house of  
17 representatives fiscal committees by July 1, 2002, and a final report  
18 shall be provided to the legislature by November 15, 2002, on the study  
19 findings.

20 (5) The administrator shall take at least the following actions to  
21 assure that persons participating in the basic health plan are eligible  
22 for the level of assistance they receive: (a) Require submission of  
23 income tax returns and recent pay history from all applicants; (b)  
24 check employment security payroll records at least once every twelve  
25 months on all enrollees; (c) require enrollees whose income as  
26 indicated by payroll records exceeds that upon which their subsidy is  
27 based to document their current income as a condition of continued  
28 eligibility; (d) require enrollees for whom employment security payroll  
29 records cannot be obtained to document their current income at least  
30 once every six months; and (e) pursue repayment and civil penalties  
31 from persons who have received excessive subsidies, as provided in RCW  
32 70.47.060(9).

33 ~~(6) ((The health services account revenues generated by Initiative~~  
34 ~~Measure No. 773 which are appropriated in this section shall be used to~~  
35 ~~subsidize enrollments in excess of the 125,000 per month base~~  
36 ~~enrollment level as follows:~~

37 ~~(a) \$20,000,000 is provided solely for enrollment in the subsidized~~  
38 ~~basic health plan of persons who, solely by reason of their immigration~~

1 ~~status, are not eligible for medicaid coverage of their nonemergent~~  
2 ~~medical care needs. From July 2002 to October 2002, opportunities for~~  
3 ~~subsidized coverage will be offered on a phased in basis to this group~~  
4 ~~of persons. Any entity or organization may sponsor subsidized basic~~  
5 ~~health plan enrollment.~~

6 ~~(b) Beginning January 1, 2003, subsidized basic health plan~~  
7 ~~coverage shall be offered on a phased in basis to an additional 20,000~~  
8 ~~enrollees.~~

9 ~~(7))~~ \$3,000,000 of the health services account--state  
10 appropriation for fiscal year 2003 is provided solely to increase the  
11 number of persons not eligible for medicaid receiving dental care from  
12 nonprofit community clinics, and for interpreter services to support  
13 dental and medical services for persons for whom interpreters are not  
14 available from any other source.

15 ~~((8))~~ (7) The health care authority shall report to the fiscal  
16 committees of the legislature on the costs, benefits, and feasibility  
17 of implementing a system no later than January 1, 2004, under which the  
18 state's contribution to the cost of employee medical coverage would be  
19 graduated according to employee salary. Under the graduated system,  
20 employees in higher salary ranges would pay a larger share of the cost  
21 of their medical coverage, while those paid lower salaries would pay a  
22 smaller percentage of their premium. The report shall be prepared in  
23 consultation with the department of personnel and the state-supported  
24 colleges and universities, and shall be submitted to the fiscal  
25 committees no later than December 1, 2002.

26 ~~((9))~~ (8) In consultation with the department of personnel and  
27 with the state-supported colleges and universities, the health care  
28 authority shall report to the fiscal committees of the legislature by  
29 October 1, 2002, a plan for expanding the availability and use of  
30 flexible spending account plans under which employees may set aside  
31 pretax earnings to cover their out-of-pocket medical costs. The  
32 authority is authorized to proceed with implementation of such a plan  
33 to the extent it can be accomplished within existing state funding  
34 levels.

35 ~~((10) \$685,000 of the health services account appropriation,~~  
36 ~~\$629,000 of the general fund federal appropriation, and the medical~~  
37 ~~aid account appropriation are provided solely for implementation of~~

1 ~~Substitute Senate Bill No. 6368 (prescription drug utilization and~~  
2 ~~education). If the bill is not enacted by June 30, 2002, these amounts~~  
3 ~~shall lapse.)~~

4 (9) The health care authority shall not enroll anyone in the  
5 subsidized basic health plan who was not already enrolled in the plan  
6 on the effective date of this 2003 act.

7 **Sec. 213.** 2002 c 371 s 213 (uncodified) is amended to read as  
8 follows:

9 **FOR THE HUMAN RIGHTS COMMISSION**

|    |   |                              |
|----|---|------------------------------|
| 10 | General Fund--State Appropriation (FY 2002) . . . . . | \$2,688,000                  |
| 11 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(( \$2,619,000 ))</del> |
| 12 |   | <u>\$2,285,000</u>           |
| 13 | General Fund--Federal Appropriation . . . . .         | <del>(( \$1,544,000 ))</del> |
| 14 |   | <u>\$1,794,000</u>           |
| 15 | General Fund--Private/Local Appropriation . . . . .   | \$100,000                    |
| 16 | TOTAL APPROPRIATION . . . . .                         | <del>(( \$6,951,000 ))</del> |
| 17 |   | <u>\$6,867,000</u>           |

18 **Sec. 214.** 2002 c 371 s 216 (uncodified) is amended to read as  
19 follows:

20 **FOR THE DEPARTMENT OF LABOR AND INDUSTRIES**

|    |   |                               |
|----|---|-------------------------------|
| 21 | General Fund--State Appropriation (FY 2002) . . . . . | \$5,577,000                   |
| 22 | General Fund--State Appropriation (FY 2003) . . . . . | \$5,517,000                   |
| 23 | General Fund--Federal Appropriation . . . . .         | \$1,250,000                   |
| 24 | Public Safety and Education Account--State            |                               |
| 25 | Appropriation . . . . .                               | <del>(( \$18,292,000 ))</del> |
| 26 |   | <u>\$17,192,000</u>           |
| 27 | Public Safety and Education Account--Federal          |                               |
| 28 | Appropriation . . . . .                               | \$6,950,000                   |
| 29 | Public Safety and Education Account--Private/Local    |                               |
| 30 | Appropriation . . . . .                               | \$5,373,000                   |
| 31 | Asbestos Account--State Appropriation . . . . .       | \$688,000                     |
| 32 | Electrical License Account--State                     |                               |
| 33 | Appropriation . . . . .                               | \$28,412,000                  |
| 34 | Farm Labor Revolving Account--Private/Local           |                               |
| 35 | Appropriation . . . . .                               | \$28,000                      |
| 36 | Worker and Community Right-to-Know Account--State     |                               |

|    |  |                            |
|----|--|----------------------------|
| 1  | Appropriation . . . . .                              | \$2,281,000                |
| 2  | Public Works Administration Account--State           |                            |
| 3  | Appropriation . . . . .                              | \$2,856,000                |
| 4  | Accident Account--State Appropriation . . . . .      | <del>(\$184,219,000)</del> |
| 5  |  | <u>\$179,749,000</u>       |
| 6  | Accident Account--Federal Appropriation . . . . .    | \$11,568,000               |
| 7  | Medical Aid Account--State Appropriation . . . . .   | <del>(\$183,666,000)</del> |
| 8  |  | <u>\$171,023,000</u>       |
| 9  | Medical Aid Account--Federal Appropriation . . . . . | \$2,438,000                |
| 10 | Plumbing Certificate Account--State                  |                            |
| 11 | Appropriation . . . . .                              | \$1,111,000                |
| 12 | Pressure Systems Safety Account--State               |                            |
| 13 | Appropriation . . . . .                              | \$2,525,000                |
| 14 | TOTAL APPROPRIATION . . . . .                        | <del>(\$462,751,000)</del> |
| 15 |  | <u>\$444,538,000</u>       |

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

18 (1) Pursuant to RCW 7.68.015, the department shall operate the  
19 crime victims compensation program within the public safety and  
20 education account funds appropriated in this section. In the event  
21 that cost containment measures are necessary, the department may (a)  
22 institute copayments for services; (b) develop preferred provider  
23 contracts; or (c) other cost containment measures. Cost containment  
24 measures shall not include holding invoices received in one fiscal  
25 period for payment from appropriations in subsequent fiscal periods.  
26 No more than \$5,248,000 of the public safety and education account  
27 appropriation shall be expended for department administration of the  
28 crime victims compensation program.

29 (2) It is the intent of the legislature that elevator inspection  
30 fees shall fully cover the cost of the elevator inspection program.  
31 Pursuant to RCW 43.135.055, during the 2001-03 fiscal biennium the  
32 department may increase fees in excess of the fiscal growth factor, if  
33 the increases are necessary to fully fund the cost of the elevator  
34 inspection program.

35 (3) \$300,000 of the medical aid account--state appropriation is  
36 provided for a second center of occupational health and education to be  
37 located on the east side of the state. These centers train physicians

1 on best practices for occupational medicine and work with labor and  
2 business to improve the quality and outcomes of medical care provided  
3 to injured workers.

4 **Sec. 215.** 2002 c 371 s 218 (uncodified) is amended to read as  
5 follows:

6 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**

7 (1) HEADQUARTERS

|    |   |                          |
|----|---|--------------------------|
| 8  | General Fund--State Appropriation (FY 2002) . . . . . | \$1,577,000              |
| 9  | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$1,533,000)</del> |
| 10 |   | <u>\$1,536,000</u>       |
| 11 | Charitable, Educational, Penal, and Reformatory       |                          |
| 12 | Institutions Account--State                           |                          |
| 13 | Appropriation . . . . .                               | \$7,000                  |
| 14 | TOTAL APPROPRIATION . . . . .                         | <del>(\$3,117,000)</del> |
| 15 |   | <u>\$3,120,000</u>       |

16 (2) FIELD SERVICES

|    |   |                          |
|----|---|--------------------------|
| 17 | General Fund--State Appropriation (FY 2002) . . . . . | \$2,619,000              |
| 18 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$2,580,000)</del> |
| 19 |   | <u>\$2,587,000</u>       |
| 20 | General Fund--Federal Appropriation . . . . .         | \$310,000                |
| 21 | General Fund--Private/Local Appropriation . . . . .   | \$1,663,000              |
| 22 | TOTAL APPROPRIATION . . . . .                         | <del>(\$7,172,000)</del> |
| 23 |   | <u>\$7,179,000</u>       |

24 (3) INSTITUTIONAL SERVICES

|    |   |                           |
|----|---|---------------------------|
| 25 | General Fund--State Appropriation (FY 2002) . . . . . | \$5,765,000               |
| 26 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$5,516,000)</del>  |
| 27 |   | <u>\$5,557,000</u>        |
| 28 | General Fund--Federal Appropriation . . . . .         | \$27,437,000              |
| 29 | General Fund--Private/Local Appropriation . . . . .   | \$22,828,000              |
| 30 | TOTAL APPROPRIATION . . . . .                         | <del>(\$61,546,000)</del> |
| 31 |   | <u>\$61,587,000</u>       |

32 The appropriations in this subsection are subject to the following  
33 terms and conditions: \$2,886,000 of the general fund--federal  
34 appropriation and \$5,639,000 of the general fund--local appropriation  
35 are provided solely for the department to acquire, establish, and

1 operate a nursing facility dedicated to serving men and women from  
2 Washington who have served in the nation's armed forces.

3 **Sec. 216.** 2002 c 371 s 219 (uncodified) is amended to read as  
4 follows:

5 **FOR THE HOME CARE QUALITY AUTHORITY**

6 General Fund--State Appropriation (FY 2003) . . . . . ((~~\$152,000~~))  
7 \$171,000

8 The appropriation in this section is subject to the following  
9 conditions and limitations: The general fund--state appropriation for  
10 fiscal year 2003 is provided for start-up costs of the home care  
11 quality authority, a new state agency established by the enactment of  
12 Initiative Measure No. 775.

13 **Sec. 217.** 2002 c 371 s 220 (uncodified) is amended to read as  
14 follows:

15 **FOR THE DEPARTMENT OF HEALTH**

16 General Fund--State Appropriation (FY 2002) . . . . . \$57,337,000  
17 General Fund--State Appropriation (FY 2003) . . . . . ((~~\$54,940,000~~))  
18 \$54,845,000  
19 Health Services Account--State Appropriation . . . . . ((~~\$33,520,000~~))  
20 \$28,460,000  
21 General Fund--Federal Appropriation . . . . . \$297,352,000  
22 General Fund--Private/Local Appropriation . . . . . ((~~\$82,912,000~~))  
23 \$84,172,000  
24 Hospital Commission Account--State  
25 Appropriation . . . . . \$2,305,000  
26 Health Professions Account--State  
27 Appropriation . . . . . ((~~\$39,374,000~~))  
28 \$39,334,000  
29 Emergency Medical Services and Trauma Care Systems  
30 Trust Account--State Appropriation . . . . . \$14,858,000  
31 Safe Drinking Water Account--State  
32 Appropriation . . . . . \$2,689,000  
33 Drinking Water Assistance Account--Federal  
34 Appropriation . . . . . \$13,376,000  
35 Waterworks Operator Certification--State  
36 Appropriation . . . . . ((~~\$622,000~~))

|    |  |                                |
|----|--|--------------------------------|
| 1  |  | <u>\$743,000</u>               |
| 2  | Salmon Recovery Account--State Appropriation . . . . . | \$182,000                      |
| 3  | Water Quality Account--State Appropriation . . . . .   | \$3,304,000                    |
| 4  | Accident Account--State Appropriation . . . . .        | \$257,000                      |
| 5  | Medical Aid Account--State Appropriation . . . . .     | \$45,000                       |
| 6  | State Toxics Control Account--State                    |                                |
| 7  | Appropriation . . . . .                                | \$2,809,000                    |
| 8  | Medical Test Site Licensure Account--State             |                                |
| 9  | Appropriation . . . . .                                | \$1,801,000                    |
| 10 | Youth Tobacco Prevention Account--State                |                                |
| 11 | Appropriation . . . . .                                | \$1,797,000                    |
| 12 | Tobacco Prevention and Control Account--State          |                                |
| 13 | Appropriation . . . . .                                | \$43,737,000                   |
| 14 | TOTAL APPROPRIATION . . . . .                          | (( <del>\$653,217,000</del> )) |
| 15 |  | <u>\$649,403,000</u>           |

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

18       (1) The department or any successor agency is authorized to raise  
19 existing fees charged to the drinking water operator certification,  
20 newborn screening, radioactive materials, x-ray compliance, drinking  
21 water plan review, midwifery, hearing and speech, veterinarians,  
22 psychologists, pharmacists, hospitals, podiatrists, home health and  
23 home care, transient accommodations licensing, adult residential  
24 rehabilitation facilities licensing, state institution licensing,  
25 medical test site licensing, alcoholism treatment facilities licensing,  
26 certificate of need, and food handlers programs, in excess of the  
27 fiscal growth factor established by Initiative Measure No. 601, if  
28 necessary, to meet the actual costs of conducting business and the  
29 appropriation levels in this section.

30       (2) \$339,000 of the general fund--state appropriation for fiscal  
31 year 2002, \$157,000 of the general fund--state appropriation for fiscal  
32 year 2003, and the salmon recovery account appropriation are provided  
33 solely for technical assistance to local governments and special  
34 districts on water conservation and reuse.

35       (3) \$1,675,000 of the general fund--state fiscal year 2002  
36 appropriation and \$1,676,000 of the general fund--state fiscal year  
37 2003 appropriation are provided solely for the implementation of the



1 Puget Sound water work plan and agency action items, DOH-01, DOH-02,  
2 DOH-03, and DOH-04.

3 (4) The department of health shall not initiate any services that  
4 will require expenditure of state general fund moneys unless expressly  
5 authorized in this act or other law. The department may seek, receive,  
6 and spend, under RCW 43.79.260 through 43.79.282, federal moneys not  
7 anticipated in this act as long as the federal funding does not require  
8 expenditure of state moneys for the program in excess of amounts  
9 anticipated in this act. If the department receives unanticipated  
10 unrestricted federal moneys, those moneys shall be spent for services  
11 authorized in this act or in any other legislation that provides  
12 appropriation authority, and an equal amount of appropriated state  
13 moneys shall lapse. Upon the lapsing of any moneys under this  
14 subsection, the office of financial management shall notify the  
15 legislative fiscal committees. As used in this subsection,  
16 "unrestricted federal moneys" includes block grants and other funds  
17 that federal law does not require to be spent on specifically defined  
18 projects or matched on a formula basis by state funds.

19 (5) (~~(\$19,778,000)~~) \$14,718,000 of the health services account--  
20 state appropriation is provided solely for the state's program of  
21 universal access to essential childhood vaccines. The department shall  
22 utilize all available federal funding before expenditure of these  
23 funds.

24 (6) \$85,000 of the general fund--state appropriation for fiscal  
25 year 2002 and \$65,000 of the general fund--state appropriation for  
26 fiscal year 2003 are provided solely for the implementation of  
27 Substitute House Bill No. 1365 (infant and child products). If the  
28 bill is not enacted by June 30, 2001, the amounts provided in this  
29 subsection shall lapse.

30 (7) From funds appropriated in this section, the state board of  
31 health shall convene a broadly-based task force to review the available  
32 information on the potential risks and benefits to public and personal  
33 health and safety, and to individual privacy, of emerging technologies  
34 involving human deoxyribonucleic acid (DNA). The board may reimburse  
35 task force members for travel expenses according to RCW 43.03.220. The  
36 task force shall consider information provided to it by interested  
37 persons on: (a) The incidence of discriminatory actions based upon  
38 genetic information; (b) strategies to safeguard civil rights and

1 privacy related to genetic information; (c) remedies to compensate  
2 individuals for inappropriate use of their genetic information; and (d)  
3 incentives for further research and development on the use of DNA to  
4 promote public health, safety, and welfare. The task force shall  
5 report on its findings and any recommendations to appropriate  
6 committees of the legislature by October 1, 2002.

7 (8) \$533,000 of the general fund--state appropriation for fiscal  
8 year 2002 and \$847,000 of the general fund--state appropriation for  
9 fiscal year 2003 are provided solely for performance-based contracts  
10 with local jurisdictions to assure the safety of drinking water  
11 provided by small "group B" water systems.

12 (9) By October 1, 2002, the department shall establish mechanisms  
13 to assure that the HIV early intervention services program operates  
14 within appropriated levels. This shall include a system under which  
15 the state's contribution to the cost of care is adjusted on a sliding-  
16 scale basis.

17 (10) By December 1, 2002, the department shall report to  
18 appropriate committees of the legislature with a feasibility analysis  
19 of implementing an electronic filing system for death certificates.  
20 The study shall be conducted in consultation and cooperation with local  
21 and state registrars, funeral directors, and physicians, and shall  
22 include an analysis of applying an additional fee to death certificates  
23 to cover the cost of developing and operating the electronic system.

24 **Sec. 218.** 2002 c 371 s 221 (uncodified) is amended to read as  
25 follows:

26 **FOR THE DEPARTMENT OF CORRECTIONS.** The appropriations to the  
27 department of corrections in this act shall be expended for the  
28 programs and in the amounts specified herein. However, after May 1,  
29 (~~2002~~) 2003, after approval by the director of financial management  
30 and unless specifically prohibited by this act, the department may  
31 transfer general fund--state appropriations for fiscal year (~~2002~~)  
32 2003 between programs. The director of financial management shall  
33 notify the appropriate fiscal committees of the senate and house of  
34 representatives in writing prior to approving any deviations from  
35 appropriation levels.

36 (1) ADMINISTRATION AND SUPPORT SERVICES  
37 General Fund--State Appropriation (FY 2002) . . . . . \$36,786,000

1 General Fund--State Appropriation (FY 2003) . . . . . (~~(\$36,434,000)~~)  
 2 \$36,239,000  
 3 Public Safety and Education Account--State  
 4     Appropriation . . . . . \$1,576,000  
 5 Violence Reduction and Drug Enforcement  
 6     Account Appropriation . . . . . \$3,254,000  
 7         TOTAL APPROPRIATION . . . . . (~~(\$78,050,000)~~)  
 8 \$77,855,000

9         The appropriations in this subsection are subject to the following  
 10 conditions and limitations: \$4,623,000 of the general fund--state  
 11 appropriation for fiscal year 2002, \$4,623,000 of the general fund--  
 12 state appropriation for fiscal year 2003, and \$3,254,000 of the  
 13 violence reduction and drug enforcement account appropriation are  
 14 provided solely for the replacement of the department's offender-based  
 15 tracking system. This amount is conditioned on the department  
 16 satisfying the requirements of section 902 of this act. The department  
 17 shall prepare an assessment of the fiscal impact of any changes to the  
 18 replacement project. The assessment shall:

- 19         (a) Include a description of any changes to the replacement
- 20 project;
- 21         (b) Provide the estimated costs for each component in the 2001-03
- 22 and subsequent biennia;
- 23         (c) Include a schedule that provides the time estimated to complete
- 24 changes to each component of the replacement project; and
- 25         (d) Be provided to the office of financial management, the
- 26 department of information services, the information services board, and
- 27 the staff of the fiscal committees of the senate and the house of
- 28 representatives no later than November 1, 2002.

29         (2) CORRECTIONAL OPERATIONS

30 General Fund--State Appropriation (FY 2002) . . . . . \$404,390,000  
 31 General Fund--State Appropriation (FY 2003) . . . . . (~~(\$412,788,000)~~)  
 32 \$432,339,000  
 33 General Fund--Federal Appropriation . . . . . (~~(\$9,142,000)~~)  
 34 \$9,936,000  
 35 Violence Reduction and Drug Enforcement Account--  
 36     State Appropriation . . . . . \$1,596,000  
 37 Public Health Services Account Appropriation . . . . . \$1,453,000  
 38         TOTAL APPROPRIATION . . . . . (~~(\$829,369,000)~~)

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

(a) The department may expend funds generated by contractual agreements entered into for mitigation of severe overcrowding in local jails. Any funds generated in excess of actual costs shall be deposited in the state general fund. Expenditures shall not exceed revenue generated by such agreements and shall be treated as recovery of costs.

(b) The department shall provide funding for the pet partnership program at the Washington corrections center for women at a level at least equal to that provided in the 1995-97 biennium.

(c) The department of corrections shall accomplish personnel reductions with the least possible impact on correctional custody staff, community custody staff, and correctional industries. For the purposes of this subsection, correctional custody staff means employees responsible for the direct supervision of offenders.

(d) \$553,000 of the general fund--state appropriation for fiscal year 2002 and \$956,000 of the general fund--state appropriation for fiscal year 2003 are provided solely to increase payment rates for contracted education providers, contracted chemical dependency providers, and contracted work release facilities.

(e) During the 2001-03 biennium, when contracts are established or renewed for offender pay phone and other telephone services provided to inmates, the department shall select the contractor or contractors primarily based on the following factors: (i) The lowest rate charged to both the inmate and the person paying for the telephone call; and (ii) the lowest commission rates paid to the department, while providing reasonable compensation to cover the costs of the department to provide the telephone services to inmates and provide sufficient revenues for the activities funded from the institutional welfare betterment account (~~as of January 1, 2000~~).

(f) For the acquisition of properties and facilities, the department of corrections is authorized to enter into financial contracts, paid for from operating resources, for the purposes indicated and in not more than the principal amounts indicated, plus financing expenses and required reserves pursuant to chapter 39.94 RCW.

1 This authority applies to the following: Lease-develop with the option  
2 to purchase or lease-purchase approximately 50 work release beds in  
3 facilities throughout the state for \$3,500,000.

4 (g) \$22,000 of the general fund--state appropriation for fiscal  
5 year 2002 and \$76,000 of the general fund--state appropriation for  
6 fiscal year 2003 are provided solely for the implementation of Second  
7 Substitute Senate Bill No. 6151 (high risk sex offenders in the civil  
8 commitment and criminal justice systems). If the bill is not enacted  
9 by June 30, 2001, the amounts provided in this subsection shall lapse.

10 (h) The department may acquire a ferry for no more than \$1,000,000  
11 from Washington state ferries. Funds expended for this purpose will be  
12 recovered from the sale of marine assets.

13 ~~((+j))~~ (i) Within the amounts appropriated in this section,  
14 funding is provided for the initial implementation of a medical  
15 algorithm practice program within the department's facilities. The  
16 program shall be designed to achieve clinical efficacy and costs  
17 efficiency in the utilization of psychiatric drugs.

18 (j) Within the amounts appropriated in this section, the department  
19 may allocate up to \$30,000 to the Washington state institute for public  
20 policy during fiscal year 2003 for a study of whether the geographic  
21 location of the department's facilities affects local crime rates.

22 (3) COMMUNITY SUPERVISION

|    |   |                            |
|----|---|----------------------------|
| 23 | General Fund--State Appropriation (FY 2002) . . . . . | \$68,097,000               |
| 24 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$75,720,000)</del>  |
| 25 |   | <u>\$77,950,000</u>        |
| 26 | General Fund--Federal Appropriation . . . . .         | \$870,000                  |
| 27 | Public Safety and Education                           |                            |
| 28 | Account--State Appropriation . . . . .                | \$15,493,000               |
| 29 | TOTAL APPROPRIATION . . . . .                         | <del>(\$160,180,000)</del> |
| 30 |   | <u>\$162,410,000</u>       |

31 The appropriations in this subsection are subject to the following  
32 conditions and limitations:

33 (a) The department of corrections shall accomplish personnel  
34 reductions with the least possible impact on correctional custody  
35 staff, community custody staff, and correctional industries. For the  
36 purposes of this subsection, correctional custody staff means employees  
37 responsible for the direct supervision of offenders.

1 (b) \$75,000 of the general fund--state appropriation for fiscal  
2 year 2002 and \$75,000 of the general fund--state appropriation for  
3 fiscal year 2003 are provided solely for the department of corrections  
4 to contract with the institute for public policy for responsibilities  
5 assigned in chapter 196, Laws of 1999 (offender accountability act) and  
6 sections 7 through 12 of chapter 197, Laws of 1999 (drug offender  
7 sentencing).

8 (c) \$16,000 of the general fund--state appropriation for fiscal  
9 year 2002 and \$28,000 of the general fund--state appropriation for  
10 fiscal year 2003 are provided solely to increase payment rates for  
11 contracted chemical dependency providers.

12 (d) \$30,000 of the general fund--state appropriation for fiscal  
13 year 2002 and \$30,000 of the general fund--state appropriation for  
14 fiscal year 2003 are provided solely for the implementation of  
15 Substitute Senate Bill No. 5118 (interstate compact for adult offender  
16 supervision). If the bill is not enacted by June 30, 2001, the amounts  
17 provided in this subsection shall lapse.

18 (4) CORRECTIONAL INDUSTRIES

|    |   |             |
|----|---|-------------|
| 19 | General Fund--State Appropriation (FY 2002) . . . . . | \$631,000   |
| 20 | General Fund--State Appropriation (FY 2003) . . . . . | \$629,000   |
| 21 | TOTAL APPROPRIATION . . . . .                         | \$1,260,000 |

22 The appropriations in this subsection are subject to the following  
23 conditions and limitations: \$110,000 of the general fund--state  
24 appropriation for fiscal year 2002 and \$110,000 of the general fund--  
25 state appropriation for fiscal year 2003 are provided solely for  
26 transfer to the jail industries board. The board shall use the amounts  
27 provided only for administrative expenses, equipment purchases, and  
28 technical assistance associated with advising cities and counties in  
29 developing, promoting, and implementing consistent, safe, and efficient  
30 offender work programs.

31 (5) INTERAGENCY PAYMENTS

|    |   |              |
|----|---|--------------|
| 32 | General Fund--State Appropriation (FY 2002) . . . . . | \$18,568,000 |
| 33 | General Fund--State Appropriation (FY 2003) . . . . . | \$18,569,000 |
| 34 | TOTAL APPROPRIATION . . . . .                         | \$37,137,000 |

35 **Sec. 219.** 2002 c 371 s 222 (uncodified) is amended to read as  
36 follows:

1 **FOR THE DEPARTMENT OF SERVICES FOR THE BLIND**

|   |   |                               |
|---|---|-------------------------------|
| 2 | General Fund--State Appropriation (FY 2002) . . . . . | \$1,652,000                   |
| 3 | General Fund--State Appropriation (FY 2003) . . . . . | (( <del>\$1,588,000</del> ))  |
| 4 |   | <u>\$1,582,000</u>            |
| 5 | General Fund--Federal Appropriation . . . . .         | \$12,643,000                  |
| 6 | General Fund--Private/Local Appropriation . . . . .   | \$80,000                      |
| 7 | TOTAL APPROPRIATION . . . . .                         | (( <del>\$15,963,000</del> )) |
| 8 |   | <u>\$15,957,000</u>           |

9 The appropriations in this section are subject to the following  
10 conditions and limitations: \$50,000 of the general fund--state  
11 appropriation for fiscal year 2002 and \$50,000 of the general fund--  
12 state appropriation for fiscal year 2003 are provided solely to  
13 increase state assistance for a comprehensive program of training and  
14 support services for persons who are both deaf and blind.

15 **Sec. 220.** 2002 c 371 s 224 (uncodified) is amended to read as  
16 follows:

17 **FOR THE EMPLOYMENT SECURITY DEPARTMENT**

|    |   |                                |
|----|---|--------------------------------|
| 18 | General Fund--Federal Appropriation . . . . .       | (( <del>\$180,628,000</del> )) |
| 19 |   | <u>\$180,109,000</u>           |
| 20 | General Fund--Private/Local Appropriation . . . . . | (( <del>\$30,119,000</del> ))  |
| 21 |   | <u>\$29,939,000</u>            |
| 22 | Unemployment Compensation Administration Account--  |                                |
| 23 | Federal Appropriation . . . . .                     | (( <del>\$194,167,000</del> )) |
| 24 |   | <u>\$192,874,000</u>           |
| 25 | Administrative Contingency Account--State           |                                |
| 26 | Appropriation . . . . .                             | (( <del>\$15,514,000</del> ))  |
| 27 |   | <u>\$13,854,000</u>            |
| 28 | Employment Service Administrative Account--State    |                                |
| 29 | Appropriation . . . . .                             | (( <del>\$20,001,000</del> ))  |
| 30 |   | <u>\$21,502,000</u>            |
| 31 | TOTAL APPROPRIATION . . . . .                       | (( <del>\$440,429,000</del> )) |
| 32 |   | <u>\$438,278,000</u>           |

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

35 (1) \$156,000 of the unemployment compensation administration  
36 account is provided solely for the implementation of Substitute House

1 Bill No. 2355 (unemployment insurance). If the bill is not enacted by  
2 June 30, 2002, the amount provided in this subsection shall lapse.

3 (2) Up to \$1,600,000 of the administrative contingency account--  
4 state appropriation is provided solely for administrative costs related  
5 to the implementation of Engrossed House Bill No. 2901 (unemployment  
6 insurance). If the bill is not enacted by June 30, 2002, the amount  
7 provided in this subsection shall lapse.

(End of part)



**PART III**  
**NATURAL RESOURCES**

**Sec. 301.** 2002 c 371 s 302 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ECOLOGY**

|  |                           |
|--|---------------------------|
| General Fund--State Appropriation (FY 2002)        | \$39,404,000              |
| General Fund--State Appropriation (FY 2003)        | <del>(\$34,283,000)</del> |
|  | <u>\$34,225,000</u>       |
| General Fund--Federal Appropriation                | <del>(\$56,805,000)</del> |
|  | <u>\$56,769,000</u>       |
| General Fund--Private/Local Appropriation          | <del>(\$4,351,000)</del>  |
|  | <u>\$4,347,000</u>        |
| Special Grass Seed Burning Research Account--      |                           |
| State Appropriation                                | \$14,000                  |
| Reclamation Revolving Account--State               |                           |
| Appropriation                                      | <del>(\$1,935,000)</del>  |
|  | <u>\$1,934,000</u>        |
| Flood Control Assistance Account--                 |                           |
| State Appropriation                                | <del>(\$4,098,000)</del>  |
|  | <u>\$4,097,000</u>        |
| State Emergency Water Projects Revolving Account-- |                           |
| State Appropriation                                | \$878,000                 |
| Waste Reduction/Recycling/Litter Control Account-- |                           |
| State Appropriation                                | <del>(\$14,287,000)</del> |
|  | <u>\$14,281,000</u>       |
| State Drought Preparedness Account--State          |                           |
| Appropriation                                      | \$2,575,000               |
| Salmon Recovery Account--State Appropriation       | \$250,000                 |
| State and Local Improvements Revolving Account     |                           |
| (Water Supply Facilities)--State                   |                           |
| Appropriation                                      | \$587,000                 |
| Water Quality Account--State Appropriation         | <del>(\$22,985,000)</del> |
|  | <u>\$22,976,000</u>       |
| Wood Stove Education and Enforcement Account--     |                           |
| State Appropriation                                | \$353,000                 |
| Worker and Community Right-to-Know Account--       |                           |

1 State Appropriation . . . . . ((~~\$3,288,000~~))  
2 \$3,285,000  
3 State Toxics Control Account--State  
4 Appropriation . . . . . ((~~\$70,001,000~~))  
5 \$69,958,000  
6 State Toxics Control Account--Private/Local  
7 Appropriation . . . . . \$350,000  
8 Local Toxics Control Account--State  
9 Appropriation . . . . . ((~~\$4,751,000~~))  
10 \$4,747,000  
11 Water Quality Permit Account--State  
12 Appropriation . . . . . ((~~\$24,210,000~~))  
13 \$24,190,000  
14 Underground Storage Tank Account--State  
15 Appropriation . . . . . ((~~\$2,682,000~~))  
16 \$2,680,000  
17 Environmental Excellence Account--State  
18 Appropriation . . . . . \$504,000  
19 Biosolids Permit Account--State Appropriation . . . . . \$764,000  
20 Hazardous Waste Assistance Account--State  
21 Appropriation . . . . . ((~~\$4,308,000~~))  
22 \$4,304,000  
23 Air Pollution Control Account--State  
24 Appropriation . . . . . ((~~\$1,366,000~~))  
25 \$1,365,000  
26 Oil Spill Prevention Account--State  
27 Appropriation . . . . . ((~~\$7,921,000~~))  
28 \$7,914,000  
29 Air Operating Permit Account--State  
30 Appropriation . . . . . ((~~\$3,608,000~~))  
31 \$3,605,000  
32 Freshwater Aquatic Weeds Account--State  
33 Appropriation . . . . . \$1,898,000  
34 Oil Spill Response Account--State  
35 Appropriation . . . . . \$7,078,000  
36 Metals Mining Account--State Appropriation . . . . . \$5,000  
37 Water Pollution Control Revolving Account--  
38 State Appropriation . . . . . ((~~\$536,000~~))

\$564,000

Water Pollution Control Revolving Account--

Federal Appropriation . . . . . ((~~\$2,802,000~~))

\$2,800,000

TOTAL APPROPRIATION . . . . . ((~~\$318,877,000~~))

\$318,701,000

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

(1) \$3,874,000 of the general fund--state appropriation for fiscal year 2002, (~~(\$3,874,000)~~) \$2,684,000 of the general fund--state appropriation for fiscal year 2003, \$394,000 of the general fund--federal appropriation, \$2,070,000 of the oil spill prevention account--state appropriation, \$1,190,000 of the state toxics control account, and \$3,686,000 of the water quality permit account--state appropriation are provided solely for the implementation of the Puget Sound work plan and agency action items DOE-01, DOE-02, DOE-03, DOE-05, DOE-06, DOE-07, DOE-08, and DOE-09.

(2) \$500,000 of the state toxics control account appropriation is provided for an assessment of the financial assurance requirements of hazardous waste management facilities. By September 30, 2002, the department shall provide to the governor and appropriate committees of the legislature a report that: (a) Evaluates current statutes and regulations governing hazardous waste management facilities; (b) analyzes and makes recommendations for improving financial assurance regulatory control; and (c) makes recommendations for funding financial assurance regulatory control of hazardous waste management facilities.

(3) \$814,000 of the state drought preparedness account--state appropriation, \$549,000 of the water quality account--state appropriation, and \$250,000 of the salmon recovery account--state appropriation are provided solely for enhanced streamflow monitoring in critical salmon recovery basins. \$640,000 of this amount is provided solely to implement the Puget Sound work plan and agency action item DOE-01.

(4) \$1,000,000 of the state toxics control account appropriation in this section is provided solely for the department to work in cooperation with local jurisdictions to address emerging storm water management requirements. This work shall include developing a storm water manual for eastern Washington, technical assistance to local

1 jurisdictions, and increased implementation of the department's  
2 existing storm water program. \$200,000 of this amount is provided  
3 solely for implementation of the Puget Sound work plan and agency  
4 action item DOE-06.

5 (5) \$383,000 of the general fund--state appropriation for fiscal  
6 year 2002 and \$383,000 of the general fund--state appropriation for  
7 fiscal year 2003 are provided solely for water conservation plan  
8 review, technical assistance, and project review for water conservation  
9 and reuse projects. By December 1, 2003, the department in cooperation  
10 with the department of health shall report to the governor and  
11 appropriate committees of the legislature on the activities and  
12 achievements related to water conservation and reuse during the past  
13 two biennia. The report shall include an overview of technical  
14 assistance provided, reuse project development activities, and water  
15 conservation achievements.

16 (6) \$3,424,000 of the state toxics control account appropriation is  
17 provided solely for methamphetamine lab clean up activities.

18 (7)(a) \$800,000 of the state toxics control account appropriation  
19 is provided solely to implement the department's persistent,  
20 bioaccumulative toxic chemical strategy.

21 (b) In developing its persistent bioaccumulative toxic chemical  
22 strategy, the department must:

23 (i) First develop a planned strategy for the reduction of mercury  
24 from the environment. This strategy will be known as the mercury  
25 chemical action plan. The development of the mercury chemical action  
26 plan will be a model for developing all future chemical action plans;

27 (ii) Develop a mercury chemical action plan that includes, but is  
28 not limited to: (A) Identifying current mercury uses in Washington;  
29 (B) analyzing current state and federal laws, regulations, rules, and  
30 voluntary measures that can be used to reduce or eliminate mercury; (C)  
31 identifying mercury reduction and elimination options; and (D)  
32 implementing actions to reduce or eliminate mercury uses and releases;

33 (iii) Involve an advisory committee of up to twelve members  
34 composed of adequate and balanced representation of local government,  
35 business, agriculture, and environmental, public health, and community  
36 groups in the development of the mercury chemical action plan. In  
37 addition, the department must invite and strongly encourage any  
38 interested tribes or federal agencies to participate in the advisory

1 committee process. The advisory committee must be involved in the  
2 development of the mercury chemical action plan. All information that  
3 will serve as the basis for any decisions in the mercury chemical  
4 action plan's development must be available to the advisory committee  
5 members. The advisory committee has sixty days to provide input to the  
6 department on the elements of the mercury chemical action plan. The  
7 comments and suggestions made by the advisory committee must be  
8 considered by the department; however, consensus of the advisory  
9 committee is not necessary for the department to move forward in the  
10 development of the mercury chemical action plan. All meetings of the  
11 advisory committee are subject to the provisions of chapter 42.30 RCW.  
12 The advisory committee for the mercury chemical action plan must be  
13 established by April 15, 2002;

14 (iv) By August 31, 2002, develop and issue a draft mercury chemical  
15 action plan in consultation with the advisory committee. Following the  
16 release of the draft plan, the department must allow for a sixty-day  
17 public comment period. The advisory committee, following the comment  
18 period, shall consider the public comments received; and

19 (v) The department shall finalize the mercury chemical action plan  
20 by December 31, 2002. The final mercury chemical action plan,  
21 developed after considering the public comments and the input of the  
22 advisory committee, must outline actions for the department to take,  
23 including, but not limited to, the development of any rules and  
24 recommending any legislation. Implementation must begin no later than  
25 February 1, 2003.

26 (8) Up to \$11,365,000 of the state toxics control account  
27 appropriation is provided for the remediation of contaminated sites.  
28 Of this amount, up to \$2,000,000 may be used to pay existing site  
29 remediation liabilities owed to the federal environmental protection  
30 agency for clean-up work that has been completed. The department shall  
31 carefully monitor actual revenue collections into the state toxics  
32 control account, and is authorized to limit actual expenditures of the  
33 appropriation provided in this section consistent with available  
34 revenue.

35 (9) \$200,000 of the state toxics control account appropriation is  
36 provided to assess the effectiveness of the state's current toxic  
37 pollution prevention and dangerous waste programs and policies. The  
38 department shall work with affected stakeholder groups and the public

1 to evaluate the performance of existing programs, and identify feasible  
2 methods of reducing the generation of these wastes. The department  
3 shall report its findings to the governor and the appropriate  
4 committees of the legislature by September 30, 2002.

5 (10) \$1,200,000 of the state toxics control account appropriation  
6 is provided solely for the department, in conjunction with affected  
7 local governments, to address emergent areawide soil contamination  
8 problems. The department's efforts will include public involvement  
9 processes and completing assessments of the geographical extent of  
10 toxic contamination including highly contaminated areas.

11 (11) \$170,000 of the oil spill prevention account appropriation is  
12 provided solely for implementation of the Puget Sound work plan action  
13 item UW-02 through a contract with the University of Washington's sea  
14 grant program to develop an educational program targeted to small  
15 spills from commercial fishing vessels, ferries, cruise ships, ports,  
16 and marinas.

17 (12) \$1,500,000 of the general fund--state appropriation for fiscal  
18 year 2002, \$1,500,000 of the general fund--state appropriation for  
19 fiscal year 2003, and \$3,000,000 of the water quality account  
20 appropriation are provided solely to implement chapter 237, Laws of  
21 2001 (Engrossed Substitute House Bill No. 1832, water resources  
22 management) and to support the processing of applications for changes  
23 and transfers of existing water rights.

24 (13) \$9,000,000 of the water quality account--state appropriation  
25 is provided solely for grants to local governments to conduct watershed  
26 planning and technical assistance. At least \$7,000,000 shall be  
27 distributed as grants and shall include \$200,000 for facilitation of  
28 the central Puget Sound regional initiative.

29 (14) \$3,114,000 of the water quality account appropriation is  
30 provided solely to implement Engrossed Substitute House Bill No. 1832  
31 (water resources management). Of this amount: (a) \$1,200,000 is  
32 provided for grants to local governments for targeted watershed  
33 assessments consistent with Engrossed Substitute House Bill No. 1832;  
34 and (b) the remainder of the funding is provided solely for development  
35 of a state environmental policy act template to streamline  
36 environmental review, creation of a blue ribbon panel to develop long-  
37 term watershed planning implementation funding options, and technical  
38 assistance.

1 (15) \$200,000 of the water quality account appropriation is  
2 provided solely to provide coordination and assistance to groups  
3 established for the purpose of protecting, enhancing, and restoring the  
4 biological, chemical, and physical processes of watersheds. These  
5 groups may include those involved in coordinated resource management,  
6 regional fisheries enhancement groups, conservation districts,  
7 watershed councils, and private nonprofit organizations incorporated  
8 under Title 24 RCW.

9 (16) \$325,000 of the state drought preparedness account--state  
10 appropriation is provided solely for an environmental impact statement  
11 of the Pine Hollow reservoir project to be conducted in conjunction  
12 with the local irrigation district.

13 (17) \$1,352,000 of the general fund--state appropriation for fiscal  
14 year 2002, \$700,000 of the general fund--state appropriation for fiscal  
15 year 2003, \$700,000 of the water quality account appropriation, and  
16 \$280,000 of the oil spill prevention account appropriation are provided  
17 solely for oil spill prevention measures in Puget Sound. Of these  
18 amounts:

19 (a) The general fund appropriation and the water quality account  
20 appropriation are provided solely for the department of ecology to  
21 provide for charter safety tug services, including the placement of a  
22 dedicated tug at Neah Bay for not less than 200 days in fiscal year  
23 2002 and fiscal year 2003. By January 10, 2002, the department shall  
24 report to the appropriate committees of the legislature regarding the  
25 number of dispatches, response time and distance, and other factors  
26 pertaining to the safety tug services. The general fund--state  
27 appropriation in this subsection is provided solely for implementation  
28 of the Puget Sound work plan and agency action item DOE-09;

29 (b) \$100,000 of the oil spill prevention account appropriation is  
30 provided solely for the department to conduct a vessel transponder  
31 feasibility study for Washington waters and undertake a trial vessel  
32 tracking program using transponders. In conducting the feasibility  
33 study and trial program, the department of ecology shall consult with  
34 state pilotage authorities, the maritime industry and the United States  
35 coast guard; and

36 (c) \$180,000 of the oil spill prevention account appropriation is  
37 provided solely to acquire vessel incident reporting information.

1 The governor shall request the federal government to provide  
2 ongoing resources to station a dedicated rescue tug at Neah Bay.

3 (18) \$600,000 of the water quality account--state appropriation is  
4 provided solely for setting instream flows in six basins not currently  
5 planning under the watershed planning act.

6 (19) \$200,000 of the water quality account appropriation is  
7 provided solely for activities associated with development of the  
8 Willapa River total maximum daily load (TMDL). The activities shall  
9 include but are not limited to: (a) A contract with Pacific county to  
10 complete the oxygen/bacteria and temperature model for the TMDL,  
11 conduct a technical analysis of local options for waste load  
12 allocations, and develop the first draft of the waste load allocation  
13 plan; and (b) a contract for facilitation services for a public process  
14 for the TMDL, assist in reaching consensus between parties involved in  
15 the technical work, help ensure that there is an accurate public  
16 record, and provide a forum for the waste load allocation.

17 (20) \$175,000 of the biosolids permit account is provided solely to  
18 develop a statewide septage strategy. The department shall work with  
19 affected stakeholders to address septage permit requirements, changes  
20 to existing rules, clarification of state and local responsibilities,  
21 and fee structure changes that are necessary to support the program in  
22 future biennia. The department shall report its findings to the  
23 governor and appropriate committees of the legislature by June 30,  
24 2003.

25 (21) \$189,000 of the general fund--state appropriation for fiscal  
26 year 2003 is provided solely for facilitation services and the  
27 following activities:

28 (a)(i) A joint task force is created to study judicial and  
29 administrative alternatives for resolving water disputes. The task  
30 force shall be organized and led by the office of the attorney general.  
31 In addition to the office of the attorney general, members of the task  
32 force shall include:

33 (A) Representatives of the legislature, including one member from  
34 each caucus appointed by the president of the senate and the speaker of  
35 the house of representatives;

36 (B) Representatives of the superior courts appointed by the  
37 president of the superior court judges association, and shall include



1 two judicial officers of the superior court from eastern Washington and  
2 two judicial officers of the superior court from western Washington;

3 (C) A representative of the state court of appeals appointed by the  
4 chief justice of the state supreme court;

5 (D) A representative of the environmental hearings office; and

6 (E) A representative of the department of ecology.

7 (ii) The objectives of the task force are to:

8 (A) Examine and characterize the types of water disputes to be  
9 resolved;

10 (B) Examine the approach of other states to water dispute  
11 resolution;

12 (C) Recommend one or more methods to resolve water disputes,  
13 including, but not limited to, an administrative resolution process; a  
14 judicial resolution process such as water court; or any combination  
15 thereof; and

16 (D) Recommend an implementation plan that will address:

17 (I) A specific administrative structure for each method used to  
18 resolve water disputes;

19 (II) The cost to implement the plan; and

20 (III) The changes to statutes and administrative rules necessary to  
21 implement the plan.

22 (iii) The office of the attorney general shall work with the staff  
23 of the standing committees of the legislature with jurisdiction over  
24 water resources to research and compile information relevant to the  
25 mission of the task force by December 31, 2002.

26 (iv) The task force shall submit its report to the appropriate  
27 committees of the legislature no later than December 30, 2003.

28 (b) The department of ecology and the attorney general's office  
29 shall conduct a study to identify possible ways to streamline the water  
30 right general adjudication procedures. By December 1, 2002, the  
31 agencies will report on their findings and recommendations to the  
32 legislature.

33 (c)(i) The legislature finds that it is in the public interest to  
34 investigate the feasibility of conducting negotiations with other  
35 states and Canada regarding use of water bodies they share with the  
36 state of Washington.

37 (ii) The governor, or the governor's designee, shall consult with  
38 the states that share water bodies with the state of Washington, with

1 Canada, and with other states that have conducted similar negotiations,  
2 regarding issues and strategies in those negotiations and shall report  
3 to the standing committees of the legislature having jurisdiction over  
4 water resources by January 1, 2003.

5 (iii) In conducting the consultations under this subsection (c),  
6 the governor shall give priority consideration to the interstate issues  
7 affecting the Spokane-Rathdrum Prairie aquifer including those issues  
8 affecting a safe and adequate supply of public drinking water, as  
9 provided by municipal governments.

10 (d) By October 1, 2002, the department of ecology shall provide to  
11 the appropriate standing committees of the legislature, a plan,  
12 schedule, and budget for improving the administration of water right  
13 records held by the department of ecology. The department of ecology  
14 shall work with the department of revenue and with county auditors in  
15 developing recommendations for improving the administration of water  
16 rights ownership information and integrating this information with real  
17 property ownership records. The department of ecology shall evaluate  
18 the need for grants to counties to assist with recording and  
19 information management needs related to water rights ownership and  
20 title.

21 (22) For applicants that meet eligibility requirements, the  
22 department of ecology shall consider individual stormdrain treatment  
23 systems to be classified as "activity" projects and eligible for grant  
24 funding provided under section 319 the federal Clean Water Act. These  
25 projects shall be prioritized for funding along with other grant  
26 proposals. Receipt of funding shall be based on this prioritization.

27 **Sec. 302.** 2002 c 371 s 303 (uncodified) is amended to read as  
28 follows:

29 **FOR THE STATE PARKS AND RECREATION COMMISSION**

|    |   |                           |
|----|---|---------------------------|
| 30 | General Fund--State Appropriation (FY 2002) . . . . .   | \$32,198,000              |
| 31 | General Fund--State Appropriation (FY 2003) . . . . .   | <del>(\$30,340,000)</del> |
| 32 |   | <u>\$30,332,000</u>       |
| 33 | General Fund--Federal Appropriation . . . . .           | \$2,690,000               |
| 34 | General Fund--Private/Local Appropriation . . . . .     | \$60,000                  |
| 35 | Winter Recreation Program Account--State                |                           |
| 36 | Appropriation . . . . .                                 | \$1,087,000               |
| 37 | Off Road Vehicle Account--State Appropriation . . . . . | \$274,000                 |

|    |  |                               |
|----|--|-------------------------------|
| 1  | Snowmobile Account--State Appropriation . . . . .      | \$4,682,000                   |
| 2  | Aquatic Lands Enhancement Account--State               |                               |
| 3  | Appropriation . . . . .                                | \$337,000                     |
| 4  | Public Safety and Education Account--State             |                               |
| 5  | Appropriation . . . . .                                | \$47,000                      |
| 6  | Salmon Recovery Account--State Appropriation . . . . . | \$200,000                     |
| 7  | Water Trail Program Account--State                     |                               |
| 8  | Appropriation . . . . .                                | \$24,000                      |
| 9  | Parks Renewal and Stewardship Account--                |                               |
| 10 | State Appropriation . . . . .                          | (( <del>\$27,193,000</del> )) |
| 11 |  | <u>\$27,723,000</u>           |
| 12 | TOTAL APPROPRIATION . . . . .                          | (( <del>\$99,132,000</del> )) |
| 13 |  | <u>\$99,654,000</u>           |

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

16 (1) Fees approved by the state parks and recreation commission in  
17 the 2001-03 biennium are authorized to exceed the fiscal growth factor  
18 under RCW 43.135.055.

19 (2) The state parks and recreation commission, in collaboration  
20 with the office of financial management and legislative staff, shall  
21 develop a cost-effective and readily accessible approach for reporting  
22 revenues and expenditures at each state park. The reporting system  
23 shall be complete and operational by December 1, 2001.

24 (3) \$79,000 of the general fund--state appropriation for fiscal  
25 year 2002, \$79,000 of the general fund--state appropriation for fiscal  
26 year 2003, and \$8,000 of the winter recreation program account--state  
27 appropriation are provided solely for a grant for the operation of the  
28 Northwest avalanche center.

29 (4) \$432,000 of the parks renewal and stewardship account  
30 appropriation is provided for the operation of the Silver Lake visitor  
31 center. If a long-term management agreement is not reached with the  
32 U.S. forest service by September 30, 2001, the amount provided in this  
33 subsection shall lapse.

34 (5) \$189,000 of the aquatic lands enhancement account appropriation  
35 is provided solely for the implementation of the Puget Sound work plan  
36 and agency action item P+RC-02.

37 (6) The task force on the funding of state parks and outdoor  
38 recreation is hereby created, to consider and develop legislation on

1 the operation and funding of the state parks and outdoor recreation  
2 programs of the state. The committee shall be composed of fifteen  
3 members, four members of the senate appointed by the president of the  
4 senate and to include two members from each caucus, four members of the  
5 house of representatives appointed by the speaker of the house of  
6 representatives and to include two members from each caucus, three  
7 members appointed by the governor and to include at least one  
8 representative of a broad coalition of users of the state's parks and  
9 outdoor recreation programs, one member appointed by the commissioner  
10 of public lands, one member appointed by the chair of the fish and  
11 wildlife commission, and one member appointed by the chair of the state  
12 parks and recreation commission, and one member appointed by the  
13 interagency committee for outdoor recreation. The task force shall  
14 elect its own officers, shall be staffed by staff of the legislature,  
15 the executive agencies, and the office of the governor, and may appoint  
16 an advisory committee of additional persons and organizations  
17 interested in the operation and funding of state parks and outdoor  
18 recreation. The task force shall specifically review and incorporate  
19 into its work the reports prepared pursuant to budget provisos by the  
20 Washington state parks and recreation commission regarding its  
21 operating budget needs, deferred maintenance backlog, and capital  
22 facilities renovation and replacement requirements. The task force  
23 shall prepare recommendations for improving the operation of state  
24 parks and outdoor recreation programs and for securing adequate funding  
25 on a permanent basis for supporting the needs of the state parks and  
26 outdoor recreation programs of the state, including a legislative  
27 proposal for the implementation of an evergreen recreation pass that  
28 would combine the various permits and licenses of the participating  
29 agencies into a single pass for recreational day use. The  
30 recommendations shall be developed no later than January 1, 2003, and  
31 shall be designed for enactment by the legislature during 2003 for  
32 implementation in the 2005-07 biennium. The task force shall cease to  
33 exist on June 30, 2003.

34 **Sec. 303.** 2002 c 371 s 307 (uncodified) is amended to read as  
35 follows:

36 **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

37 General Fund--State Appropriation (FY 2002) . . . . . \$46,375,000

|    |  |                               |
|----|--|-------------------------------|
| 1  | General Fund--State Appropriation (FY 2003) . . . . .  | (( <del>\$44,334,000</del> )) |
| 2  |  | <u>\$44,328,000</u>           |
| 3  | General Fund--Federal Appropriation . . . . .          | (( <del>\$37,716,000</del> )) |
| 4  |  | <u>\$46,237,000</u>           |
| 5  | General Fund--Private/Local Appropriation . . . . .    | (( <del>\$24,365,000</del> )) |
| 6  |  | <u>\$29,034,000</u>           |
| 7  | Off Road Vehicle Account--State                        |                               |
| 8  | Appropriation . . . . .                                | \$475,000                     |
| 9  | Aquatic Lands Enhancement Account--State               |                               |
| 10 | Appropriation . . . . .                                | (( <del>\$5,133,000</del> ))  |
| 11 |  | <u>\$5,364,000</u>            |
| 12 | Public Safety and Education Account--State             |                               |
| 13 | Appropriation . . . . .                                | \$574,000                     |
| 14 | Recreational Fisheries Enhancement Account--           |                               |
| 15 | State Appropriation . . . . .                          | (( <del>\$3,354,000</del> ))  |
| 16 |  | <u>\$3,353,000</u>            |
| 17 | Salmon Recovery Account--State Appropriation . . . . . | \$1,612,000                   |
| 18 | Warm Water Game Fish Account--State                    |                               |
| 19 | Appropriation . . . . .                                | (( <del>\$2,567,000</del> ))  |
| 20 |  | <u>\$2,566,000</u>            |
| 21 | Eastern Washington Pheasant Enhancement Account--      |                               |
| 22 | State Appropriation . . . . .                          | \$750,000                     |
| 23 | Wildlife Account--State Appropriation . . . . .        | (( <del>\$50,680,000</del> )) |
| 24 |  | <u>\$50,879,000</u>           |
| 25 | Wildlife Account--Federal Appropriation . . . . .      | (( <del>\$38,182,000</del> )) |
| 26 |  | <u>\$29,649,000</u>           |
| 27 | Wildlife Account--Private/Local                        |                               |
| 28 | Appropriation . . . . .                                | (( <del>\$15,133,000</del> )) |
| 29 |  | <u>\$10,457,000</u>           |
| 30 | Game Special Wildlife Account--State                   |                               |
| 31 | Appropriation . . . . .                                | \$1,941,000                   |
| 32 | Game Special Wildlife Account--Federal                 |                               |
| 33 | Appropriation . . . . .                                | (( <del>\$9,591,000</del> ))  |
| 34 |  | <u>\$9,590,000</u>            |
| 35 | Game Special Wildlife Account--Private/Local           |                               |
| 36 | Appropriation . . . . .                                | \$350,000                     |
| 37 | Environmental Excellence Account--State                |                               |
| 38 | Appropriation . . . . .                                | \$15,000                      |

1 Regional Fisheries Salmonid Recovery Account--  
2 Federal Appropriation . . . . . \$1,750,000  
3 Oil Spill Administration Account--State  
4 Appropriation . . . . . \$963,000  
5 Oyster Reserve Land Account--State  
6 Appropriation . . . . . \$135,000  
7 TOTAL APPROPRIATION . . . . . (~~(\$285,995,000)~~)  
8 \$286,397,000

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

11 (1) \$1,682,000 of the general fund--state appropriation for fiscal  
12 year 2002 and \$1,189,000 of the general fund--state appropriation for  
13 fiscal year 2003 are provided solely for the implementation of the  
14 Puget Sound work plan and agency action items DFW-01 through DFW-07.

15 (2) \$200,000 of the general fund--state appropriation for fiscal  
16 year 2002 and \$200,000 of the general fund--state appropriation for  
17 fiscal year 2003 are provided solely for the department to update the  
18 salmon and steelhead stock inventory.

19 (3) \$250,000 of the general fund--state appropriation for fiscal  
20 year 2002 and \$250,000 of the general fund--state appropriation for  
21 fiscal year 2003 are provided solely for the department to implement a  
22 hatchery endangered species act response. The response shall include  
23 emergency hatchery responses, production, and retrofitting of  
24 hatcheries for salmon recovery.

25 (4) \$600,000 of the general fund--state appropriation for fiscal  
26 year 2002 and \$600,000 of the general fund--state appropriation for  
27 fiscal year 2003 are provided solely for local salmon recovery  
28 technical assistance.

29 (5) \$250,000 of the salmon recovery account appropriation is  
30 provided solely for a grant to the lower Skykomish River habitat  
31 conservation group for the purpose of developing a salmon recovery  
32 plan, in coordination with the lead entity established under chapter  
33 77.85 RCW for that area. The salmon recovery plan must be consistent  
34 with the regional recovery plans of the Puget Sound shared strategy and  
35 criteria developed by the department for the regional salmon recovery  
36 planning program.

37 (6) \$91,000 of the warm water game fish account appropriation is

1 provided solely for warm water fish culture at the Rod Meseberg warm  
2 water fish production facility.

3 (7) \$200,000 of the general fund--state appropriation for fiscal  
4 year 2002 and \$200,000 of the general fund--state appropriation for  
5 fiscal year 2003 are provided solely to fund three cooperative  
6 compliance programs, both in Western and Eastern Washington. The  
7 cooperative compliance program shall conduct fish screen, fish way, and  
8 fish passage barrier assessments and correction plans for landowners  
9 seeking cooperative compliance agreements with the department.

10 (8) \$1,300,000 of the salmon recovery account appropriation,  
11 \$400,000 of the general fund--state appropriation for fiscal year 2003,  
12 and \$5,000,000 of the general fund--federal appropriation are provided  
13 solely for economic adjustment assistance to fishermen pursuant to the  
14 1999 Pacific salmon treaty agreement.

15 (9) \$810,000 of the general fund--state appropriation for fiscal  
16 year 2002, \$790,000 of the general fund--state appropriation for fiscal  
17 year 2003, and \$250,000 of the wildlife account--state appropriation  
18 are provided solely for enforcement and biological staff to respond and  
19 take appropriate action to public complaints regarding bear and cougar.

20 (10) \$75,000 of the general fund--state appropriation for fiscal  
21 year 2003 is provided solely to the department to execute an  
22 interagency agreement with the joint legislative audit and review  
23 committee to complete an independent organizational and operational  
24 review of the fish management division of the fish program. This  
25 review shall include:

26 (a) Identifying those actual functions carried out by the fish  
27 management division, including all expenditures by fund source linked  
28 to those functions, and the agency's rationale for its current staffing  
29 and expenditure levels;

30 (b) Distinguishing those specific division activities and  
31 expenditures that are mandated by court decisions, federal laws or  
32 treaties, federal contracts, state laws, and fish and wildlife  
33 commission directives, as apart from department discretionary policies;

34 (c) Reviewing the extent to which division activities and related  
35 program expenditures contribute to meeting legislative intent, agency  
36 goals, and programmatic objectives; and

37 (d) Evaluating how performance in meeting intent, goals, and

1 objectives through program activities is measured, reported, and  
2 improved.

3 The committee shall provide a status report on this review to the  
4 appropriate legislative policy and fiscal committees by November 1,  
5 2002, and a final report by December 1, 2003.

6 (11) The department shall implement a lands program manager  
7 consolidation program. The consolidation program shall target the  
8 department's south central region. The savings from this consolidation  
9 shall be used by the department for additional maintenance on agency  
10 lands within the south central region.

11 (12) The department shall implement a survey of all agency lands to  
12 evaluate whether agency lands support the agency's strategic plan and  
13 goals. The department shall submit a report to the governor and  
14 legislature by September 1, 2002, identifying those lands not  
15 conforming with the agency's strategic plan and which should be  
16 divested.

17 (13) \$388,000 of the general fund--state appropriation for fiscal  
18 year 2002 and \$388,000 of the general fund--state appropriation for  
19 fiscal year 2003 are provided solely to implement the forests and fish  
20 agreement and includes funding to continue statewide coordination and  
21 implementation of the forests and fish rules, integration of portions  
22 of the hydraulic code into the forest practices rules to provide permit  
23 streamlining, and sharing the responsibility of developing and  
24 implementing the required forests and fish agreement monitoring and  
25 adaptive management program.

26 (14) \$194,000 of the general fund--state appropriation for fiscal  
27 year 2002 and \$195,000 of the general fund--state appropriation for  
28 fiscal year 2003 are provided solely for staff to represent the state's  
29 fish and wildlife interests in hydroelectric project relicensing  
30 processes by the federal energy regulatory commission.

31 (15) \$156,000 of the wildlife account--state appropriation is  
32 provided solely for a youth fishing coordinator to develop partnerships  
33 with local communities, and to identify, develop, fund, and promote  
34 youth fishing events and opportunities. Event coordination and  
35 promotion services shall be contracted to a private consultant.

36 (16) \$135,000 of the oyster reserve land account appropriation is  
37 provided solely to implement chapter 273, Laws of 2001, Engrossed  
38 Second Substitute House Bill No. 1658 (state oyster reserve lands).



1 (17) \$43,000 of the general fund--state appropriation for fiscal  
2 year 2002 and \$42,000 of the general fund--state appropriation for  
3 fiscal year 2003 are provided solely for staffing and operation of the  
4 Tennant Lake interpretive center.

5 (18) \$32,000 of the general fund--state appropriation for fiscal  
6 year 2002 and \$33,000 of the general fund--state appropriation for  
7 fiscal year 2003 are provided solely to support the activities of the  
8 aquatic nuisance species coordination committee to foster state,  
9 federal, tribal, and private cooperation on aquatic nuisance species  
10 issues. The committee shall strive to prevent the introduction of  
11 nonnative aquatic species and to minimize the spread of species that  
12 are introduced.

13 (19) \$25,000 of the wildlife account--state appropriation is  
14 provided solely for the WildWatchCam program to provide internet  
15 transmission of live views of wildlife.

16 (20) \$8,000 of the general fund--state appropriation for fiscal  
17 year 2002 and \$7,000 of the general fund--state appropriation for  
18 fiscal year 2003 are provided solely for the payment of the  
19 department's share of approved lake management district assessments.  
20 By December 15, 2001, the department shall provide the legislature a  
21 summary of its activities related to lake management districts as well  
22 as recommendations for establishing equitable lake management district  
23 assessments.

24 (21) The department shall emphasize enforcement of laws related to  
25 protection of fish habitat and the illegal harvest of salmon and  
26 steelhead. Within the amount provided for the agency, the department  
27 shall provide support to the department of health to enforce state  
28 shellfish harvest laws.

29 (22) The fish and wildlife commission shall evaluate the adequacy,  
30 structure, and amount of fees for hunting and fishing licenses and make  
31 recommendations for revision of the fee structure and schedule as  
32 appropriate. The evaluation shall consider, but is not limited to:  
33 Assessment of the fish and wildlife resource management needs, fees in  
34 adjacent states and countries, and efficiencies made possible through  
35 automation. The commission shall report to the legislature and the  
36 office of financial management by November 1, 2002.

37 (23) The department shall establish a hydraulic project approval  
38 program technical review task force. The task force shall be composed

1 of a balanced representation of both hydraulic project proponents and  
2 conservation interests. The task force shall conduct a thorough  
3 evaluation of the hydraulic project approval program and make  
4 recommendations to the legislature by November 30, 2002, based upon its  
5 evaluation. The task force recommendations shall include a potential  
6 fee structure and schedule for hydraulic project approval permits.

7 **Sec. 304.** 2002 c 371 s 308 (uncodified) is amended to read as  
8 follows:

9 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

|    |   |                               |
|----|---|-------------------------------|
| 10 | General Fund--State Appropriation (FY 2002) . . . . . | \$35,949,000                  |
| 11 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(( \$30,465,000 ))</del> |
| 12 |   | <u>\$45,016,000</u>           |
| 13 | General Fund--Federal Appropriation . . . . .         | <del>(( \$10,936,000 ))</del> |
| 14 |   | <u>\$20,593,000</u>           |
| 15 | General Fund--Private/Local Appropriation . . . . .   | \$2,265,000                   |
| 16 | Forest Development Account--State                     |                               |
| 17 | Appropriation . . . . .                               | <del>(( \$50,088,000 ))</del> |
| 18 |   | <u>\$50,067,000</u>           |
| 19 | Off Road Vehicle Account--State                       |                               |
| 20 | Appropriation . . . . .                               | <del>(( \$3,684,000 ))</del>  |
| 21 |   | <u>\$3,682,000</u>            |
| 22 | Surveys and Maps Account--State                       |                               |
| 23 | Appropriation . . . . .                               | <del>(( \$2,689,000 ))</del>  |
| 24 |   | <u>\$2,688,000</u>            |
| 25 | Aquatic Lands Enhancement Account--State              |                               |
| 26 | Appropriation . . . . .                               | <del>(( \$3,923,000 ))</del>  |
| 27 |   | <u>\$3,921,000</u>            |
| 28 | Resources Management Cost Account--State              |                               |
| 29 | Appropriation . . . . .                               | <del>(( \$79,156,000 ))</del> |
| 30 |   | <u>\$79,122,000</u>           |
| 31 | Surface Mining Reclamation Account--State             |                               |
| 32 | Appropriation . . . . .                               | <del>(( \$2,416,000 ))</del>  |
| 33 |   | <u>\$2,415,000</u>            |
| 34 | Salmon Recovery Account--State                        |                               |
| 35 | Appropriation . . . . .                               | \$625,000                     |
| 36 | Water Quality Account--State Appropriation . . . . .  | <del>(( \$2,900,000 ))</del>  |
| 37 |   | <u>\$2,898,000</u>            |

|    |  |                                |
|----|--|--------------------------------|
| 1  | Aquatic Land Dredged Material Disposal Site          |                                |
| 2  | Account--State Appropriation . . . . .               | (( <del>\$1,056,000</del> ))   |
| 3  |  | <u>\$1,055,000</u>             |
| 4  | Natural Resource Conservation Areas Stewardship      |                                |
| 5  | Account Appropriation . . . . .                      | \$209,000                      |
| 6  | State Toxics Account--State Appropriation . . . . .  | \$1,865,000                    |
| 7  | Air Pollution Control Account--State                 |                                |
| 8  | Appropriation . . . . .                              | (( <del>\$629,000</del> ))     |
| 9  |  | <u>\$628,000</u>               |
| 10 | Metals Mining Account--State Appropriation . . . . . | \$64,000                       |
| 11 | Agricultural College Trust Management Account        |                                |
| 12 | Appropriation . . . . .                              | \$1,790,000                    |
| 13 | Derelict Vessel Removal Account--State               |                                |
| 14 | Appropriation . . . . .                              | (( <del>\$89,000</del> ))      |
| 15 |  | <u>\$289,000</u>               |
| 16 | TOTAL APPROPRIATION . . . . .                        | (( <del>\$230,798,000</del> )) |
| 17 |  | <u>\$255,141,000</u>           |

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

20       (1) \$18,000 of the general fund--state appropriation for fiscal  
21 year 2002, \$18,000 of the general fund--state appropriation for fiscal  
22 year 2003, and \$998,000 of the aquatic lands enhancement account  
23 appropriation are provided solely for the implementation of the Puget  
24 Sound work plan and agency action items DNR-01, DNR-02, and DNR-04.

25       (2)(a) \$625,000 of the salmon recovery account appropriation,  
26 \$1,250,000 of the general fund--state appropriation for fiscal year  
27 2002, \$1,250,000 of the general fund--state appropriation for fiscal  
28 year 2003, and \$2,900,000 of the water quality account--state  
29 appropriation are provided solely for implementation of chapter 4, Laws  
30 of 1999 sp. sess. (forest practices and salmon recovery).

31       (b) \$250,000 of the salmon recovery account appropriation is  
32 provided solely for and shall be expended to develop a small forest  
33 landowner data base in ten counties. \$150,000 of the amount in this  
34 subsection shall be used to purchase the data. \$100,000 of the amount  
35 in this subsection shall purchase contracted analysis of the data.

36       (3) \$2,000,000 of the forest development account appropriation is  
37 provided solely for road decommissioning, maintenance, and repair in  
38 the Lake Whatcom watershed.

1 (4) \$543,000 of the forest fire protection assessment account  
2 appropriation, \$22,000 of the forest development account appropriation,  
3 and \$76,000 of the resource management cost account appropriation are  
4 provided solely to implement chapter 279, Laws of 2001, Substitute  
5 House Bill No. 2104, (modifying forest fire protection assessments).

6 (5) \$354,000 of the general fund--state appropriation for fiscal  
7 year 2002 and \$895,000 of the general fund--state appropriation for  
8 fiscal year 2003 shall be transferred to the agricultural college trust  
9 management account and are provided solely to manage approximately  
10 70,700 acres of Washington State University's agricultural college  
11 trust lands.

12 (6) \$4,000 of the general fund--state appropriation for fiscal year  
13 2002 and \$4,000 of the general fund--state appropriation for fiscal  
14 year 2003 are provided solely to compensate the forest board trust for  
15 a portion of the lease to the Crescent television improvement district  
16 consistent with RCW 79.12.055.

17 (7) \$828,000 of the surface mine reclamation account appropriation  
18 is provided to implement Engrossed House Bill No. 1845 (surface mining  
19 fees). If the bill is not enacted by June 30, 2001, the amount  
20 provided in this subsection shall lapse.

21 (8) \$800,000 of the aquatic lands enhancement account appropriation  
22 and \$200,000 of the resources management cost account appropriation are  
23 provided solely to improve asset management on state-owned aquatic  
24 lands. The department shall streamline the use authorization process  
25 for businesses operating on state-owned aquatic lands and issue  
26 decisions on 325 pending lease applications by June 30, 2003. The  
27 department, in consultation with the attorney general, shall develop a  
28 strategic program to resolve claims related to contaminated sediments  
29 on state-owned aquatic lands.

30 (9) \$246,000 of the resource management cost account appropriation  
31 is provided to the department for continuing control of spruce budworm.

32 (10) \$100,000 of the aquatic lands enhancement account is provided  
33 solely for the development and initial implementation of a statewide  
34 management plan for marine reserves.

35 (11) \$7,657,859 of the general fund--state appropriation for fiscal  
36 year 2002 and (~~(\$4,153,859)~~) \$18,733,859 of the general fund--state  
37 appropriation for fiscal year 2003 are provided solely for emergency  
38 fire suppression.

1 (12) \$7,216,000 of the general fund--state appropriation for fiscal  
2 year 2002 and \$6,584,000 of the general fund--state appropriation for  
3 fiscal year 2003 are provided solely for fire protection activities and  
4 to implement provisions of the 1997 tridata fire program review.

5 (13) \$100,000 of the general fund--state appropriation for fiscal  
6 year 2002, \$550,000 of the aquatic lands enhancement account--state  
7 appropriation, and \$209,000 of the natural resources conservation areas  
8 stewardship account--state appropriation are provided solely to the  
9 department for planning, management, and stewardship of natural area  
10 preserves and natural resources conservation areas.

11 (14) \$187,000 of the general fund--state appropriation for fiscal  
12 year 2002 and \$188,000 of the general fund--state appropriation for  
13 fiscal year 2003 are provided solely to the department for maintenance  
14 and stewardship of public lands.

15 (15) \$100,000 of the general fund--state appropriation for fiscal  
16 year 2002, \$100,000 of the general fund--state appropriation for fiscal  
17 year 2003, and \$400,000 of the aquatic lands enhancement account  
18 appropriation are provided solely for spartina control.

19 (16) Fees approved by the board of natural resources for filing and  
20 recording surveys are authorized to exceed the fiscal growth factor  
21 under RCW 43.135.055 for 2002.

22 (17) The entire state toxics control account appropriation is  
23 provided solely for the department to meet its settlement obligation  
24 with the U.S. Environmental Protection Agency for the clean-up of the  
25 Thea Foss Waterway.

26 ~~((+19))~~ (18) \$250,000 of the resource management cost account--  
27 state appropriation and \$250,000 of the forest development account--  
28 state appropriation are deposited in the contract harvesting revolving  
29 account--nonappropriated to implement Substitute Senate Bill No. 6257  
30 (contract harvesting). If Substitute Senate Bill No. 6257 is not  
31 enacted the deposit in this subsection shall not occur.

32 ~~((+20))~~ (19) Within the amounts appropriated in this section, the  
33 department shall review the current procedures used to mobilize  
34 resources to fight forest fires under the state mobilization plan and  
35 through the department of natural resources. The review must include  
36 recommendations to ensure that the people closest to a fire are called  
37 first, to allow private contractors to be mobilized under the state  
38 mobilization plan, and to identify other efficiencies. The department

1 shall review recent studies regarding ways to improve forest fire  
 2 fighting in the state. The department shall consult with  
 3 representatives of private contractors, fire districts, municipal fire  
 4 departments, the state fire marshal, appropriate federal agencies, and  
 5 other interested groups in developing the recommendations. The  
 6 department shall report their findings and recommendations to the  
 7 appropriate committees of the legislature by January 1, 2003.

8 ~~((+21+))~~ (20) \$4,000,000 of the resource management cost account  
 9 appropriation is provided solely for the purposes of RCW 79.64.020 and  
 10 is contingent upon the establishment, management, and protection of the  
 11 following marine reserves: Tidelands and bedlands adjacent to Cherry  
 12 Point in Whatcom county; tidelands and bedlands surrounding Maury  
 13 Island in King county; tidelands, bedlands, harbor areas, and waterways  
 14 adjacent to the Puyallup River delta, within Commencement Bay in Pierce  
 15 county; tidelands and bedlands surrounding Cypress Island in Skagit  
 16 county; and tidelands and bedlands within Fidalgo Bay in Skagit county.

17 ~~((+22+))~~ (21) Within the amounts appropriated in this section, the  
 18 department shall update the Washington State University asset  
 19 diversification plan to diversify at least ten percent of the  
 20 commercial forest land base within ten years and report recommendations  
 21 for implementing the plan to the appropriate committees of the  
 22 legislature by December 1, 2002.

23 **Sec. 305.** 2002 c 371 s 309 (uncodified) is amended to read as  
 24 follows:

25 **FOR THE DEPARTMENT OF AGRICULTURE**

|    |   |                              |
|----|---|------------------------------|
| 26 | General Fund--State Appropriation (FY 2002) . . . . . | \$7,815,000                  |
| 27 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(( \$7,434,000 ))</del> |
| 28 |   | <u>\$7,377,000</u>           |
| 29 | General Fund--Federal Appropriation . . . . .         | <del>(( \$7,441,000 ))</del> |
| 30 |   | <u>\$7,421,000</u>           |
| 31 | General Fund--Private/Local Appropriation . . . . .   | \$1,110,000                  |
| 32 | Aquatic Lands Enhancement Account--State              |                              |
| 33 | Appropriation . . . . .                               | <del>(( \$2,304,000 ))</del> |
| 34 |   | <u>\$2,301,000</u>           |
| 35 | State Toxics Control Account--State                   |                              |
| 36 | Appropriation . . . . .                               | <del>(( \$2,917,000 ))</del> |
| 37 |   | <u>\$2,479,000</u>           |

1 TOTAL APPROPRIATION . . . . . ((~~\$29,021,000~~))  
2 \$28,503,000

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

5 (1) \$36,000 of the general fund--state appropriation for fiscal  
6 year 2002 and \$37,000 of the general fund--state appropriation for  
7 fiscal year 2003 are provided solely for implementation of the Puget  
8 Sound work plan and agency action item DOA-01.

9 (2) \$1,077,000 of the state toxics control account appropriation  
10 and \$298,000 of the agricultural local account are provided solely to  
11 establish a program to monitor pesticides in surface water, sample and  
12 analyze surface waters for pesticide residues, evaluate pesticide  
13 exposure on salmon species listed under the provisions of the  
14 endangered species act, and implement actions needed to protect  
15 salmonids.

16 (3) \$1,480,000 of the aquatic lands enhancement account  
17 appropriation is provided solely to initiate a plan to eradicate  
18 infestations of spartina in Puget Sound, Hood Canal, and Grays Harbor  
19 and begin the reduction in spartina infestations in Willapa Bay.

20 (4) \$75,000 of the general fund--state appropriation for fiscal  
21 year 2002, \$75,000 of the general fund--state appropriation for fiscal  
22 year 2003, and \$150,000 of the general fund--federal appropriation are  
23 provided solely to the small farm and direct marketing program to  
24 support small farms in complying with federal, state, and local  
25 regulations, facilitating access to food processing centers, and  
26 assisting with grant funding requests.

27 (5) \$700,000 of the general fund--federal appropriation and  
28 \$700,000 of the general fund--private/local appropriation are provided  
29 solely to implement chapter 324, Laws of 2001 (Substitute House Bill  
30 No. 1891, marketing of agriculture).

31 (6) (~~(\$450,000)~~) \$242,000 of the state toxics control account--  
32 state appropriation is provided solely for deposit in the agricultural  
33 local nonappropriated account for the plant pest account to reimburse  
34 county horticultural pest and disease boards for the costs of pest  
35 control activities, including tree removal, conducted under their  
36 existing authorities in chapters 15.08 and 15.09 RCW.

37 (7) The district manager for district two as defined in WAC 16-458-  
38 075 shall transfer four hundred fifty thousand dollars from the fruit

1 and vegetable district fund to the plant pest account within the  
2 agricultural local fund. The amount transferred must be derived from  
3 fees collected for state inspections of tree fruits and shall be used  
4 solely to reimburse county horticultural pest and disease boards in  
5 district two for the cost of pest control activities, including tree  
6 removal, conducted under their existing authority in chapters 15.08 and  
7 15.09 RCW. The transfer of funds shall occur by July 1, 2001. On June  
8 30, 2003, any unexpended portion of the four hundred fifty thousand  
9 dollars shall be returned to the fruit and vegetable district fund.

10 **Sec. 306.** 2001 2nd sp.s. c 7 s 310 (uncodified) is amended to read  
11 as follows:

12 **FOR THE WASHINGTON POLLUTION LIABILITY REINSURANCE PROGRAM**  
13 Pollution Liability Insurance Program Trust Account--  
14 State Appropriation . . . . . (~~(\$1,003,000)~~)  
15 \$983,000

(End of part)



**PART IV**  
**TRANSPORTATION**

**Sec. 401.** 2002 c 371 s 401 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF LICENSING**

|  |                           |
|--|---------------------------|
| General Fund--State Appropriation (FY 2002)    | \$5,366,000               |
| General Fund--State Appropriation (FY 2003)    | <del>(\$5,300,000)</del>  |
|  | <u>\$5,350,000</u>        |
| Architects' License Account--State             |                           |
| Appropriation                                  | \$684,000                 |
| Cemetery Account--State Appropriation          | <del>(\$200,000)</del>    |
|  | <u>\$203,000</u>          |
| Professional Engineers' Account--State         |                           |
| Appropriation                                  | <del>(\$3,102,000)</del>  |
|  | <u>\$3,109,000</u>        |
| Real Estate Commission--State Appropriation    | <del>(\$6,837,000)</del>  |
|  | <u>\$6,847,000</u>        |
| Master License Account--State Appropriation    | <del>(\$8,278,000)</del>  |
|  | <u>\$8,284,000</u>        |
| Uniform Commercial Code Account--State         |                           |
| Appropriation                                  | <del>(\$2,900,000)</del>  |
|  | <u>\$2,907,000</u>        |
| Real Estate Education Account--State           |                           |
| Appropriation                                  | \$276,000                 |
| Funeral Directors and Embalmers Account--State |                           |
| Appropriation                                  | <del>(\$459,000)</del>    |
|  | <u>\$458,000</u>          |
| Washington Real Estate Research Account        |                           |
| Appropriation                                  | \$307,000                 |
| Data Processing Revolving Account--State       |                           |
| Appropriation                                  | \$23,000                  |
| Derelict Vessel Removal Account--State         |                           |
| Appropriation                                  | \$86,000                  |
| TOTAL APPROPRIATION                            | <del>(\$33,818,000)</del> |
|  | <u>\$33,900,000</u>       |

1 The appropriations in this section are subject to the following  
 2 conditions and limitations: In accordance with RCW 43.24.086, it is  
 3 the policy of the state of Washington that the cost of each  
 4 professional, occupational, or business licensing program be fully  
 5 borne by the members of that profession, occupation, or business. For  
 6 each licensing program covered by RCW 43.24.086, the department shall  
 7 set fees at levels sufficient to fully cover the cost of administering  
 8 the licensing program, including any costs associated with policy  
 9 enhancements funded in the 2001-03 fiscal biennium. Pursuant to RCW  
 10 43.135.055, during the 2001-03 fiscal biennium, the department may  
 11 increase fees in excess of the fiscal growth factor if the increases  
 12 are necessary to fully fund the costs of the licensing programs.

13 **Sec. 402.** 2002 c 371 s 402 (uncodified) is amended to read as  
 14 follows:

15 **FOR THE STATE PATROL**

|    |   |                               |
|----|---|-------------------------------|
| 16 | General Fund--State Appropriation (FY 2002) . . . . . | \$21,567,000                  |
| 17 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(( \$7,933,000 ))</del>  |
| 18 |   | <u>\$8,271,000</u>            |
| 19 | General Fund--Federal Appropriation . . . . .         | <del>(( \$4,178,000 ))</del>  |
| 20 |   | <u>\$4,813,000</u>            |
| 21 | General Fund--Private/Local Appropriation . . . . .   | \$369,000                     |
| 22 | Death Investigations Account--State                   |                               |
| 23 | Appropriation . . . . .                               | <del>(( \$4,024,000 ))</del>  |
| 24 |   | <u>\$4,019,000</u>            |
| 25 | Public Safety and Education Account--State            |                               |
| 26 | Appropriation . . . . .                               | <del>(( \$14,769,000 ))</del> |
| 27 |   | <u>\$14,748,000</u>           |
| 28 | County Criminal Justice Assistance Account--State     |                               |
| 29 | Appropriation . . . . .                               | <del>(( \$2,870,000 ))</del>  |
| 30 |   | <u>\$2,867,000</u>            |
| 31 | Municipal Criminal Justice Assistance Account--       |                               |
| 32 | State Appropriation . . . . .                         | <del>(( \$1,367,000 ))</del>  |
| 33 |   | <u>\$1,366,000</u>            |
| 34 | Fire Service Trust Account--State                     |                               |
| 35 | Appropriation . . . . .                               | \$125,000                     |
| 36 | Fire Service Training Account--State                  |                               |
| 37 | Appropriation . . . . .                               | <del>(( \$6,328,000 ))</del>  |



1 provided to implement Substitute House Bill No. 2468 (offender DNA  
2 database).

3 (6) \$375,000 of the general fund--state appropriation for fiscal  
4 year 2003 is provided solely for additional DNA testing.

(End of part)

**PART V**  
**EDUCATION**

**Sec. 501.** 2002 c 371 s 501 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

(1) STATE AGENCY OPERATIONS

|   |                           |
|---|---------------------------|
| General Fund--State Appropriation (FY 2002) . . . . . | \$12,302,000              |
| General Fund--State Appropriation (FY 2003) . . . . . | \$12,000,000              |
| General Fund--Federal Appropriation . . . . .         | <del>(\$53,760,000)</del> |
|   | <u>\$15,248,000</u>       |
| TOTAL APPROPRIATION . . . . .                         | <del>(\$78,062,000)</del> |
|   | <u>\$39,550,000</u>       |

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

(a) \$11,385,000 of the general fund--state appropriation for fiscal year 2002 and \$11,101,000 of the general fund--state appropriation for fiscal year 2003 are provided solely for the operation and expenses of the office of the superintendent of public instruction. Of this amount, a maximum of \$350,000 is provided in each fiscal year for upgrading information systems including the general apportionment and student information systems.

(b) \$486,000 of the general fund--state appropriation for fiscal year 2002 and \$481,000 of the general fund--state appropriation for fiscal year 2003 are provided solely for the operation and expenses of the state board of education, including basic education assistance activities. Of the general fund--state appropriation, \$100,000 is provided solely for certificate of mastery development and validation.

(c) \$431,000 of the general fund--state appropriation for fiscal year 2002 and \$418,000 of the general fund--state appropriation for fiscal year 2003 are provided solely for the operation and expenses of the Washington professional educator standards board.

(d) \$49,000 of the general fund--state appropriation for fiscal year 2003 is provided solely to support the joint task force on local effort assistance created by House Bill No. 3011.

(2) STATEWIDE PROGRAMS

|   |   |                            |
|---|---|----------------------------|
| 1 | General Fund--State Appropriation (FY 2002) . . . . . | \$17,280,000               |
| 2 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$9,990,000)</del>   |
| 3 |   | <u>\$9,898,000</u>         |
| 4 | General Fund--Federal Appropriation . . . . .         | <del>(\$85,395,000)</del>  |
| 5 |   | <u>\$139,140,000</u>       |
| 6 | TOTAL APPROPRIATION . . . . .                         | <del>(\$112,665,000)</del> |
| 7 |   | <u>\$166,318,000</u>       |

8 The appropriations in this subsection are provided solely for the  
9 statewide programs specified in this subsection and are subject to the  
10 following conditions and limitations:

11 (a) HEALTH AND SAFETY

12 (i) A maximum of \$150,000 of the general fund--state appropriation  
13 for fiscal year 2002 is provided for alcohol and drug prevention  
14 programs pursuant to RCW 66.08.180.

15 (ii) A maximum \$2,621,000 of the general fund--state appropriation  
16 for fiscal year 2002 and a maximum of \$2,542,000 of the general fund--  
17 state appropriation for fiscal year 2003 are provided for a corps of  
18 nurses located at educational service districts, as determined by the  
19 superintendent of public instruction, to be dispatched to the most  
20 needy schools to provide direct care to students, health education, and  
21 training for school staff.

22 (iii) A maximum of \$100,000 of the general fund--state  
23 appropriation for fiscal year 2002 and a maximum of \$97,000 of the  
24 general fund--state appropriation for fiscal year 2003 are provided to  
25 create a school safety center subject to the following conditions and  
26 limitations.

27 (A) The safety center shall: Disseminate successful models of  
28 school safety plans and cooperative efforts; provide assistance to  
29 schools to establish a comprehensive safe school plan; select models of  
30 cooperative efforts that have been proven successful; act as an  
31 information dissemination and resource center when an incident occurs  
32 in a school district either in Washington or in another state;  
33 coordinate activities relating to school safety; review and approve  
34 manuals and curricula used for school safety models and training; and  
35 develop and maintain a school safety information web site.

36 (B) The school safety center shall be established in the office of  
37 the superintendent of public instruction. The superintendent of public  
38 instruction shall participate in a school safety center advisory

1 committee that includes representatives of educators, classified staff,  
2 principals, superintendents, administrators, the American society for  
3 industrial security, the state criminal justice training commission,  
4 and others deemed appropriate and approved by the school safety center  
5 advisory committee. Members of the committee shall be chosen by the  
6 groups they represent. In addition, the Washington association of  
7 sheriffs and police chiefs shall appoint representatives of law  
8 enforcement to participate on the school safety center advisory  
9 committee. The advisory committee shall select a chair.

10 (C) The school safety center advisory committee shall develop a  
11 training program, using the best practices in school safety, for all  
12 school safety personnel.

13 (iv) A maximum of \$113,000 of the general fund--state appropriation  
14 for fiscal year 2002 and a maximum of \$100,000 of the general fund--  
15 state appropriation for fiscal year 2003 are provided for a school  
16 safety training program provided by the criminal justice training  
17 commission subject to the following conditions and limitations:

18 (A) The criminal justice training commission with assistance of the  
19 school safety center advisory committee established in section  
20 2(b)(iii) of this section shall develop manuals and curricula for a  
21 training program for all school safety personnel.

22 (B) The Washington state criminal justice training commission, in  
23 collaboration with the advisory committee, shall provide the school  
24 safety training for all school administrators and school safety  
25 personnel, including school safety personnel hired after the effective  
26 date of this section.

27 (v) A maximum of \$250,000 of the general fund--state appropriation  
28 for fiscal year 2002 and a maximum of \$243,000 of the general fund--  
29 state appropriation for fiscal year 2003 are provided for training in  
30 school districts regarding the prevention of bullying and harassment.  
31 The superintendent of public instruction shall use the funds to develop  
32 a model bullying and harassment prevention policy and training  
33 materials for school and educational service districts. The  
34 information may be disseminated in a variety of ways, including  
35 workshops and other staff development activities such as videotape or  
36 broadcasts.

37 (vi) A maximum of \$6,048,000 of the general fund--state

1 appropriation for fiscal year 2002 is provided for a safety allocation  
2 to districts subject to the following conditions and limitations:

3 (A) The funds shall be allocated at a maximum rate of \$6.36 per  
4 year per full-time equivalent K-12 student enrolled in each school  
5 district in the prior school year.

6 (B) Districts shall expend funds allocated under this section to  
7 develop and implement strategies identified in a comprehensive safe  
8 school plan pursuant to House Bill No. 1818 (student safety) or Senate  
9 Bill No. 5543 (student safety). If neither bill is enacted by June 30,  
10 2001, expenditures of the safety allocation shall be subject to (i),  
11 (ii), and (iii) of this subsection (a)(vi)(B).

12 (i) School districts shall use the funds for school safety purposes  
13 and are encouraged to prioritize the use of funds allocated under this  
14 section for the development, by September 1, 2002, of school-based  
15 comprehensive safe school plans that include prevention, intervention,  
16 all-hazards/crisis response, and post crisis recovery components. When  
17 developing comprehensive safe school plans, school districts are  
18 encouraged to use model school safety plans as developed by the school  
19 safety center. Implementation of comprehensive safe school plans may  
20 include, but is not limited to, employing or contracting for building  
21 security monitors in schools during school hours and school events;  
22 research-based early prevention and intervention programs; training for  
23 school staff, including security personnel; equipment; school safety  
24 hotlines; before, during, and after-school student and staff safety;  
25 minor building renovations related to student and staff safety and  
26 security; and other purposes identified in the comprehensive safe  
27 school plan.

28 (ii) Each school may conduct an evaluation of its comprehensive  
29 safe school plan and conduct reviews, drills, or simulated practices in  
30 coordination with local fire, law enforcement, and medical emergency  
31 management agencies.

32 (iii) By September 1, 2002, school districts shall provide the  
33 superintendent of public instruction information regarding the purposes  
34 for which the safety allocation funding was used and the status of the  
35 comprehensive safe school plans for the schools in the school district.

36 (vii) A maximum of \$200,000 of the general fund--state  
37 appropriation for fiscal year 2002, a maximum of \$194,000 of the  
38 general fund--state appropriation for fiscal year 2003, and \$400,000 of



1 the general fund--federal appropriation transferred from the department  
2 of health are provided for a program that provides grants to school  
3 districts for media campaigns promoting sexual abstinence and  
4 addressing the importance of delaying sexual activity, pregnancy, and  
5 childbearing until individuals are ready to nurture and support their  
6 children. Grants to the school districts shall be for projects that  
7 are substantially designed and produced by students. The grants shall  
8 require a local private sector match equal to one-half of the state  
9 grant, which may include in-kind contribution of technical or other  
10 assistance from consultants or firms involved in public relations,  
11 advertising, broadcasting, and graphics or video production or other  
12 related fields.

13 (viii) A maximum of \$150,000 of the general fund--state  
14 appropriation for fiscal year 2002 and a maximum of \$145,000 of the  
15 general fund--state appropriation for fiscal year 2003 are provided for  
16 a nonviolence and leadership training program provided by the institute  
17 for community leadership. The program shall provide the following:

18 (A) Statewide nonviolence leadership coaches training program for  
19 certification of educational employees and community members in  
20 nonviolence leadership workshops;

21 (B) Statewide leadership nonviolence student exchanges, training,  
22 and speaking opportunities for student workshop participants; and

23 (C) A request for proposal process, with up to 80 percent funding,  
24 for nonviolence leadership workshops serving at least 12 school  
25 districts with direct programming in 36 elementary, middle, and high  
26 schools throughout Washington state.

27 (ix) A maximum of \$1,500,000 of the general fund--state  
28 appropriation for fiscal year 2002 is provided for school district  
29 petitions to juvenile court for truant students as provided in RCW  
30 28A.225.030 and 28A.225.035. Allocation of this money to school  
31 districts shall be based on the number of petitions filed.

32 (b) TECHNOLOGY

33 (i) A maximum of \$2,000,000 of the general fund--state  
34 appropriation for fiscal year 2002 and a maximum of \$1,940,000 of the  
35 general fund--state appropriation for fiscal year 2003 are provided for  
36 K-20 telecommunications network technical support in the K-12 sector to  
37 prevent system failures and avoid interruptions in school utilization  
38 of the data processing and video-conferencing capabilities of the

1 network. These funds may be used to purchase engineering and advanced  
2 technical support for the network. A maximum of \$650,000 of this  
3 amount may be expended for state-level administration and staff  
4 training on the K-20 network.

5 (ii) A maximum of \$617,000 of the general fund--state appropriation  
6 for fiscal year 2002 and a maximum of \$1,079,000 of the general fund--  
7 state appropriation for fiscal year 2003 are provided for the  
8 Washington state leadership assistance for science education reform  
9 (LASER) regional partnership coordinated at the Pacific Science Center.

10 (c) GRANTS AND ALLOCATIONS

11 (i) A maximum of \$25,000 of the general fund--state appropriation  
12 for fiscal year 2002 and a maximum of \$1,916,000 of the general fund--  
13 state appropriation for fiscal year 2003 are provided for Senate Bill  
14 No. 5695 (alternative certification routes). If the bill is not  
15 enacted by June 30, 2001, the amount provided in this subsection shall  
16 lapse. The stipend allocation per teacher candidate and mentor pair  
17 shall not exceed \$28,300. The professional educator standards board  
18 shall report to the education committees of the legislature by December  
19 15, 2002, on the districts applying for partnership grants, the  
20 districts receiving partnership grants, and the number of interns per  
21 route enrolled in each district.

22 (ii) A maximum of \$31,500 of the general fund--state appropriation  
23 for fiscal year 2002 and a maximum of \$31,000 of the general fund--  
24 state appropriation for fiscal year 2003 are provided for operation of  
25 the Cispus environmental learning center.

26 (iii) A maximum of \$150,000 of the general fund--state  
27 appropriation for fiscal year 2002 and a maximum of \$146,000 of the  
28 general fund--state appropriation for fiscal year 2003 are provided for  
29 the Washington civil liberties education program.

30 (iv) A maximum of \$2,150,000 of the general fund--state  
31 appropriation for fiscal year 2002 is provided for complex need grants.  
32 The maximum grants for eligible districts are specified in LEAP  
33 Document 30C as developed on April 27, 1997, at 03:00 hours.

34 (v) A maximum of \$1,377,000 of the general fund--state  
35 appropriation for fiscal year 2002 is provided for educational centers,  
36 including state support activities. \$50,000 of this amount for fiscal  
37 year 2002 is provided to help stabilize funding through distribution

1 among existing education centers that are currently funded by the state  
2 at an amount less than \$50,000 a fiscal year.

3 (vi) A maximum of \$50,000 of the general fund--state appropriation  
4 for fiscal year 2002 is provided for an organization in southwest  
5 Washington that received funding from the Spokane educational center in  
6 the 1995-97 biennium and provides educational services to students who  
7 have dropped out of school.

8 (vii) A maximum of \$1,262,000 of the general fund--state  
9 appropriation for fiscal year 2002 and a maximum of \$1,224,000 of the  
10 general fund--state appropriation for fiscal year 2003 are provided for  
11 in-service training and educational programs conducted by the Pacific  
12 Science Center.

13 (viii) A maximum of \$100,000 of the general fund--state  
14 appropriation for fiscal year 2002 and a maximum of \$97,000 of the  
15 general fund--state appropriation for fiscal year 2003 are provided to  
16 support vocational student leadership organizations.

17 (ix) (~~(\$9,900,000)~~) \$13,955,000 of the general fund--federal  
18 appropriation is provided for the Washington Reads project to enhance  
19 high quality reading instruction and school programs.

20 (x) A maximum of \$150,000 of the general fund--state appropriation  
21 for fiscal year 2002 and a maximum of \$146,000 of the general fund--  
22 state appropriation for fiscal year 2003 are provided for the World War  
23 II oral history project.

24 (xi) \$13,942,000 of the general fund--federal appropriation is  
25 provided for school renovation grants for school districts with urgent  
26 school renovation needs, special education-related renovations, and  
27 technology related renovations.

28 (xii) (~~(\$4,962,000)~~) \$4,698,000 of the general fund--federal  
29 appropriation is provided for LINKS technology challenge grants to  
30 integrate educational reform with state technology systems and  
31 development of technology products that enhance professional  
32 development and classroom instruction.

33 (xiii) (~~(\$536,000)~~) \$1,763,000 of the general fund--federal  
34 appropriation is provided for the advanced placement fee program to  
35 increase opportunities for low-income students and under-represented  
36 populations to participate in advanced placement courses and to  
37 increase the capacity of schools to provide advanced placement courses  
38 to students.

1 (xiv) (~~(\$12,318,000)~~) \$8,197,000 of the general fund--federal  
2 appropriation is provided for comprehensive school reform demonstration  
3 projects to provide grants to low-income schools for improving student  
4 achievement through adoption and implementation of research-based  
5 curricula and instructional programs.

6 (xv) (~~(\$2,612,000)~~) \$2,473,000 of the general fund--federal  
7 appropriation is provided for teacher quality enhancement through  
8 provision of consortia grants to school districts and higher education  
9 institutions to improve teacher preparation and professional  
10 development.

11 **Sec. 502.** 2002 c 371 s 502 (uncodified) is amended to read as  
12 follows:

13 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR GENERAL APPORTIONMENT**

|  |                                  |
|--|----------------------------------|
| 14 General Fund--State Appropriation (FY 2002) . . . . . | \$3,786,124,000                  |
| 15 General Fund--State Appropriation (FY 2003) . . . . . | ( <del>(\$3,711,897,000)</del> ) |
| 16   | <u>\$3,719,663,000</u>           |
| 17 TOTAL APPROPRIATION . . . . .                         | ( <del>(\$7,498,021,000)</del> ) |
| 18   | <u>\$7,505,787,000</u>           |

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

21 (1) Each general fund fiscal year appropriation includes such funds  
22 as are necessary to complete the school year ending in the fiscal year  
23 and for prior fiscal year adjustments.

24 (2) Allocations for certificated staff salaries for the 2001-02 and  
25 2002-03 school years shall be determined using formula-generated staff  
26 units calculated pursuant to this subsection. Staff allocations for  
27 small school enrollments in (d) through (f) of this subsection shall be  
28 reduced for vocational full-time equivalent enrollments. Staff  
29 allocations for small school enrollments in grades K-6 shall be the  
30 greater of that generated under (a) of this subsection, or under (d)  
31 and (e) of this subsection. Certificated staffing allocations shall be  
32 as follows:

33 (a) On the basis of each 1,000 average annual full-time equivalent  
34 enrollments, excluding full-time equivalent enrollment otherwise  
35 recognized for certificated staff unit allocations under (c) through  
36 (f) of this subsection:

1 (i) Four certificated administrative staff units per thousand full-  
2 time equivalent students in grades K-12;

3 (ii) 49 certificated instructional staff units per thousand full-  
4 time equivalent students in grades K-3;

5 (iii) Forty-six certificated instructional staff units per thousand  
6 full-time equivalent students in grades 4-12; and

7 (iv) An additional 4.2 certificated instructional staff units for  
8 grades K-3 and an additional 7.2 certificated instructional staff units  
9 for grade 4. Any funds allocated for the additional certificated units  
10 provided in this subsection (iv) shall not be considered as basic  
11 education funding;

12 (v) For class size reduction and expanded learning opportunities  
13 under the better schools program, an additional 2.2 certificated  
14 instructional staff units for the 2001-02 school year and an additional  
15 0.8 certificated instructional staff units for the 2002-03 school year  
16 for grades K-4 per thousand full-time equivalent students. Funds  
17 allocated for these additional certificated units shall not be  
18 considered as basic education funding. The allocation may be used for  
19 reducing class sizes in grades K-4 or to provide additional classroom  
20 contact hours for kindergarten, before-and-after-school programs,  
21 weekend school programs, summer school programs, and intercession  
22 opportunities to assist elementary school students in meeting the  
23 essential academic learning requirements and student assessment  
24 performance standards. For purposes of this subsection, additional  
25 classroom contact hours provided by teachers beyond the normal school  
26 day under a supplemental contract shall be converted to a certificated  
27 full-time equivalent by dividing the classroom contact hours by 900.

28 (A) Funds provided under this subsection (2)(a)(iv) and (v) in  
29 excess of the amount required to maintain the statutory minimum ratio  
30 established under RCW 28A.150.260(2)(b) shall be allocated only if the  
31 district documents an actual ratio in grades K-4 equal to or greater  
32 than 55.4 certificated instructional staff per thousand full-time  
33 equivalent students in the 2001-02 school year and 54.0 certificated  
34 instructional staff per thousand full-time equivalent students in the  
35 2002-03 school year. For any school district documenting a lower  
36 certificated instructional staff ratio, the allocation shall be based  
37 on the district's actual grades K-4 certificated instructional staff

1 ratio achieved in that school year, or the statutory minimum ratio  
2 established under RCW 28A.150.260(2)(b), if greater;

3 (B) Districts at or above 51.0 certificated instructional staff per  
4 one thousand full-time equivalent students in grades K-4 may dedicate  
5 up to 1.3 of the 55.4 funding ratio in the 2001-02 school year, and up  
6 to 1.3 of the 54.0 funding ratio in the 2002-03 school year, to employ  
7 additional classified instructional assistants assigned to basic  
8 education classrooms in grades K-4. For purposes of documenting a  
9 district's staff ratio under this section, funds used by the district  
10 to employ additional classified instructional assistants shall be  
11 converted to a certificated staff equivalent and added to the  
12 district's actual certificated instructional staff ratio. Additional  
13 classified instructional assistants, for the purposes of this  
14 subsection, shall be determined using the 1989-90 school year as the  
15 base year;

16 (C) Any district maintaining a ratio in grades K-4 equal to or  
17 greater than 55.4 certificated instructional staff per thousand full-  
18 time equivalent students in the 2001-02 school year, and a ratio equal  
19 to or greater than 54.0 certificated instructional staff per thousand  
20 full-time equivalent students in the 2002-03 school year, may use  
21 allocations generated under this subsection (2)(a)(iv) and (v) in  
22 excess of that required to maintain the minimum ratio established under  
23 RCW 28A.150.260(2)(b) to employ additional basic education certificated  
24 instructional staff or classified instructional assistants in grades 5-  
25 6. Funds allocated under this subsection (2)(a)(iv) and (v) shall only  
26 be expended to reduce class size in grades K-6. No more than 1.3 of  
27 the certificated instructional funding ratio amount may be expended for  
28 provision of classified instructional assistants;

29 (b) For school districts with a minimum enrollment of 250 full-time  
30 equivalent students whose full-time equivalent student enrollment count  
31 in a given month exceeds the first of the month full-time equivalent  
32 enrollment count by 5 percent, an additional state allocation of 110  
33 percent of the share that such increased enrollment would have  
34 generated had such additional full-time equivalent students been  
35 included in the normal enrollment count for that particular month;

36 (c)(i) On the basis of full-time equivalent enrollment in:

37 (A) Vocational education programs approved by the superintendent of

1 public instruction, a maximum of 0.92 certificated instructional staff  
2 units and 0.08 certificated administrative staff units for each 19.5  
3 full-time equivalent vocational students; and

4 (B) Skills center programs meeting the standards for skills center  
5 funding established in January 1999 by the superintendent of public  
6 instruction, 0.92 certificated instructional staff units and 0.08  
7 certificated administrative units for each 16.67 full-time equivalent  
8 vocational students;

9 (ii) Vocational full-time equivalent enrollment shall be reported  
10 on the same monthly basis as the enrollment for students eligible for  
11 basic support, and payments shall be adjusted for reported vocational  
12 enrollments on the same monthly basis as those adjustments for  
13 enrollment for students eligible for basic support; and

14 (iii) For the 2002-03 school year, indirect cost charges by a  
15 school district to vocational-secondary programs shall not exceed 15  
16 percent of the combined basic education and vocational enhancement  
17 allocations of state funds;

18 (d) For districts enrolling not more than twenty-five average  
19 annual full-time equivalent students in grades K-8, and for small  
20 school plants within any school district which have been judged to be  
21 remote and necessary by the state board of education and enroll not  
22 more than twenty-five average annual full-time equivalent students in  
23 grades K-8:

24 (i) For those enrolling no students in grades 7 and 8, 1.76  
25 certificated instructional staff units and 0.24 certificated  
26 administrative staff units for enrollment of not more than five  
27 students, plus one-twentieth of a certificated instructional staff unit  
28 for each additional student enrolled; and

29 (ii) For those enrolling students in grades 7 or 8, 1.68  
30 certificated instructional staff units and 0.32 certificated  
31 administrative staff units for enrollment of not more than five  
32 students, plus one-tenth of a certificated instructional staff unit for  
33 each additional student enrolled;

34 (e) For specified enrollments in districts enrolling more than  
35 twenty-five but not more than one hundred average annual full-time  
36 equivalent students in grades K-8, and for small school plants within  
37 any school district which enroll more than twenty-five average annual

1 full-time equivalent students in grades K-8 and have been judged to be  
2 remote and necessary by the state board of education:

3 (i) For enrollment of up to sixty annual average full-time  
4 equivalent students in grades K-6, 2.76 certificated instructional  
5 staff units and 0.24 certificated administrative staff units; and

6 (ii) For enrollment of up to twenty annual average full-time  
7 equivalent students in grades 7 and 8, 0.92 certificated instructional  
8 staff units and 0.08 certificated administrative staff units;

9 (f) For districts operating no more than two high schools with  
10 enrollments of less than three hundred average annual full-time  
11 equivalent students, for enrollment in grades 9-12 in each such school,  
12 other than alternative schools:

13 (i) For remote and necessary schools enrolling students in any  
14 grades 9-12 but no more than twenty-five average annual full-time  
15 equivalent students in grades K-12, four and one-half certificated  
16 instructional staff units and one-quarter of a certificated  
17 administrative staff unit;

18 (ii) For all other small high schools under this subsection, nine  
19 certificated instructional staff units and one-half of a certificated  
20 administrative staff unit for the first sixty average annual full time  
21 equivalent students, and additional staff units based on a ratio of  
22 0.8732 certificated instructional staff units and 0.1268 certificated  
23 administrative staff units per each additional forty-three and one-half  
24 average annual full time equivalent students.

25 Units calculated under (f)(ii) of this subsection shall be reduced  
26 by certificated staff units at the rate of forty-six certificated  
27 instructional staff units and four certificated administrative staff  
28 units per thousand vocational full-time equivalent students;

29 (g) For each nonhigh school district having an enrollment of more  
30 than seventy annual average full-time equivalent students and less than  
31 one hundred eighty students, operating a grades K-8 program or a grades  
32 1-8 program, an additional one-half of a certificated instructional  
33 staff unit; and

34 (h) For each nonhigh school district having an enrollment of more  
35 than fifty annual average full-time equivalent students and less than  
36 one hundred eighty students, operating a grades K-6 program or a grades  
37 1-6 program, an additional one-half of a certificated instructional  
38 staff unit.



1 (3) Allocations for classified salaries for the 2001-02 and 2002-03  
2 school years shall be calculated using formula-generated classified  
3 staff units determined as follows:

4 (a) For enrollments generating certificated staff unit allocations  
5 under subsection (2)(d) through (h) of this section, one classified  
6 staff unit for each three certificated staff units allocated under such  
7 subsections;

8 (b) For all other enrollment in grades K-12, including vocational  
9 full-time equivalent enrollments, one classified staff unit for each  
10 sixty average annual full-time equivalent students; and

11 (c) For each nonhigh school district with an enrollment of more  
12 than fifty annual average full-time equivalent students and less than  
13 one hundred eighty students, an additional one-half of a classified  
14 staff unit.

15 (4) Fringe benefit allocations shall be calculated at a rate of  
16 10.76 percent in the 2001-02 school year and 9.57 percent in the 2002-  
17 03 school year for certificated salary allocations provided under  
18 subsection (2) of this section, and a rate of 12.73 percent in the  
19 2001-02 school year and 12.36 percent in the 2002-03 school year for  
20 classified salary allocations provided under subsection (3) of this  
21 section.

22 (5) Insurance benefit allocations shall be calculated at the  
23 maintenance rate specified in section 504(3) of this act, based on the  
24 number of benefit units determined as follows:

25 (a) The number of certificated staff units determined in subsection  
26 (2) of this section; and

27 (b) The number of classified staff units determined in subsection  
28 (3) of this section multiplied by 1.152. This factor is intended to  
29 adjust allocations so that, for the purposes of distributing insurance  
30 benefits, full-time equivalent classified employees may be calculated  
31 on the basis of 1440 hours of work per year, with no individual  
32 employee counted as more than one full-time equivalent.

33 (6)(a) For nonemployee-related costs associated with each  
34 certificated staff unit allocated under subsection (2)(a), (b), and (d)  
35 through (h) of this section, there shall be provided a maximum of  
36 \$8,519 per certificated staff unit in the 2001-02 school year and a  
37 maximum of \$8,604 per certificated staff unit in the 2002-03 school  
38 year.

1 (b) For nonemployee-related costs associated with each vocational  
2 certificated staff unit allocated under subsection (2)(c)(i)(A) of this  
3 section, there shall be provided a maximum of \$20,920 per certificated  
4 staff unit in the 2001-02 school year and a maximum of \$21,129 per  
5 certificated staff unit in the 2002-03 school year.

6 (c) For nonemployee-related costs associated with each vocational  
7 certificated staff unit allocated under subsection (2)(c)(i)(B) of this  
8 section, there shall be provided a maximum of \$16,233 per certificated  
9 staff unit in the 2001-02 school year and a maximum of \$16,395 per  
10 certificated staff unit in the 2002-03 school year.

11 (7) Allocations for substitute costs for classroom teachers shall  
12 be distributed at a maintenance rate of \$494.34 for the 2001-02 and  
13 2002-03 school years per allocated classroom teachers exclusive of  
14 salary increase amounts provided in section 504 of this act. Solely  
15 for the purposes of this subsection, allocated classroom teachers shall  
16 be equal to the number of certificated instructional staff units  
17 allocated under subsection (2) of this section, multiplied by the ratio  
18 between the number of actual basic education certificated teachers and  
19 the number of actual basic education certificated instructional staff  
20 reported statewide for the prior school year.

21 (8) Any school district board of directors may petition the  
22 superintendent of public instruction by submission of a resolution  
23 adopted in a public meeting to reduce or delay any portion of its basic  
24 education allocation for any school year. The superintendent of public  
25 instruction shall approve such reduction or delay if it does not impair  
26 the district's financial condition. Any delay shall not be for more  
27 than two school years. Any reduction or delay shall have no impact on  
28 levy authority pursuant to RCW 84.52.0531 and local effort assistance  
29 pursuant to chapter 28A.500 RCW.

30 (9) The superintendent may distribute a maximum of \$6,424,000  
31 outside the basic education formula during fiscal years 2002 and 2003  
32 as follows:

33 (a) For fire protection for school districts located in a fire  
34 protection district as now or hereafter established pursuant to chapter  
35 52.04 RCW, a maximum of \$480,000 may be expended in fiscal year 2002  
36 and a maximum of \$485,000 may be expended in fiscal year 2003;

37 (b) For summer vocational programs at skills centers, a maximum of

1 \$2,098,000 may be expended for the 2001-02 fiscal year and a maximum of  
2 \$2,035,000 for the 2003 fiscal year;

3 (c) A maximum of \$341,000 may be expended for school district  
4 emergencies; and

5 (d) A maximum of \$500,000 for fiscal year 2002 and \$485,000 for  
6 fiscal year 2003 may be expended for programs providing skills training  
7 for secondary students who are enrolled in extended day school-to-work  
8 programs, as approved by the superintendent of public instruction. The  
9 funds shall be allocated at a rate not to exceed \$500 per full-time  
10 equivalent student enrolled in those programs.

11 (10) For purposes of RCW 84.52.0531, the increase per full-time  
12 equivalent student in state basic education appropriations provided  
13 under this act, including appropriations for salary and benefits  
14 increases, is 2.5 percent from the 2000-01 school year to the 2001-02  
15 school year.

16 (11) For purposes of RCW 84.52.0531, the increase in appropriations  
17 per full-time equivalent student provided in this act, including  
18 appropriations for salary and benefits increases, is 2.9 percent from  
19 the 2001-02 school year to the 2002-03 school year.

20 (12) If two or more school districts consolidate and each district  
21 was receiving additional basic education formula staff units pursuant  
22 to subsection (2)(b) through (h) of this section, the following shall  
23 apply:

24 (a) For three school years following consolidation, the number of  
25 basic education formula staff units shall not be less than the number  
26 of basic education formula staff units received by the districts in the  
27 school year prior to the consolidation; and

28 (b) For the fourth through eighth school years following  
29 consolidation, the difference between the basic education formula staff  
30 units received by the districts for the school year prior to  
31 consolidation and the basic education formula staff units after  
32 consolidation pursuant to subsection (2)(a) through (h) of this section  
33 shall be reduced in increments of twenty percent per year.

34 **Sec. 503.** 2002 c 371 s 504 (uncodified) is amended to read as  
35 follows:

36 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SCHOOL EMPLOYEE**

1 **COMPENSATION ADJUSTMENTS**

|   |   |                            |
|---|---|----------------------------|
| 2 | General Fund--State Appropriation (FY 2002) . . . . .   | \$124,903,000              |
| 3 | General Fund--State Appropriation (FY 2003) . . . . .   | <del>(\$255,910,000)</del> |
| 4 |   | <u>\$255,997,000</u>       |
| 5 | General Fund--Federal Appropriation (FY 2003) . . . . . | <del>(\$191,000)</del>     |
| 6 |   | <u>\$257,000</u>           |
| 7 | TOTAL APPROPRIATION . . . . .                           | <del>(\$381,004,000)</del> |
| 8 |   | <u>\$381,157,000</u>       |

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

11 (1) A total of ~~(\$329,316,000)~~ \$329,457,000 is provided for a cost  
12 of living adjustment for state formula staff units of 3.7 percent  
13 effective September 1, 2001, and 3.6 percent effective on September 1,  
14 2002, consistent with the provisions of chapter 4, Laws of 2001  
15 (Initiative Measure No. 732). The appropriations include associated  
16 incremental fringe benefit allocations at rates of 10.12 percent for  
17 school year 2001-02 and 8.93 percent for school year 2002-03 for  
18 certificated staff and 9.23 percent for school year 2001-02 and 8.86  
19 for school year 2002-03 for classified staff.

20 (a) The appropriations in this section include the increased  
21 portion of salaries and incremental fringe benefits for all relevant  
22 state-funded school programs in part V of this act, in accordance with  
23 chapter 4, Laws of 2001 (Initiative Measure No. 732). Salary  
24 adjustments for state employees in the office of superintendent of  
25 public instruction and the education reform program are provided in  
26 part VII of this act. Increases for general apportionment (basic  
27 education) are based on the salary allocation schedules and methodology  
28 in section 502 of this act. Increases for special education result  
29 from increases in each district's basic education allocation per  
30 student. Increases for educational service districts and institutional  
31 education programs are determined by the superintendent of public  
32 instruction using the methodology for general apportionment salaries  
33 and benefits in section 502 of this act.

34 (b) The appropriations in this section provide cost-of-living and  
35 incremental fringe benefit allocations based on formula adjustments as  
36 follows:

37

|   | School Year |         |
|---|-------------|---------|
|   | 2001-02     | 2002-03 |
| Pupil Transportation (per weighted pupil mile)                    | \$0.77      | \$1.54  |
| Highly Capable (per formula student)                              | \$8.71      | \$16.70 |
| Transitional Bilingual Education (per eligible bilingual student) | \$22.63     | \$44.74 |
| Learning Assistance (per entitlement unit)                        | \$11.19     | \$22.26 |
| Substitute Teacher (allocation per teacher, section 502(7))       | \$18.29     | \$36.75 |

(2) This act appropriates general fund--state funds and other funds for the purpose of providing the annual salary cost-of-living increase required by section 2, chapter 4, Laws of 2001 (Initiative Measure No. 732) for teachers and other school district employees in the state-funded salary base. For employees not included in the state-funded salary base, the annual salary cost-of-living increase may be provided by school districts from the federal funds appropriated in this act and local revenues, including the adjusted levy base as provided in RCW 84.52.053 and section 502 of this act, and state discretionary funds provided under this act.

(3) (~~(\$51,688,000)~~) \$51,700,000 is provided for adjustments to insurance benefit allocations. The maintenance rate for insurance benefit allocations is \$427.73 per month for the 2001-02 and 2002-03 school years. The appropriations in this section provide for a rate increase to \$455.27 per month for the 2001-02 school year and \$457.07 per month for the 2002-03 school year at the following rates:

|   | School Year |         |
|---|-------------|---------|
|   | 2001-02     | 2002-03 |
| Pupil Transportation (per weighted pupil mile)                    | \$0.25      | \$0.27  |
| Highly Capable (per formula student)                              | \$1.74      | \$1.81  |
| Transitional Bilingual Education (per eligible bilingual student) | \$4.46      | \$4.75  |
| Learning Assistance (per entitlement unit)                        | \$3.51      | \$3.73  |

(4) The rates specified in this section are subject to revision each year by the legislature.

**Sec. 504.** 2002 c 371 s 505 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR PUPIL TRANSPORTATION**  
 General Fund--State Appropriation (FY 2002) . . . . . \$192,402,000

|   |   |                                |
|---|---|--------------------------------|
| 1 | General Fund--State Appropriation (FY 2003) . . . . . | (( <del>\$193,293,000</del> )) |
| 2 |   | <u>\$209,831,000</u>           |
| 3 | TOTAL APPROPRIATION . . . . .                         | (( <del>\$385,695,000</del> )) |
| 4 |   | <u>\$402,233,000</u>           |

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

7 (1) Each general fund fiscal year appropriation includes such funds  
8 as are necessary to complete the school year ending in the fiscal year  
9 and for prior fiscal year adjustments.

10 (2) A maximum of \$767,000 of this fiscal year 2002 appropriation  
11 and a maximum of \$752,000 of the fiscal year 2003 appropriation may be  
12 expended for regional transportation coordinators and related  
13 activities. The transportation coordinators shall ensure that data  
14 submitted by school districts for state transportation funding shall,  
15 to the greatest extent practical, reflect the actual transportation  
16 activity of each district.

17 (3) \$5,000 of the fiscal year 2002 appropriation and \$5,000 of the  
18 fiscal year 2003 appropriation are provided solely for the  
19 transportation of students enrolled in "choice" programs.  
20 Transportation shall be limited to low-income students who are  
21 transferring to "choice" programs solely for educational reasons.

22 (4) Allocations for transportation of students shall be based on  
23 reimbursement rates of \$37.07 per weighted mile in the 2001-02 school  
24 year and \$37.12 per weighted mile in the 2002-03 school year exclusive  
25 of salary and benefit adjustments provided in section 504 of this act.  
26 Allocations for transportation of students transported more than one  
27 radius mile shall be based on weighted miles as determined by  
28 superintendent of public instruction multiplied by the per mile  
29 reimbursement rates for the school year pursuant to the formulas  
30 adopted by the superintendent of public instruction. Allocations for  
31 transportation of students living within one radius mile shall be based  
32 on the number of enrolled students in grades kindergarten through five  
33 living within one radius mile of their assigned school multiplied by  
34 the per mile reimbursement rate for the school year multiplied by 1.29.

35 **Sec. 505.** 2001 2nd sp.s. c 7 s 506 (uncodified) is amended to read  
36 as follows:

1 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SCHOOL FOOD SERVICE**  
2 **PROGRAMS**

|   |   |                            |
|---|---|----------------------------|
| 3 | General Fund--State Appropriation (FY 2002) . . . . . | \$3,100,000                |
| 4 | General Fund--State Appropriation (FY 2003) . . . . . | \$3,100,000                |
| 5 | General Fund--Federal Appropriation . . . . .         | <del>(\$225,630,000)</del> |
| 6 |   | <u>\$236,435,000</u>       |
| 7 | TOTAL APPROPRIATION . . . . .                         | <del>(\$231,830,000)</del> |
| 8 |   | <u>\$242,635,000</u>       |

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

11 (1) \$3,000,000 of the general fund--state appropriation for fiscal  
12 year 2002 and \$3,000,000 of the general fund--state appropriation for  
13 fiscal year 2003 are provided for state matching money for federal  
14 child nutrition programs.

15 (2) \$100,000 of the general fund--state appropriation for fiscal  
16 year 2002 and \$100,000 of the 2003 fiscal year appropriation are  
17 provided for summer food programs for children in low-income areas.

18 **Sec. 506.** 2002 c 371 s 506 (uncodified) is amended to read as  
19 follows:

20 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SPECIAL EDUCATION**  
21 **PROGRAMS**

|    |   |                              |
|----|---|------------------------------|
| 22 | General Fund--State Appropriation (FY 2002) . . . . . | \$420,165,000                |
| 23 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$408,761,000)</del>   |
| 24 |   | <u>\$408,933,000</u>         |
| 25 | General Fund--Federal Appropriation . . . . .         | <del>(\$256,407,000)</del>   |
| 26 |   | <u>\$295,188,000</u>         |
| 27 | TOTAL APPROPRIATION . . . . .                         | <del>(\$1,085,333,000)</del> |
| 28 |   | <u>\$1,124,286,000</u>       |

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

31 (1) Funding for special education programs is provided on an excess  
32 cost basis, pursuant to RCW 28A.150.390. School districts shall ensure  
33 that special education students as a class receive their full share of  
34 the general apportionment allocation accruing through sections 502 and  
35 504 of this act. To the extent a school district cannot provide an  
36 appropriate education for special education students under chapter

1 28A.155 RCW through the general apportionment allocation, it shall  
2 provide services through the special education excess cost allocation  
3 funded in this section.

4 (2)(a) Effective with the 2001-02 school year, the superintendent  
5 of public instruction shall change the S-275 personnel reporting system  
6 and all related accounting requirements to ensure that:

7 (i) Special education students are basic education students first;

8 (ii) As a class, special education students are entitled to the  
9 full basic education allocation; and

10 (iii) Special education students are basic education students for  
11 the entire school day.

12 (b) Effective with the 2001-02 school year, the S-275 and  
13 accounting changes shall supercede any prior excess cost methodologies  
14 and shall be required of all school districts.

15 (3) Each fiscal year appropriation includes such funds as are  
16 necessary to complete the school year ending in the fiscal year and for  
17 prior fiscal year adjustments.

18 (4) The superintendent of public instruction shall distribute state  
19 funds to school districts based on two categories: The optional birth  
20 through age two program for special education eligible developmentally  
21 delayed infants and toddlers, and the mandatory special education  
22 program for special education eligible students ages three to twenty-  
23 one. A "special education eligible student" means a student receiving  
24 specially designed instruction in accordance with a properly formulated  
25 individualized education program.

26 (5)(a) For the 2001-02 and 2002-03 school years, the superintendent  
27 shall make allocations to each district based on the sum of:

28 (i) A district's annual average headcount enrollment of  
29 developmentally delayed infants and toddlers ages birth through two,  
30 multiplied by the district's average basic education allocation per  
31 full-time equivalent student, multiplied by 1.15; and

32 (ii) A district's annual average full-time equivalent basic  
33 education enrollment multiplied by the funded enrollment percent  
34 determined pursuant to subsection (6)(b) of this section, multiplied by  
35 the district's average basic education allocation per full-time  
36 equivalent student multiplied by 0.9309.

37 (b) For purposes of this subsection, "average basic education



1 allocation per full-time equivalent student" for a district shall be  
2 based on the staffing ratios required by RCW 28A.150.260 and shall not  
3 include enhancements, secondary vocational education, or small schools.

4 (6) The definitions in this subsection apply throughout this  
5 section.

6 (a) "Annual average full-time equivalent basic education  
7 enrollment" means the resident enrollment including students enrolled  
8 through choice (RCW 28A.225.225) and students from nonhigh districts  
9 (RCW 28A.225.210) and excluding students residing in another district  
10 enrolled as part of an interdistrict cooperative program (RCW  
11 28A.225.250).

12 (b) "Enrollment percent" means the district's resident special  
13 education annual average enrollment, excluding the birth through age  
14 two enrollment, as a percent of the district's annual average full-time  
15 equivalent basic education enrollment.

16 (i) For the 2001-02 school year, each district's funded enrollment  
17 percent shall be the lesser of the district's actual enrollment percent  
18 or 12.7 percent.

19 (ii) For the 2002-03 school year, each district's general fund--  
20 state funded special education enrollment shall be the lesser of the  
21 district's actual enrollment percent or 12.7 percent. Increases in  
22 enrollment percent from 12.7 percent to 13.0 percent shall be funded  
23 from the general fund--federal appropriation.

24 (7) At the request of any interdistrict cooperative of at least 15  
25 districts in which all excess cost services for special education  
26 students of the districts are provided by the cooperative, the maximum  
27 enrollment percent shall be calculated in accordance with subsection  
28 (6)(b) of this section, and shall be calculated in the aggregate rather  
29 than individual district units. For purposes of this subsection, the  
30 average basic education allocation per full-time equivalent student  
31 shall be calculated in the aggregate rather than individual district  
32 units.

33 (8) Safety net funding shall be awarded by the state safety net  
34 oversight committee subject to the following conditions and  
35 limitations:

36 (a) A maximum of \$8,500,000 of the general fund--state  
37 appropriation and a maximum of \$3,500,000 of the general fund--federal  
38 appropriation for fiscal year 2002 are provided as safety net funding

1 for districts with demonstrated needs for state special education  
2 funding beyond the amounts provided in subsection (5) of this section.

3 (b) The safety net oversight committee shall first consider the  
4 needs of districts adversely affected by the 1995 change in the special  
5 education funding formula. Awards shall be based on the lesser of the  
6 amount required to maintain the 1994-95 state special education excess  
7 cost allocation to the school district in aggregate or on a dollar per  
8 funded student basis.

9 (c) The committee shall then consider unmet needs for districts  
10 that can convincingly demonstrate that all legitimate expenditures for  
11 special education exceed all available revenues from state funding  
12 formulas. In the determination of need, the committee shall also  
13 consider additional available revenues from federal and local sources.  
14 Differences in program costs attributable to district philosophy,  
15 service delivery choice, or accounting practices are not a legitimate  
16 basis for safety net awards.

17 (d) The maximum allowable indirect cost for calculating safety net  
18 eligibility may not exceed the federal restricted indirect cost rate  
19 for the district plus one percent.

20 (e) Safety net awards shall be adjusted based on the percent of  
21 potential medicaid eligible students billed as calculated by the  
22 superintendent in accordance with chapter 318, Laws of 1999.

23 (f) Safety net awards must be adjusted for any audit findings or  
24 exceptions related to special education funding.

25 (g) The superintendent may expend up to \$120,000 of the amounts  
26 provided in this subsection (8) to provide staff assistance to the  
27 committee in analyzing applications for safety net funds received by  
28 the committee.

29 (9) For fiscal year 2003 to the extent necessary, \$12,873,000 of  
30 the general fund--federal appropriation is provided for safety net  
31 awards for districts with demonstrated needs for state special  
32 education funding beyond the amounts provided in subsection (5) of this  
33 section. If safety net awards exceed the amount appropriated in this  
34 subsection (9), the superintendent shall expend all available federal  
35 discretionary funds necessary to meet this need. Safety net funds  
36 shall be awarded by the state safety net oversight committee subject to  
37 the following conditions and limitations:

1 (a) The committee shall consider unmet needs for districts that can  
2 convincingly demonstrate that all legitimate expenditures for special  
3 education exceed all available revenues from state funding formulas.  
4 In the determination of need, the committee shall also consider  
5 additional available revenues from federal and local sources.  
6 Differences in program costs attributable to district philosophy,  
7 service delivery choice, or accounting practices are not a legitimate  
8 basis for safety net awards.

9 (b) The committee shall then consider the extraordinary high cost  
10 needs of one or more individual special education students.  
11 Differences in costs attributable to district philosophy, service  
12 delivery choice, or accounting practices are not a legitimate basis for  
13 safety net awards.

14 (c) The maximum allowable indirect cost for calculating safety net  
15 eligibility may not exceed the federal restricted indirect cost rate  
16 for the district plus one percent.

17 (d) Safety net awards shall be adjusted based on the percent of  
18 potential medicaid eligible students billed as calculated by the  
19 superintendent in accordance with chapter 318, Laws of 1999.

20 (e) Safety net awards must be adjusted for any audit findings or  
21 exceptions related to special education funding.

22 (f) The superintendent may expend up to \$120,000 of the amount  
23 provided from the general fund--federal appropriation in this  
24 subsection (9) to provide staff assistance to the committee in  
25 analyzing applications for safety net funds received by the committee.

26 (10) The superintendent of public instruction may adopt such rules  
27 and procedures as are necessary to administer the special education  
28 funding and safety net award process. Prior to revising any standards,  
29 procedures, or rules, the superintendent shall consult with the office  
30 of financial management and the fiscal committees of the legislature.

31 (11) The safety net oversight committee appointed by the  
32 superintendent of public instruction shall consist of:

33 (a) One staff from the office of superintendent of public  
34 instruction;

35 (b) Staff of the office of the state auditor;

36 (c) Staff of the office of the financial management; and

37 (d) One or more representatives from school districts or

1 educational service districts knowledgeable of special education  
2 programs and funding.

3 (12) To the extent necessary, in fiscal year 2002, \$2,250,000 of  
4 the general fund--federal appropriation shall be expended for safety  
5 net funding to meet the extraordinary needs of one or more individual  
6 special education students. If safety net awards to meet the  
7 extraordinary needs exceed \$2,250,000 of the general fund--federal  
8 appropriation, the superintendent shall expend all available federal  
9 discretionary funds necessary to meet this need. General fund--state  
10 funds shall not be expended for this purpose.

11 (13) A maximum of \$678,000 may be expended from the general fund--  
12 state appropriations to fund 5.43 full-time equivalent teachers and 2.1  
13 full-time equivalent aides at children's orthopedic hospital and  
14 medical center. This amount is in lieu of money provided through the  
15 home and hospital allocation and the special education program.

16 (14) \$1,000,000 of the general fund--federal appropriation is  
17 provided for projects to provide special education students with  
18 appropriate job and independent living skills, including work  
19 experience where possible, to facilitate their successful transition  
20 out of the public school system. The funds provided by this subsection  
21 shall be from federal discretionary grants.

22 (15) The superintendent shall maintain the percentage of federal  
23 flow-through to school districts at 85 percent for the 2001-02 school  
24 year. For the 2002-03 school year, the superintendent shall allocate  
25 the federal funds as specified in this section and shall adjust federal  
26 flow-through funds accordingly. In addition to other purposes, school  
27 districts may use increased federal funds for high-cost students, for  
28 purchasing regional special education services from educational service  
29 districts, and for staff development activities particularly relating  
30 to inclusion issues.

31 (16) A maximum of \$1,200,000 of the general fund--federal  
32 appropriation may be expended by the superintendent for projects  
33 related to use of inclusion strategies by school districts for  
34 provision of special education services. The superintendent shall  
35 prepare an information database on laws, best practices, examples of  
36 programs, and recommended resources. The information may be  
37 disseminated in a variety of ways, including workshops and other staff  
38 development activities.

1 (17) A school district may carry over from one year to the next  
2 year up to 10 percent of general fund--state funds allocated under this  
3 program; however, carry over funds shall be expended in the special  
4 education program.

5 (18) The superintendent of public instruction shall implement the  
6 recommendations of the joint legislative audit and review committee  
7 study on special education (report 01-11) only to the extent that funds  
8 have been specifically provided therefor.

9 **Sec. 507.** 2002 c 371 s 507 (uncodified) is amended to read as  
10 follows:

11 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR TRAFFIC SAFETY**  
12 **EDUCATION PROGRAMS**

|    |   |                          |
|----|---|--------------------------|
| 13 | General Fund--State Appropriation (FY 2002) . . . . . | \$3,765,000              |
| 14 | General Fund--State Appropriation (FY 2003) . . . . . | (((\$512,000))           |
| 15 |   | <u>\$613,000</u>         |
| 16 | <del>((Public Safety and Education Account</del>      |                          |
| 17 | <del>Appropriation . . . . .</del>                    | <del>\$6,567,000))</del> |
| 18 | TOTAL APPROPRIATION . . . . .                         | (((\$10,844,000))        |
| 19 |   | <u>\$4,378,000</u>       |

20 ~~((1))~~ The general fund--state appropriations in this section are  
21 subject to the following conditions and limitations:

22 ~~((a))~~ (1) The appropriations include such funds as are necessary  
23 to complete the school year ending in each fiscal year and for prior  
24 fiscal year adjustments.

25 ~~((b))~~ (2) A maximum of \$253,000 of the fiscal year 2002 general  
26 fund appropriation may be expended for regional traffic safety  
27 education coordinators.

28 ~~((c))~~ (3) Allocations to provide tuition assistance for students  
29 eligible for free and reduced price lunch who complete the program  
30 shall be a maximum of \$203.97 per eligible student in the 2001-02  
31 school year.

32 ~~((2) The public safety and education account appropriation in this~~  
33 ~~section is subject to the following conditions and limitations:~~

34 ~~(a) The public safety and education account appropriation shall~~  
35 ~~lapse if House Bill No. 2573 (traffic safety education) is not enacted~~  
36 ~~by June 30, 2002.~~

1 ~~(b) If House Bill No. 2573 is enacted by June 30, 2002, districts~~  
2 ~~shall receive the following allocations:~~

3 ~~(i) The maximum basic state allocation per student completing the~~  
4 ~~program shall be \$148.00 in the 2002-03 school year.~~

5 ~~(ii) Additional allocations to provide tuition assistance for~~  
6 ~~students eligible for free and reduced price lunch who complete the~~  
7 ~~program shall be a maximum of \$71.00 per eligible student in the 2002-~~  
8 ~~03 school year.~~

9 ~~(c) A maximum of \$254,000 may be expended for regional traffic~~  
10 ~~safety education coordinators.))~~

11 **Sec. 508.** 2002 c 371 s 509 (uncodified) is amended to read as  
12 follows:

13 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR LOCAL EFFORT**  
14 **ASSISTANCE**

|    |   |                                |
|----|---|--------------------------------|
| 15 | General Fund--State Appropriation (FY 2002) . . . . . | \$140,932,000                  |
| 16 | General Fund--State Appropriation (FY 2003) . . . . . | (( <del>\$154,931,000</del> )) |
| 17 |   | <u>\$155,788,000</u>           |
| 18 | TOTAL APPROPRIATION . . . . .                         | (( <del>\$295,863,000</del> )) |
| 19 |   | <u>\$296,720,000</u>           |

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

22 Calendar year 2003 local effort assistance calculations under  
23 chapter 28A.500 RCW shall be adjusted by multiplying allocations and  
24 maximum eligibility for each district by 0.99 as authorized by House  
25 Bill No. 3011.

26 **Sec. 509.** 2002 c 371 s 510 (uncodified) is amended to read as  
27 follows:

28 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR INSTITUTIONAL**  
29 **EDUCATION PROGRAMS**

|    |   |                               |
|----|---|-------------------------------|
| 30 | General Fund--State Appropriation (FY 2002) . . . . . | \$19,073,000                  |
| 31 | General Fund--State Appropriation (FY 2003) . . . . . | (( <del>\$18,658,000</del> )) |
| 32 |   | <u>\$17,986,000</u>           |
| 33 | General Fund--Federal Appropriation . . . . .         | \$8,548,000                   |
| 34 | TOTAL APPROPRIATION . . . . .                         | (( <del>\$46,279,000</del> )) |
| 35 |   | <u>\$45,607,000</u>           |

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

3 (1) Each general fund--state fiscal year appropriation includes  
4 such funds as are necessary to complete the school year ending in the  
5 fiscal year and for prior fiscal year adjustments.

6 (2) State funding provided under this section is based on salaries  
7 and other expenditures for a 220-day school year. The superintendent  
8 of public instruction shall monitor school district expenditure plans  
9 for institutional education programs to ensure that districts plan for  
10 a full-time summer program.

11 (3) State funding for each institutional education program shall be  
12 based on the institution's annual average full-time equivalent student  
13 enrollment. Staffing ratios for each category of institution shall  
14 remain the same as those funded in the 1995-97 biennium.

15 (4) The funded staffing ratios for education programs for juveniles  
16 age 18 or less in department of corrections facilities shall be the  
17 same as those provided in the 1997-99 biennium.

18 (5) \$141,000 of the general fund--state appropriation for fiscal  
19 year 2002 and (~~(\$139,000)~~) \$182,000 of the general fund--state  
20 appropriation for fiscal year 2003 are provided solely to maintain at  
21 least one certificated instructional staff and related support services  
22 at an institution whenever the K-12 enrollment is not sufficient to  
23 support one full-time equivalent certificated instructional staff to  
24 furnish the educational program. The following types of institutions  
25 are included: Residential programs under the department of social and  
26 health services for developmentally disabled juveniles, programs for  
27 juveniles under the department of corrections, and programs for  
28 juveniles under the juvenile rehabilitation administration.

29 (6) Ten percent of the funds allocated for each institution may be  
30 carried over from one year to the next.

31 **Sec. 510.** 2002 c 371 s 511 (uncodified) is amended to read as  
32 follows:

33 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR PROGRAMS FOR HIGHLY**  
34 **CAPABLE STUDENTS**

|    |   |                              |
|----|---|------------------------------|
| 35 | General Fund--State Appropriation (FY 2002) . . . . . | \$6,470,000                  |
| 36 | General Fund--State Appropriation (FY 2003) . . . . . | ( <del>(\$6,229,000)</del> ) |
| 37 |   | <u>\$6,244,000</u>           |

1 TOTAL APPROPRIATION . . . . . ((~~\$12,699,000~~))  
2 \$12,714,000

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

5 (1) Each general fund fiscal year appropriation includes such funds  
6 as are necessary to complete the school year ending in the fiscal year  
7 and for prior fiscal year adjustments.

8 (2) Allocations for school district programs for highly capable  
9 students shall be distributed at a maximum rate of \$327.22 per funded  
10 student for the 2001-02 school year and (~~(\$313.07)~~) \$313.11 per funded  
11 student for the 2002-03 school year, exclusive of salary and benefit  
12 adjustments pursuant to section 504 of this act. The number of funded  
13 students shall be a maximum of two percent of each district's full-time  
14 equivalent basic education enrollment.

15 (3) \$175,000 of the fiscal year 2002 appropriation and \$170,000 of  
16 the fiscal year 2003 appropriation are provided for the centrum program  
17 at Fort Worden state park.

18 (4) \$93,000 of the fiscal year 2002 appropriation and \$90,000 of  
19 the fiscal year 2003 appropriation are provided for the Washington  
20 imagination network and future problem-solving programs.

21 **Sec. 511.** 2002 c 371 s 512 (uncodified) is amended to read as  
22 follows:

23 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR MISCELLANEOUS**  
24 **PURPOSES UNDER THE ELEMENTARY AND SECONDARY SCHOOL IMPROVEMENT ACT AND**  
25 **THE NO CHILD LEFT BEHIND ACT**

26 General Fund--Federal Appropriation . . . . . ((~~\$201,737,000~~))  
27 \$199,660,000

28 **Sec. 512.** 2002 c 371 s 513 (uncodified) is amended to read as  
29 follows:

30 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--EDUCATION REFORM**  
31 **PROGRAMS**

32 General Fund--State Appropriation (FY 2002) . . . . . \$36,880,000  
33 General Fund--State Appropriation (FY 2003) . . . . . ((~~\$30,150,000~~))  
34 \$30,269,000  
35 General Fund--Federal Appropriation . . . . . \$60,571,000  
36 TOTAL APPROPRIATION . . . . . ((~~\$127,601,000~~))



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

(1) \$322,000 of the general fund--state appropriation for fiscal year 2002 and \$312,000 of the general fund--state appropriation for fiscal year 2003 are provided solely for the academic achievement and accountability commission.

(2) \$12,209,000 of the general fund--state appropriation for fiscal year 2002, \$8,872,000 of the general fund--state appropriation for fiscal year 2003, and \$4,000,000 of the general fund--federal appropriation are provided for development and implementation of the Washington assessments of student learning. Up to \$689,000 of the appropriation may be expended for data analysis and data management of test results.

(3) \$1,095,000 of the fiscal year 2002 general fund--state appropriation and \$548,000 of the fiscal year 2003 general fund--state appropriation are provided solely for training of paraprofessional classroom assistants and certificated staff who work with classroom assistants as provided in RCW 28A.415.310.

(4) \$4,695,000 of the general fund--state appropriation for fiscal year 2002 and \$2,348,000 of the general fund--state appropriation for fiscal year 2003 are provided solely for mentor teacher assistance, including state support activities, under RCW 28A.415.250 and 28A.415.260, and for a mentor academy. Up to \$200,000 of the amount in this subsection may be used each fiscal year to operate a mentor academy to help districts provide effective training for peer mentors. Funds for the teacher assistance program shall be allocated to school districts based on the number of first year beginning teachers.

(a) A teacher assistance program is a program that provides to a first year beginning teacher peer mentor services that include but are not limited to:

(i) An orientation process and individualized assistance to help beginning teachers who have been hired prior to the start of the school year prepare for the start of a school year;

(ii) The assignment of a peer mentor whose responsibilities to the beginning teacher include but are not limited to constructive feedback, the modeling of instructional strategies, and frequent meetings and other forms of contact;

1 (iii) The provision by peer mentors of strategies, training, and  
2 guidance in critical areas such as classroom management, student  
3 discipline, curriculum management, instructional skill, assessment,  
4 communication skills, and professional conduct. A district may provide  
5 these components through a variety of means including one-on-one  
6 contact and workshops offered by peer mentors to groups, including  
7 cohort groups, of beginning teachers;

8 (iv) The provision of release time, substitutes, mentor training in  
9 observation techniques, and other measures for both peer mentors and  
10 beginning teachers, to allow each an adequate amount of time to observe  
11 the other and to provide the classroom experience that each needs to  
12 work together effectively;

13 (v) Assistance in the incorporation of the essential academic  
14 learning requirements into instructional plans and in the development  
15 of complex teaching strategies, including strategies to raise the  
16 achievement of students with diverse learning styles and backgrounds;  
17 and

18 (vi) Guidance and assistance in the development and implementation  
19 of a professional growth plan. The plan shall include a professional  
20 self-evaluation component and one or more informal performance  
21 assessments. A peer mentor may not be involved in any evaluation under  
22 RCW 28A.405.100 of a beginning teacher whom the peer mentor has  
23 assisted through this program.

24 (b) In addition to the services provided in (a) of this subsection,  
25 an eligible peer mentor program shall include but is not limited to the  
26 following components:

27 (i) Strong collaboration among the peer mentor, the beginning  
28 teacher's principal, and the beginning teacher;

29 (ii) Stipends for peer mentors and, at the option of a district,  
30 for beginning teachers. The stipends shall not be deemed compensation  
31 for the purposes of salary lid compliance under RCW 28A.400.200 and are  
32 not subject to the continuing contract provisions of Title 28A RCW; and

33 (iii) To the extent that resources are available for this purpose  
34 and that assistance to beginning teachers is not adversely impacted,  
35 the program may serve second year and more experienced teachers who  
36 request the assistance of peer mentors.

37 (5) \$2,025,000 of the general fund--state appropriation for fiscal  
38 year 2002 and \$1,964,000 of the general fund--state appropriation for

1 fiscal year 2003 are provided for improving technology infrastructure,  
2 monitoring and reporting on school district technology development,  
3 promoting standards for school district technology, promoting statewide  
4 coordination and planning for technology development, and providing  
5 regional educational technology support centers, including state  
6 support activities, under chapter 28A.650 RCW. The superintendent of  
7 public instruction shall coordinate a process to facilitate the  
8 evaluation and provision of online curriculum courses to school  
9 districts which includes the following: Creation of a general listing  
10 of the types of available online curriculum courses; a survey conducted  
11 by each regional educational technology support center of school  
12 districts in its region regarding the types of online curriculum  
13 courses desired by school districts; a process to evaluate and  
14 recommend to school districts the best online courses in terms of  
15 curriculum, student performance, and cost; and assistance to school  
16 districts in procuring and providing the courses to students.

17 (6) \$3,600,000 of the general fund--state appropriation for fiscal  
18 year 2002 and \$3,600,000 of the general fund--state appropriation for  
19 fiscal year 2003 are provided for grants to school districts to provide  
20 a continuum of care for children and families to help children become  
21 ready to learn. Grant proposals from school districts shall contain  
22 local plans designed collaboratively with community service providers.  
23 If a continuum of care program exists in the area in which the school  
24 district is located, the local plan shall provide for coordination with  
25 existing programs to the greatest extent possible. Grant funds shall  
26 be allocated pursuant to RCW 70.190.040.

27 (7) \$2,500,000 of the general fund--state appropriation for fiscal  
28 year 2002 and \$2,500,000 of the general fund--state appropriation for  
29 fiscal year 2003 are provided solely for the meals for kids program  
30 under RCW 28A.235.145 through 28A.235.155.

31 (8) \$1,409,000 of the general fund--state appropriation for fiscal  
32 year 2002 and \$705,000 of the general fund--state appropriation for  
33 fiscal year 2003 are provided solely for the leadership internship  
34 program for superintendents, principals, and program administrators.

35 (9) \$1,828,000 of the general fund--state appropriation for fiscal  
36 year 2002 and \$1,773,000 of the general fund--state appropriation for  
37 fiscal year 2003 are provided solely for the mathematics helping corps  
38 subject to the following conditions and limitations:

1 (a) In order to increase the availability and quality of technical  
2 mathematics assistance statewide, the superintendent of public  
3 instruction shall employ mathematics school improvement specialists to  
4 provide assistance to schools and districts. The specialists shall be  
5 hired by and work under the direction of a statewide school improvement  
6 coordinator. The mathematics improvement specialists shall serve on a  
7 rotating basis from one to three years and shall not be permanent  
8 employees of the superintendent of public instruction.

9 (b) The school improvement specialists shall provide the following:

10 (i) Assistance to schools to disaggregate student performance data  
11 and develop improvement plans based on those data;

12 (ii) Consultation with schools and districts concerning their  
13 performance on the Washington assessment of student learning and other  
14 assessments emphasizing the performance on the mathematics assessments;

15 (iii) Consultation concerning curricula that aligns with the  
16 essential academic learning requirements emphasizing the academic  
17 learning requirements for mathematics, the Washington assessment of  
18 student learning, and meets the needs of diverse learners;

19 (iv) Assistance in the identification and implementation of  
20 research-based instructional practices in mathematics;

21 (v) Staff training that emphasizes effective instructional  
22 strategies and classroom-based assessment for mathematics;

23 (vi) Assistance in developing and implementing family and community  
24 involvement programs emphasizing mathematics; and

25 (vii) Other assistance to schools and school districts intended to  
26 improve student mathematics learning.

27 (10) A maximum of \$500,000 of the general fund--state appropriation  
28 for fiscal year 2002 and a maximum of \$485,000 of the general fund--  
29 state appropriation for fiscal year 2003 are provided for summer  
30 accountability institutes offered by the superintendent of public  
31 instruction and the academic achievement and accountability commission.  
32 The institutes shall provide school district staff with training in the  
33 analysis of student assessment data, information regarding successful  
34 district and school teaching models, research on curriculum and  
35 instruction, and planning tools for districts to improve instruction in  
36 reading, mathematics, language arts, and guidance and counseling.

37 (11) \$3,930,000 of the general fund--state appropriation for fiscal

1 year 2002 and \$3,714,000 of the general fund--state appropriation for  
2 fiscal year 2003 are provided solely for the Washington reading corps  
3 subject to the following conditions and limitations:

4 (a) Grants shall be allocated to schools and school districts to  
5 implement proven, research-based mentoring and tutoring programs in  
6 reading for low-performing students in grades K-6. If the grant is  
7 made to a school district, the principals of schools enrolling targeted  
8 students shall be consulted concerning design and implementation of the  
9 program.

10 (b) The programs may be implemented before, after, or during the  
11 regular school day, or on Saturdays, summer, intercessions, or other  
12 vacation periods.

13 (c) Two or more schools may combine their Washington reading corps  
14 programs.

15 (d) A program is eligible for a grant if it meets the following  
16 conditions:

17 (i) The program employs methods of teaching and student learning  
18 based on reliable reading/literacy research and effective practices;

19 (ii) The program design is comprehensive and includes instruction,  
20 on-going student assessment, professional development,  
21 parental/community involvement, and program management aligned with the  
22 school's reading curriculum;

23 (iii) It provides quality professional development and training for  
24 teachers, staff, and volunteer mentors and tutors;

25 (iv) It has measurable goals for student reading aligned with the  
26 essential academic learning requirements; and

27 (v) It contains an evaluation component to determine the  
28 effectiveness of the program.

29 (e) Funding priority shall be given to low-performing schools.

30 (f) Beginning and end-of-program testing data shall be available to  
31 determine the effectiveness of funded programs and practices. Common  
32 evaluative criteria across programs, such as grade-level improvements  
33 shall be available for each reading corps program. The superintendent  
34 of public instruction shall provide program evaluations to the governor  
35 and the appropriate committees of the legislature. Administrative and  
36 evaluation costs may be assessed from the annual appropriation for the  
37 program.

1 (g) Grants provided under this section may be used by schools and  
2 school districts for expenditures from September 2001 through August  
3 31, 2003.

4 (12) \$375,000 of the general fund--state appropriation for fiscal  
5 year 2002 and (~~(\$725,000)~~) \$844,000 of the general fund--state  
6 appropriation for fiscal year 2003 are provided solely for salary  
7 bonuses for teachers who attain certification by the national board for  
8 professional teaching standards, subject to the following conditions  
9 and limitations:

10 (a) Teachers who have attained certification by the national board  
11 shall receive an annual bonus not to exceed \$3,500.

12 (b) The annual bonus shall be paid in a lump sum amount and shall  
13 not be included in the definition of "earnable compensation" under RCW  
14 41.32.010(10).

15 (c) It is the intent of the legislature that teachers achieving  
16 certification by the national board of professional teaching standards  
17 will receive no more than four annual bonus payments for attaining  
18 certification by the national board.

19 (13) \$625,000 of the general fund--state appropriation for fiscal  
20 year 2002 and \$313,000 of the general fund--state appropriation for  
21 fiscal year 2003 are provided for a principal support program. The  
22 office of the superintendent of public instruction may contract with an  
23 independent organization to administer the program. The program shall  
24 include: (a) Development of an individualized professional growth plan  
25 for a new principal or principal candidate; and (b) participation of a  
26 mentor principal who works over a period of between one and three years  
27 with the new principal or principal candidate to help him or her build  
28 the skills identified as critical to the success of the professional  
29 growth plan.

30 (14) \$71,000 of the general fund--state appropriation for fiscal  
31 year 2002 and \$71,000 of the general fund--state appropriation for  
32 fiscal year 2003 are provided solely for the second grade reading test.  
33 The funds shall be expended for assessment training for new second  
34 grade teachers and replacement of assessment materials.

35 (15) \$384,000 of the general fund--state appropriation for fiscal  
36 year 2002 and \$372,000 of the general fund--state appropriation for  
37 fiscal year 2003 are provided for the superintendent to assist schools  
38 in implementing high academic standards, aligning curriculum with these

1 standards, and training teachers to use assessments to improve student  
2 learning. Funds may also be used to increase community and parental  
3 awareness of education reform.

4 (16) \$130,000 of the general fund--state appropriation for fiscal  
5 year 2002 and \$126,000 of the general fund--state appropriation for  
6 fiscal year 2003 are provided for the development and posting of web-  
7 based instructional tools, assessment data, and other information that  
8 assists schools and teachers implementing higher academic standards.

9 (17) \$1,000,000 of the general fund--state appropriation for fiscal  
10 year 2002 and \$1,746,000 of the general fund--state appropriation for  
11 fiscal year 2003 are provided solely to the office of the  
12 superintendent of public instruction for focused assistance. The  
13 office of the superintendent of public instruction shall conduct  
14 educational audits of low-performing schools and enter into performance  
15 agreements between school districts and the office to implement the  
16 recommendations of the audit and the community. Of the amounts  
17 provided, \$219,000 of the fiscal year 2002 appropriation and \$201,000  
18 of the fiscal year 2003 appropriation are provided to the office of the  
19 superintendent of public instruction for the administrative duties  
20 arising under this subsection. Each educational audit shall include  
21 recommendations for best practices and ways to address identified needs  
22 and shall be presented to the community in a public meeting to seek  
23 input on ways to implement the audit and its recommendations.

24 (18) \$100,000 of the general fund--state appropriation for fiscal  
25 year 2002 is provided solely for grants to school districts to adopt or  
26 revise district-wide and school-level plans to achieve performance  
27 improvement goals established under RCW 28A.655.030, and to post a  
28 summary of the improvement plans on district websites using a common  
29 format provided by the office of the superintendent of public  
30 instruction.

31 (19) \$100,000 of the general fund--state appropriation for fiscal  
32 year 2002 is provided solely for recognition plaques for schools that  
33 successfully met the fourth grade reading improvement goal established  
34 under RCW 28A.655.050.

35 (20) \$46,554,000 of the general fund--federal appropriation is  
36 provided for preparing, training, and recruiting high quality teachers  
37 and principals under Title II of the no child left behind act.

1 (21) \$6,591,000 of the general fund--federal appropriation is  
2 provided for the reading first program under Title I of the no child  
3 left behind act.

4 (22) In addition to amounts provided in subsection (2) of this  
5 section, \$3,426,000 of the general fund--federal appropriation is  
6 provided for the development of state assessments as required under  
7 Title VI of the no child left behind act.

8 **Sec. 513.** 2002 c 371 s 514 (uncodified) is amended to read as  
9 follows:

10 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR TRANSITIONAL**  
11 **BILINGUAL PROGRAMS**

|    |   |                            |
|----|---|----------------------------|
| 12 | General Fund--State Appropriation (FY 2002) . . . . .   | \$42,767,000               |
| 13 | General Fund--State Appropriation (FY 2003) . . . . .   | <del>(\$44,734,000)</del>  |
| 14 |   | <u>\$44,083,000</u>        |
| 15 | General Fund--Federal Appropriation (FY 2003) . . . . . | <del>(\$20,280,000)</del>  |
| 16 |   | <u>\$19,755,000</u>        |
| 17 | TOTAL APPROPRIATION . . . . .                           | <del>(\$107,781,000)</del> |
| 18 |   | <u>\$106,605,000</u>       |

19 (1) The general fund--state appropriations in this section are  
20 subject to the following conditions and limitations:

21 (a) Each general fund fiscal year appropriation includes such funds  
22 as are necessary to complete the school year ending in the fiscal year  
23 and for prior fiscal year adjustments.

24 (b) The superintendent shall distribute a maximum of \$684.36 per  
25 eligible bilingual student in the 2001-02 school year and \$674.69 in  
26 the 2002-03 school year, exclusive of salary and benefit adjustments  
27 provided in section 504 of this act.

28 (c) The superintendent may withhold up to \$295,000 in school year  
29 2001-02 and up to \$700,000 in school year 2002-03, and adjust the per  
30 eligible pupil rates in subsection (2) of this section accordingly, for  
31 the central provision of assessments as provided in section 2(1) and  
32 (2) of Engrossed Second Substitute House Bill No. 2025.

33 (d) \$70,000 of the amounts appropriated in this section are  
34 provided solely to develop a system for the tracking of current and  
35 former transitional bilingual program students.

36 (e) Sufficient funding is provided to implement Engrossed Second  
37 Substitute House Bill No. 2025 (schools/bilingual instruction).



1 (2) The general fund--federal appropriation in this section is  
2 provided for migrant education, English language acquisition, and  
3 language enhancement grants under Title III of the no child left behind  
4 act.

5 **Sec. 514.** 2002 c 371 s 515 (uncodified) is amended to read as  
6 follows:

7 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR THE LEARNING**  
8 **ASSISTANCE PROGRAM**

|    |   |                            |
|----|---|----------------------------|
| 9  | General Fund--State Appropriation (FY 2002) . . . . .   | \$71,342,000               |
| 10 | General Fund--State Appropriation (FY 2003) . . . . .   | <del>(\$64,614,000)</del>  |
| 11 |   | <u>\$63,694,000</u>        |
| 12 | General Fund--Federal Appropriation (FY 2003) . . . . . | \$130,631,000              |
| 13 | TOTAL APPROPRIATION . . . . .                           | <del>(\$266,587,000)</del> |
| 14 |   | <u>\$265,667,000</u>       |

15 (1) The general fund--state appropriations in this section are  
16 subject to the following conditions and limitations:

17 (a) Each general fund--state fiscal year appropriation includes  
18 such funds as are necessary to complete the school year ending in the  
19 fiscal year and for prior fiscal year adjustments.

20 (b) Funding for school district learning assistance programs shall  
21 be allocated at maximum rates of \$407.39 per funded unit for the 2001-  
22 02 school year and \$404.78 per funded unit for the 2002-03 school year  
23 exclusive of salary and benefit adjustments provided under section 504  
24 of this act.

25 (c) For purposes of this section, "test results" refers to the  
26 district results from the norm-referenced test administered in the  
27 specified grade level. The norm-referenced test results used for the  
28 third and sixth grade calculations shall be consistent with the third  
29 and sixth grade tests required under RCW 28A.230.190 and 28A.230.193.

30 (d) A school district's general fund--state funded units for the  
31 2001-02 school year shall be the sum of the following:

32 (i) The district's full-time equivalent enrollment in grades K-6,  
33 multiplied by the 5-year average 4th grade lowest quartile test results  
34 as adjusted for funding purposes in the school years prior to 1999-  
35 2000, multiplied by 0.92. As the 3rd grade test becomes available, it  
36 shall be phased into the 5-year average on a 1-year lag; and

1 (ii) The district's full-time equivalent enrollment in grades 7-9,  
2 multiplied by the 5-year average 8th grade lowest quartile test results  
3 as adjusted for funding purposes in the school years prior to 1999-  
4 2000, multiplied by 0.92. As the 6th grade test becomes available, it  
5 shall be phased into the 5-year average for these grades on a 1-year  
6 lag; and

7 (iii) The district's full-time equivalent enrollment in grades 10-  
8 11 multiplied by the 5-year average 11th grade lowest quartile test  
9 results, multiplied by 0.92. As the 9th grade test becomes available,  
10 it shall be phased into the 5-year average for these grades on a 1-year  
11 lag; and

12 (iv) If, in the prior school year, the district's percentage of  
13 October headcount enrollment in grades K-12 eligible for free and  
14 reduced price lunch exceeded the state average, subtract the state  
15 average percentage of students eligible for free and reduced price  
16 lunch from the district's percentage and multiply the result by the  
17 district's K-12 annual average full-time equivalent enrollment for the  
18 current school year multiplied by 22.3 percent.

19 (e)(i) A school district's general fund--state funded units for the  
20 2002-03 school year shall be the sum of the following:

21 (A) The district's full-time equivalent enrollment in grades K-6,  
22 multiplied by the 5-year average 4th grade lowest quartile test results  
23 as adjusted for funding purposes in the school years prior to 1999-  
24 2000, multiplied by 0.82. As the 3rd grade test becomes available, it  
25 shall be phased into the 5-year average on a 1-year lag;

26 (B) The district's full-time equivalent enrollment in grades 7-9,  
27 multiplied by the 5-year average 8th grade lowest quartile test results  
28 as adjusted for funding purposes in the school years prior to 1999-  
29 2000, multiplied by 0.82. As the 6th grade test becomes available, it  
30 shall be phased into the 5-year average for these grades on a 1-year  
31 lag; and

32 (C) The district's full-time equivalent enrollment in grades 10-11  
33 multiplied by the 5-year average 11th grade lowest quartile test  
34 results, multiplied by 0.82. As the 9th grade test becomes available,  
35 it shall be phased into the 5-year average for these grades on a 1-year  
36 lag; and

37 (D) If, in the prior school year, the district's percentage of  
38 October headcount enrollment in grades K-12 eligible for free and

1 reduced price lunch exceeded the state average, subtract the state  
2 average percentage of students eligible for free and reduced price  
3 lunch from the district's percentage and multiply the result by the  
4 district's K-12 annual average full-time equivalent enrollment for the  
5 current school year multiplied by 22.3 percent.

6 (ii) In addition to amounts allocated under (a) of this subsection,  
7 the superintendent shall provide additional amounts as follows:

8 (A) For school districts receiving less than a 3.0 percent increase  
9 in federal Title I Part A (basic program) funds, the multiplier in  
10 (i)(A), (B), and (C) of this subsection (e) shall be .92;

11 (B) For school districts not eligible for additional funds under  
12 (b)(i) of this subsection, and whose effective increase in federal  
13 Title I Part A (basic program) funds is less than 3.0 percent after  
14 taking into account the change in the multiplier from .92 to .82, an  
15 additional amount to provide a 3.0 percent increase.

16 (f) School districts may carry over from one year to the next up to  
17 10 percent of general fund--state funds allocated under this program;  
18 however, carryover funds shall be expended for the learning assistance  
19 program.

20 (2) The general fund--federal appropriation in this section is  
21 provided for Title I Part A allocations of the no child left behind act  
22 of 2001.

23 **Sec. 515.** 2002 c 371 s 516 (uncodified) is amended to read as  
24 follows:

|  |                               |
|--|-------------------------------|
| <b>FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--LOCAL ENHANCEMENT FUNDS</b> |                               |
| General Fund--State Appropriation (FY 2002) . . . . .                        | \$19,663,000                  |
| General Fund--State Appropriation (FY 2003) . . . . .                        | <del>(( \$3,541,000 ))</del>  |
|  | <u>\$3,534,000</u>            |
| TOTAL APPROPRIATION . . . . .  | <del>(( \$23,204,000 ))</del> |
|  | <u>\$23,197,000</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 funds  
34 as are necessary to complete the school year ending in the fiscal year  
35 and for prior fiscal year adjustments.

36 (2) Funds are provided for local education program enhancements to

1 meet educational needs as identified by the school district, including  
2 alternative education programs.

3 (3) Allocations for the 2001-02 school year shall be at a maximum  
4 annual rate of \$18.48 per full-time equivalent student. Allocations  
5 shall be made on the monthly apportionment payment schedule provided in  
6 RCW 28A.510.250 and shall be based on school district annual average  
7 full-time equivalent enrollment in grades kindergarten through twelve:  
8 PROVIDED, That for school districts enrolling not more than one hundred  
9 average annual full-time equivalent students, and for small school  
10 plants within any school district designated as remote and necessary  
11 schools, the allocations shall be as follows:

12 (a) Enrollment of not more than sixty average annual full-time  
13 equivalent students in grades kindergarten through six shall generate  
14 funding based on sixty full-time equivalent students;

15 (b) Enrollment of not more than twenty average annual full-time  
16 equivalent students in grades seven and eight shall generate funding  
17 based on twenty full-time equivalent students; and

18 (c) Enrollment of not more than sixty average annual full-time  
19 equivalent students in grades nine through twelve shall generate  
20 funding based on sixty full-time equivalent students.

21 (4) Funding provided pursuant to this section does not fall within  
22 the definition of basic education for purposes of Article IX of the  
23 state Constitution and the state's funding duty thereunder.

24 (5) The superintendent shall not allocate up to one-fourth of a  
25 district's funds under this section if:

26 (a) The district is not maximizing federal matching funds for  
27 medical services provided through special education programs, pursuant  
28 to RCW 74.09.5241 through 74.09.5256 (Title XIX funding); or

29 (b) The district is not in compliance in filing truancy petitions  
30 as required under chapter 312, Laws of 1995 and RCW 28A.225.030.

31 **Sec. 516.** 2002 c 371 s 518 (uncodified) is amended to read as  
32 follows:

33 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR STUDENT ACHIEVEMENT**  
34 **PROGRAM**

35 Student Achievement Fund--State

36 Appropriation (FY 2002) . . . . . \$180,837,000

37 Student Achievement Fund--State

|   |                                   |                                |
|---|-----------------------------------|--------------------------------|
| 1 | Appropriation (FY 2003) . . . . . | (( <del>\$210,312,000</del> )) |
| 2 |                                   | <u>\$210,376,000</u>           |
| 3 | TOTAL APPROPRIATION . . . . .     | (( <del>\$391,149,000</del> )) |
| 4 |                                   | <u>\$391,213,000</u>           |

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

7 (1) The appropriation is allocated for the following uses as  
8 specified in chapter 28A.505 RCW as amended by chapter 3, Laws of 2001  
9 (Initiative Measure No. 728):

10 (a) To reduce class size by hiring certificated elementary  
11 classroom teachers in grades K-4 and paying nonemployee-related costs  
12 associated with those new teachers;

13 (b) To make selected reductions in class size in grades 5-12, such  
14 as small high school writing classes;

15 (c) To provide extended learning opportunities to improve student  
16 academic achievement in grades K-12, including, but not limited to,  
17 extended school year, extended school day, before-and-after-school  
18 programs, special tutoring programs, weekend school programs, summer  
19 school, and all-day kindergarten;

20 (d) To provide additional professional development for educators  
21 including additional paid time for curriculum and lesson redesign and  
22 alignment, training to ensure that instruction is aligned with state  
23 standards and student needs, reimbursement for higher education costs  
24 related to enhancing teaching skills and knowledge, and mentoring  
25 programs to match teachers with skilled, master teachers. The funding  
26 shall not be used for salary increases or additional compensation for  
27 existing teaching duties, but may be used for extended year and extend  
28 day teaching contracts;

29 (e) To provide early assistance for children who need  
30 prekindergarten support in order to be successful in school; or

31 (f) To provide improvements or additions to school building  
32 facilities which are directly related to the class size reductions and  
33 extended learning opportunities under (a) through (c) of this  
34 subsection.

35 (2) Funding for school district student achievement programs shall  
36 be allocated at a maximum rate of \$190.19 per FTE student for the 2001-  
37 02 school year and ((~~\$219.84~~)) \$220.00 per FTE student for the 2002-03  
38 school year. For the purposes of this section and in accordance with

1 RCW 84.52.068, FTE student refers to the annual average full-time  
2 equivalent enrollment of the school district in grades kindergarten  
3 through twelve for the prior school year.

4 (3) The office of the superintendent of public instruction shall  
5 distribute ten percent of the annual allocation to districts each month  
6 for the months of September through June.

(End of part)

PART VI  
HIGHER EDUCATION

Sec. 601. 2002 c 371 s 603 (uncodified) is amended to read as follows:

**FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES**

|  |                              |
|--|------------------------------|
| General Fund--State Appropriation (FY 2002)                  | \$514,141,000                |
| General Fund--State Appropriation (FY 2003)                  | <del>((533,500,000))</del>   |
|  | <u>\$532,851,000</u>         |
| General Fund--Federal Appropriation                          | \$11,404,000                 |
| Administrative Contingency Account--State<br>Appropriation   | \$2,600,000                  |
| College Faculty Awards Trust Account--State<br>Appropriation | \$2,500,000                  |
| Education Savings Account--State<br>Appropriation            | \$4,500,000                  |
| TOTAL APPROPRIATION  | <del>((1,068,645,000))</del> |
|  | <u>\$1,067,996,000</u>       |

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

(1) The technical colleges may increase tuition and fees in excess of the fiscal growth factor to conform with the percentage increase in community college operating fees.

(2) \$2,475,000 of the general fund--state appropriation for fiscal year 2002 and \$5,025,000 of the general fund--state appropriation for fiscal year 2003 are provided solely to increase salaries and related benefits for part-time faculty. The board shall report by December 1 of each fiscal year to the office of financial management and legislative fiscal and higher education committees on (a) the distribution of state funds; (b) wage adjustments for part-time faculty; and (c) progress to achieve the long-term performance targets for each district, with respect to use of part-time faculty, pursuant to the faculty mix study conducted under section 603, chapter 309, Laws of 1999.

(3) \$1,155,000 of the general fund--state appropriation for fiscal year 2002 and \$1,155,000 of the general fund--state appropriation for fiscal year 2003 are provided solely for faculty salary increments and

1 associated benefits and may be used in combination with salary and  
2 benefit savings from faculty turnover to provide faculty salary  
3 increments and associated benefits. To the extent general salary  
4 increase funding is used to pay faculty increments, the general salary  
5 increase shall be reduced by the same amount.

6 (4) \$1,000,000 of the general fund--state appropriation for fiscal  
7 year 2002 and \$1,000,000 of the general fund--state appropriation for  
8 fiscal year 2003 are provided for a program to fund the start-up of new  
9 community and technical college programs in rural counties as defined  
10 under RCW 43.160.020(12) and in communities impacted by business  
11 closures and job reductions. Successful proposals must respond to  
12 local economic development strategies and must include a plan to  
13 continue programs developed with this funding.

14 (5) \$326,000 of the general fund--state appropriation for fiscal  
15 year 2002 and \$640,000 of the general fund--state appropriation for  
16 fiscal year 2003 are provided solely for allocation to twelve college  
17 districts identified in (a) through (l) of this subsection to prepare  
18 students for transfer to the state technology institute at the Tacoma  
19 branch campus of the University of Washington. The appropriations in  
20 this section are intended to supplement, not supplant, general  
21 enrollment allocations by the board to the districts under (a) through  
22 (l) of this subsection:

- 23 (a) Bates Technical College;
- 24 (b) Bellevue Community College;
- 25 (c) Centralia Community College;
- 26 (d) Clover Park Community College;
- 27 (e) Grays Harbor Community College;
- 28 (f) Green River Community College;
- 29 (g) Highline Community College;
- 30 (h) Tacoma Community College;
- 31 (i) Olympic Community College;
- 32 (j) Pierce District;
- 33 (k) Seattle District; and
- 34 (l) South Puget Sound Community College.

35 (6) \$28,761,000 of the general fund--state appropriation for fiscal  
36 year 2002, \$32,761,000 of the general fund--state appropriation for  
37 fiscal year 2003, and the entire administrative contingency account  
38 appropriation are provided solely as special funds for training and



1 related support services, including financial aid, as specified in  
2 chapter 226, Laws of 1993 (employment and training for unemployed  
3 workers).

4 (a) Funding is provided to support up to 7,200 full-time equivalent  
5 students in fiscal year 2002 and up to 8,520 full-time equivalent  
6 students in fiscal year 2003.

7 (b) In directing these resources during the 2001-03 biennium, the  
8 state board for community and technical colleges shall give  
9 considerable attention to the permanent dislocation of workers from  
10 industries facing rapidly rising energy costs, such as direct service  
11 industries.

12 (7) \$1,000,000 of the general fund--state appropriation for fiscal  
13 year 2002 and \$1,000,000 of the general fund--state appropriation for  
14 fiscal year 2003 are provided solely for tuition support for students  
15 enrolled in work-based learning programs.

16 (8) \$567,000 of the general fund--state appropriation for fiscal  
17 year 2002 and \$568,000 of the general fund--state appropriation for  
18 fiscal year 2003 are provided solely for administration and customized  
19 training contracts through the job skills program.

20 (9) \$50,000 of the general fund--state appropriation for fiscal  
21 year 2002 and \$50,000 of the general fund--state appropriation for  
22 fiscal year 2003 are solely for higher education student child care  
23 matching grants under chapter 28B.135 RCW.

24 (10) \$212,000 of the general fund--state appropriation for fiscal  
25 year 2002 and \$212,000 of the general fund--state appropriation for  
26 fiscal year 2003 are provided for allocation to Olympic college. The  
27 college shall contract with accredited baccalaureate institution(s) to  
28 bring a program of upper-division courses to Bremerton. Funds provided  
29 are sufficient to support at least 30 additional annual full-time  
30 equivalent students. The state board for community and technical  
31 colleges shall report to the office of financial management and the  
32 fiscal and higher education committees of the legislature on the  
33 implementation of this subsection by December 1st of each fiscal year.

34 (11) The entire education savings account appropriation is provided  
35 solely to support the development of a multicollge student-centered  
36 online service center for distance learners, including self-service  
37 internet applications and staff support 24 hours per day. Moneys may

1 be allocated by the office of financial management upon certification  
2 that sufficient cash is available beyond the appropriations made for  
3 the 2001-03 biennium for the purposes of common school construction.

4 (12) \$9,500,000 of the general fund--state appropriation for fiscal  
5 year 2003 and the entire college faculty awards trust account  
6 appropriation are provided solely for the purposes of the settlement  
7 costs of *Mader v. State* litigation regarding retirement contributions  
8 on behalf of part-time faculty.

9 **Sec. 602.** 2002 c 371 s 604 (uncodified) is amended to read as  
10 follows:

11 **FOR UNIVERSITY OF WASHINGTON**

|    |   |                                |
|----|---|--------------------------------|
| 12 | General Fund--State Appropriation (FY 2002) . . . . . | \$345,904,000                  |
| 13 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(( \$336,544,000 ))</del> |
| 14 |   | <u>\$333,276,000</u>           |
| 15 | Death Investigations Account--State                   |                                |
| 16 | Appropriation . . . . .                               | \$258,000                      |
| 17 | University of Washington Building Account--           |                                |
| 18 | State Appropriation . . . . .                         | \$1,103,000                    |
| 19 | Accident Account--State Appropriation . . . . .       | \$5,881,000                    |
| 20 | Medical Aid Account--State Appropriation . . . . .    | \$5,937,000                    |
| 21 | TOTAL APPROPRIATION . . . . .                         | <del>(( \$695,627,000 ))</del> |
| 22 |   | <u>\$692,359,000</u>           |

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

25 (1) The university may reallocate 10 percent of newly budgeted  
26 enrollments to campuses other than as specified by the legislature in  
27 section 602 of this act in order to focus on high demand areas. The  
28 university shall report the details of these reallocations to the  
29 office of financial management and the fiscal and higher education  
30 committees of the legislature for monitoring purposes by the 10th day  
31 of the academic quarter that follows the reallocation actions. The  
32 report shall provide details of undergraduate and graduate enrollments  
33 at the main campus and each of the branch campuses.

34 (2) \$2,000,000 of the general fund--state appropriation for fiscal  
35 year 2002 and \$2,000,000 of the general fund--state appropriation for  
36 fiscal year 2003 are provided solely to create a state resource for  
37 technology education in the form of an institute located at the

1 University of Washington, Tacoma. It is the intent of the legislature  
2 that at least ninety-nine of the full-time equivalent enrollments  
3 allocated to the university's Tacoma branch campus for the 2002-03  
4 academic year may be used to establish the technology institute. The  
5 university will expand undergraduate and graduate degree programs  
6 meeting regional technology needs including, but not limited to,  
7 computing and software systems. As a condition of these  
8 appropriations:

9 (a) The university will work with the state board for community and  
10 technical colleges, or individual colleges where necessary, to  
11 establish articulation agreements in addition to the existing associate  
12 of arts and associate of science transfer degrees. Such agreements  
13 shall improve the transferability of students and in particular,  
14 students with substantial applied information technology credits.

15 (b) The university will establish performance measures for  
16 recruiting, retaining and graduating students, including nontraditional  
17 students, and report back to the governor and legislature by September  
18 2002 as to its progress and future steps.

19 (3) \$150,000 of the general fund--state appropriation for fiscal  
20 year 2002 and \$150,000 of the general fund--state appropriation for  
21 fiscal year 2003 are provided solely for research faculty clusters in  
22 the advanced technology initiative program.

23 (4) The department of environmental health shall report to the  
24 legislature the historical, current, and anticipated use of funds  
25 provided from the accident and medical aid accounts. The report shall  
26 be submitted prior to the convening of the 2002 legislative session.

27 (5) \$258,000 of the death investigations account appropriation is  
28 provided solely for the forensic pathologist fellowship program.

29 (6) \$150,000 of the general fund--state appropriation for fiscal  
30 year 2002 and \$150,000 of the general fund--state appropriation for  
31 fiscal year 2003 are provided solely for the implementation of the  
32 Puget Sound work plan and agency action item UW-01.

33 (7) \$75,000 of the general fund--state appropriation for fiscal  
34 year 2002 and \$75,000 of the general fund--state appropriation for  
35 fiscal year 2003 are provided solely for the Olympic natural resource  
36 center.

37 (8) \$50,000 of the general fund--state appropriations are provided

1 solely for the school of medicine to conduct a survey designed to  
2 evaluate characteristics, factors and probable causes for the high  
3 incidence of multiple sclerosis cases in Washington state.

4 (9) \$1,103,000 of the University of Washington building account--  
5 state appropriation is provided solely for the repair and  
6 reconstruction of the Urban Horticulture Center (Merrill Hall).

7 **Sec. 603.** 2002 c 371 s 605 (uncodified) is amended to read as  
8 follows:

9 **FOR WASHINGTON STATE UNIVERSITY**

|    |   |                               |
|----|---|-------------------------------|
| 10 | General Fund--State Appropriation (FY 2002) . . . . . | \$201,362,000                 |
| 11 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(((\$195,533,000))</del> |
| 12 |   | <u>\$193,561,000</u>          |
| 13 | TOTAL APPROPRIATION . . . . .                         | <del>(((\$396,895,000))</del> |
| 14 |   | <u>\$394,923,000</u>          |

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

17 (1) The university may reallocate 10 percent of newly budgeted  
18 enrollments to campuses other than specified by the legislature in  
19 section 602 of this act in order to focus on high demand areas. The  
20 university will report the details of these reallocations to the office  
21 of financial management and the fiscal and higher education committees  
22 of the legislature for monitoring purposes by the 10th day of the  
23 academic quarter that follows the reallocation actions. The report  
24 will provide details of undergraduate and graduate enrollments at the  
25 main campus and each of the branch campuses.

26 (2) \$150,000 of the general fund--state appropriation for fiscal  
27 year 2002 and \$150,000 of the general fund--state appropriation for  
28 fiscal year 2003 are provided solely for research faculty clusters in  
29 the advanced technology initiative program.

30 (3) \$165,000 of the general fund--state appropriation for fiscal  
31 year 2002 and \$166,000 of the general fund--state appropriation for  
32 fiscal year 2003 are provided solely for the implementation of the  
33 Puget Sound work plan and agency action item WSU-01.

34 **Sec. 604.** 2002 c 371 s 606 (uncodified) is amended to read as  
35 follows:

1 **FOR EASTERN WASHINGTON UNIVERSITY**

|   |   |                           |
|---|---|---------------------------|
| 2 | General Fund--State Appropriation (FY 2002) . . . . . | \$45,517,000              |
| 3 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$44,174,000)</del> |
| 4 |   | <u>\$43,665,000</u>       |
| 5 | TOTAL APPROPRIATION . . . . .                         | <del>(\$89,691,000)</del> |
| 6 |   | <u>\$89,182,000</u>       |

7 **Sec. 605.** 2002 c 371 s 607 (uncodified) is amended to read as  
8 follows:

9 **FOR CENTRAL WASHINGTON UNIVERSITY**

|    |   |                           |
|----|---|---------------------------|
| 10 | General Fund--State Appropriation (FY 2002) . . . . . | \$44,147,000              |
| 11 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$42,149,000)</del> |
| 12 |   | <u>\$41,371,000</u>       |
| 13 | TOTAL APPROPRIATION . . . . .                         | <del>(\$86,296,000)</del> |
| 14 |   | <u>\$85,518,000</u>       |

15 The appropriations in this section are subject to the following  
16 conditions and limitations: \$700,000 of the general fund--state  
17 appropriation for fiscal year 2002 is provided solely for the  
18 development and implementation of the university's enrollment  
19 stabilization recovery and growth plan. The university shall report  
20 back to the fiscal committees of the legislature, the office of  
21 financial management, and the higher education coordinating board at  
22 the end of each fiscal year with details of its actions and progress.

23 **Sec. 606.** 2002 c 371 s 608 (uncodified) is amended to read as  
24 follows:

25 **FOR THE EVERGREEN STATE COLLEGE**

|    |   |                           |
|----|---|---------------------------|
| 26 | General Fund--State Appropriation (FY 2002) . . . . . | \$25,325,000              |
| 27 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$24,474,000)</del> |
| 28 |   | <u>\$24,109,000</u>       |
| 29 | TOTAL APPROPRIATION . . . . .                         | <del>(\$49,799,000)</del> |
| 30 |   | <u>\$49,434,000</u>       |

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

33 (1) ~~((+2))~~ \$75,000 of the general fund--state appropriation for  
34 fiscal year 2002 is provided solely for the institute for public policy  
35 to complete studies of services described in section 202(1), chapter 1,  
36 Laws of 2000 2nd sp. sess.

1        ~~((3))~~ (2) \$11,000 of the general fund--state appropriation for  
2 fiscal year 2002 and \$54,000 of the general fund--state appropriation  
3 for fiscal year 2003 are provided solely for the institute for public  
4 policy to conduct an outcome evaluation pursuant to Substitute Senate  
5 Bill No. 5416 (drug-affected infants). The institute shall provide a  
6 report to the fiscal, health, and human services committees of the  
7 legislature by December 1, 2003. If the bill is not enacted by June  
8 30, 2001, the amounts provided in this subsection shall be used to  
9 evaluate outcomes across state health and social service pilot projects  
10 and other national models involving women who have given birth to a  
11 drug-affected infant, comparing gains in positive birth outcomes for  
12 resources invested, in which case the institute's findings and  
13 recommendations will be provided by November 15, 2002.

14        ~~((4))~~ (3) \$11,000 of the general fund--state appropriation for  
15 fiscal year 2002 and \$33,000 of the general fund--state appropriation  
16 for fiscal year 2003 are provided solely for the institute for public  
17 policy to evaluate partnership grant programs for alternative teacher  
18 certification pursuant to Engrossed Second Substitute Senate Bill No.  
19 5695. An interim report shall be provided to the fiscal and education  
20 committees of the legislature by December 1, 2002, and a final report  
21 by December 1, 2004.

22        ~~((5))~~ (4) \$60,000 of the general fund--state appropriation for  
23 fiscal year 2002 is provided solely for the institute for public policy  
24 to examine options for revising the state's funding formula for the  
25 learning assistance program to enhance accountability for school  
26 performance in meeting education reform goals. The institute shall  
27 submit its report to the appropriate legislative fiscal and policy  
28 committees by June 30, 2002.

29        ~~((6))~~ (5) \$50,000 of the general fund--state appropriation for  
30 fiscal year 2002 is provided solely for the institute for public policy  
31 to study the prevalence and needs of families who are raising related  
32 children. The study shall compare services and policies of Washington  
33 state with other states that have a high rate of kinship care  
34 placements in lieu of foster care placements. The study shall identify  
35 possible changes in services and policies that are likely to increase  
36 appropriate kinship care placements. A report shall be provided to the  
37 fiscal and human services committees of the legislature by June 1,  
38 2002.

1        ~~((7))~~ (6) \$35,000 of the general fund--state appropriation for  
2 fiscal year 2002 and \$15,000 of the general fund--state appropriation  
3 for fiscal year 2003 are provided solely for the institute for public  
4 policy to examine various educational delivery models for providing  
5 services and education for students through the Washington state school  
6 for the deaf. The institute's report, in conjunction with the capacity  
7 planning study from the joint legislative audit and review committee,  
8 shall be submitted to the fiscal committees of the legislature by  
9 September 30, 2002.

10        ~~((8))~~ (7) \$30,000 of the general fund--state appropriation for  
11 fiscal year 2002 is provided solely for the institute for public policy  
12 to examine the structure, policies, and recent experience in states  
13 where welfare recipients may attend college full-time as their required  
14 TANF work activity. The institute will provide findings and recommend  
15 how Washington could consider adding this feature in a targeted, cost-  
16 neutral manner that would complement the present-day WorkFirst efforts  
17 and caseload. The institute shall provide a report to the human  
18 services, higher education, and fiscal committees of the legislature by  
19 November 15, 2001.

20        ~~((9))~~ (8) \$75,000 of the general fund--state appropriation for  
21 fiscal year 2002 and \$75,000 of the general fund--state appropriation  
22 for fiscal year 2003 are provided solely for the institute for public  
23 policy to research and evaluate strategies for constraining the growth  
24 in state health expenditures. Specific research topics, approaches,  
25 and timelines shall be identified in consultation with the fiscal  
26 committees of the legislature.

27        ~~((10))~~ (9) \$100,000 of the general fund--state appropriation for  
28 fiscal year 2002 is provided solely for the institute for public policy  
29 to conduct a comprehensive review of the costs and benefits of existing  
30 juvenile crime prevention and intervention programs. This evaluation  
31 shall also consider what changes could result in more cost-effective  
32 and efficient funding for juvenile crime prevention and intervention  
33 programs presently supported with state funds. The institute for  
34 public policy shall report its findings and recommendations to the  
35 appropriate legislative fiscal and policy committees by October 1,  
36 2002.

1 **Sec. 607.** 2002 c 371 s 609 (uncodified) is amended to read as  
2 follows:

3 **FOR WESTERN WASHINGTON UNIVERSITY**

|   |   |                            |
|---|---|----------------------------|
| 4 | General Fund--State Appropriation (FY 2002) . . . . . | \$59,732,000               |
| 5 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$58,418,000)</del>  |
| 6 |   | <u>\$57,863,000</u>        |
| 7 | TOTAL APPROPRIATION . . . . .                         | <del>(\$118,150,000)</del> |
| 8 |   | <u>\$117,595,000</u>       |

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

11 ~~((+1))~~ \$753,000 of the general fund--state appropriation for  
12 fiscal year 2002 and \$980,400 of the general fund--state appropriation  
13 for fiscal year 2003 are provided solely for the operations of the  
14 North Snohomish, Island, Skagit (NSIS) higher education consortium.

15 **Sec. 608.** 2002 c 371 s 610 (uncodified) is amended to read as  
16 follows:

17 **FOR THE HIGHER EDUCATION COORDINATING BOARD--POLICY COORDINATION AND**  
18 **ADMINISTRATION**

|    |   |                          |
|----|---|--------------------------|
| 19 | General Fund--State Appropriation (FY 2002) . . . . . | \$2,345,000              |
| 20 | General Fund--State Appropriation (FY 2003) . . . . . | <del>(\$2,288,000)</del> |
| 21 |   | <u>\$2,259,000</u>       |
| 22 | General Fund--Federal Appropriation . . . . .         | \$636,000                |
| 23 | TOTAL APPROPRIATION . . . . .                         | <del>(\$5,269,000)</del> |
| 24 |   | <u>\$5,240,000</u>       |

25 The appropriations in this section are provided to carry out the  
26 policy coordination, planning, studies and administrative functions of  
27 the board and are subject to the following conditions and limitations:

28 (1) \$150,000 of the general fund--state appropriation for fiscal  
29 year 2002 and \$150,000 of the general fund--state appropriation for  
30 fiscal year 2003 are provided solely to continue the teacher training  
31 pilot program pursuant to chapter 177, Laws of 1999.

32 (2) \$105,000 of the general fund--state appropriation for fiscal  
33 year 2002 and \$245,000 of the general fund--state appropriation for  
34 fiscal year 2003 are provided solely to continue a demonstration  
35 project to improve rural access to post-secondary education by bringing  
36 distance learning technologies into Jefferson county.



1        **Sec. 609.** 2002 c 371 s 612 (uncodified) is amended to read as  
 2 follows:

3 **FOR THE WORK FORCE TRAINING AND EDUCATION COORDINATING BOARD**

|   |   |           |                               |
|---|---|-----------|-------------------------------|
| 4 | General Fund--State Appropriation (FY 2002) | . . . . . | \$1,762,000                   |
| 5 | General Fund--State Appropriation (FY 2003) | . . . . . | (( <del>\$1,633,000</del> ))  |
| 6 |   |           | <u>\$1,629,000</u>            |
| 7 | General Fund--Federal Appropriation         | . . . . . | \$44,987,000                  |
| 8 | TOTAL APPROPRIATION                         | . . . . . | (( <del>\$48,382,000</del> )) |
| 9 |   |           | <u>\$48,378,000</u>           |

10        The appropriations in this section are subject to the following  
 11 conditions and limitations: \$500,000 of the general fund--state  
 12 appropriation for fiscal year 2002 and \$500,000 of the general fund--  
 13 state appropriation for fiscal year 2003 are provided solely for the  
 14 operations and development of the inland northwest technology education  
 15 center (INTEC) as a regional resource and model for the rapid  
 16 deployment of skilled workers trained in the latest technologies for  
 17 Washington. The board shall serve as an advisor to and fiscal agent  
 18 for INTEC, and will report back to the governor and legislature by  
 19 September 2002 as to the progress and future steps for INTEC as this  
 20 new public-private partnership evolves.

21        **Sec. 610.** 2002 c 371 s 616 (uncodified) is amended to read as  
 22 follows:

23 **FOR THE WASHINGTON STATE HISTORICAL SOCIETY**

|    |   |           |                              |
|----|---|-----------|------------------------------|
| 24 | General Fund--State Appropriation (FY 2002) | . . . . . | \$2,899,000                  |
| 25 | General Fund--State Appropriation (FY 2003) | . . . . . | (( <del>\$3,035,000</del> )) |
| 26 |   |           | <u>\$2,952,000</u>           |
| 27 | TOTAL APPROPRIATION                         | . . . . . | (( <del>\$5,934,000</del> )) |
| 28 |   |           | <u>\$5,851,000</u>           |

29        The appropriations in this section are subject to the following  
 30 conditions and limitations: \$90,000 of the general fund--state  
 31 appropriation for fiscal year 2002 and \$285,000 of the general fund--  
 32 state appropriation for fiscal year 2003 are provided solely for  
 33 activities related to the Lewis and Clark Bicentennial.

34        **Sec. 611.** 2002 c 371 s 617 (uncodified) is amended to read as  
 35 follows:

1 **FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY**

2 General Fund--State Appropriation (FY 2002) . . . . . \$1,674,000

3 General Fund--State Appropriation (FY 2003) . . . . . (~~(\$1,489,000)~~)

4 \$1,447,000

5 TOTAL APPROPRIATION . . . . . (~~(\$3,163,000)~~)

6 \$3,121,000

7 **Sec. 612.** 2002 c 371 s 619 (uncodified) is amended to read as  
8 follows:

9 **FOR THE STATE SCHOOL FOR THE DEAF**

10 General Fund--State Appropriation (FY 2002) . . . . . \$7,395,000

11 General Fund--State Appropriation (FY 2003) . . . . . (~~(\$7,751,000)~~)

12 \$7,698,000

13 General Fund--Private/Local Appropriation . . . . . \$232,000

14 TOTAL APPROPRIATION . . . . . (~~(\$15,378,000)~~)

15 \$15,325,000

16 The appropriations in this section are subject to the following  
17 conditions and limitations: \$250,000 of the general fund--state  
18 appropriation for fiscal year 2003 is provided solely for additional  
19 staffing and other student safety measures at the school. The school  
20 will hire six additional staff, increase staff communications and  
21 accessibility, and implement a training program to enhance staff  
22 members' abilities to work with at-risk youth.

(End of part)

PART VII  
SPECIAL APPROPRIATIONS

Sec. 701. 2002 c 371 s 701 (uncodified) is amended to read as follows:

**FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT LIMIT**

|  |                              |
|--|------------------------------|
| General Fund--State Appropriation (FY 2002)              | \$576,097,000                |
| General Fund--State Appropriation (FY 2003)              | <del>(\$622,540,000)</del>   |
|  | <u>\$582,500,000</u>         |
| State Building Construction Account--State               |                              |
| Appropriation  | <del>(\$7,999,000)</del>     |
|  | <u>\$3,882,000</u>           |
| <u>Debt-Limit General Fund Bond Retirement Account--</u> |                              |
| <u>State Appropriation</u>                               | <u>\$400,000</u>             |
| Debt-Limit Reimbursable Bond Retire Account--            |                              |
| State Appropriation                                      | \$2,591,000                  |
| State Taxable Building Construction Account--            |                              |
| State Appropriation                                      | <del>(\$496,000)</del>       |
|  | <u>\$59,000</u>              |
| TOTAL APPROPRIATION                                      | <del>(\$1,209,723,000)</del> |
|  | <u>\$1,165,529,000</u>       |

The appropriations in this section are subject to the following conditions and limitations: The general fund appropriations are for deposit into the debt-limit general fund bond retirement account. The appropriation for fiscal year ~~((2002))~~ 2003 shall be deposited in the debt-limit general fund bond retirement account by June 30, ~~((2002))~~ 2003.

Sec. 702. 2002 c 371 s 703 (uncodified) is amended to read as follows:

**FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR GENERAL OBLIGATION DEBT TO BE REIMBURSED AS PRESCRIBED BY STATUTE**

|   |              |
|---|--------------|
| General Fund--State Appropriation (FY 2002) | \$24,542,000 |
| General Fund--State Appropriation (FY 2003) | \$26,706,000 |
| Capitol Historic District Construction      |              |

|    |  |                                |
|----|--|--------------------------------|
| 1  | Account--State Appropriation . . . . .               | (( <del>\$454,000</del> ))     |
| 2  |  | <u>\$108,000</u>               |
| 3  | Higher Education Construction Account--State         |                                |
| 4  | Appropriation . . . . .                              | (( <del>\$499,000</del> ))     |
| 5  |  | <u>\$330,000</u>               |
| 6  | State Higher Education Construction Account--        |                                |
| 7  | State Appropriation . . . . .                        | (( <del>\$50,000</del> ))      |
| 8  |  | <u>\$33,000</u>                |
| 9  | State Vehicle Parking Account--State                 |                                |
| 10 | Appropriation . . . . .                              | (( <del>\$100,000</del> ))     |
| 11 |  | <u>\$1,000</u>                 |
| 12 | Nondebt-Limit Reimbursable Bond Retirement Account-- |                                |
| 13 | State Appropriation . . . . .                        | (( <del>\$128,043,000</del> )) |
| 14 |  | <u>\$124,199,000</u>           |
| 15 | TOTAL APPROPRIATION . . . . .                        | (( <del>\$180,394,000</del> )) |
| 16 |  | <u>\$175,919,000</u>           |

17 The appropriations in this section are subject to the following  
18 conditions and limitations: The general fund appropriation is for  
19 deposit into the nondebt-limit general fund bond retirement account.

20 **Sec. 703.** 2002 c 371 s 704 (uncodified) is amended to read as  
21 follows:

22 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND**  
23 **REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES**

|    |   |                              |
|----|---|------------------------------|
| 24 | General Fund--State Appropriation (FY 2002) . . . . . | \$567,000                    |
| 25 | General Fund--State Appropriation (FY 2003) . . . . . | \$658,000                    |
| 26 | Higher Education Construction Account--State          |                              |
| 27 | Appropriation . . . . .                               | (( <del>\$77,000</del> ))    |
| 28 |   | <u>\$54,000</u>              |
| 29 | State Higher Education Construction Account--         |                              |
| 30 | State Appropriation . . . . .                         | (( <del>\$42,000</del> ))    |
| 31 |   | <u>\$5,000</u>               |
| 32 | State Building Construction Account--State            |                              |
| 33 | Appropriation . . . . .                               | (( <del>\$1,488,000</del> )) |
| 34 |   | <u>\$667,000</u>             |
| 35 | State Vehicle Parking Account--State                  |                              |
| 36 | Appropriation . . . . .                               | (( <del>\$10,000</del> ))    |
| 37 |   | <u>\$1,000</u>               |

1 Capitol Historic District Construction  
 2 Account--State Appropriation . . . . . ((~~\$130,000~~))  
 3 \$22,000  
 4 State Taxable Building Construction Account--  
 5 State Appropriation . . . . . ((~~\$50,000~~))  
 6 \$51,000  
 7 TOTAL APPROPRIATION . . . . . ((~~\$3,022,000~~))  
 8 \$2,025,000

9 **Sec. 704.** 2002 c 371 s 712 (uncodified) is amended to read as  
 10 follows:

11 **FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--CONTRIBUTIONS TO**  
 12 **RETIREMENT SYSTEMS.** The appropriations in this section are subject to  
 13 the following conditions and limitations: The appropriations for the  
 14 law enforcement officers' and fire fighters' retirement system shall be  
 15 made on a monthly basis beginning July 1, 2001, consistent with chapter  
 16 41.45 RCW, and the appropriations for the judges and judicial  
 17 retirement systems shall be made on a quarterly basis consistent with  
 18 chapters 2.10 and 2.12 RCW.

19 (1) There is appropriated for state contributions to the law  
 20 enforcement officers' and fire fighters' retirement system:  
 21 General Fund--State Appropriation (FY 2002) . . . . . \$15,437,000  
 22 General Fund--State Appropriation (FY 2003) . . . . . ((~~\$16,208,000~~))  
 23 \$16,440,000

24 The appropriations in this subsection are subject to the following  
 25 conditions and limitations: The appropriations include reductions to  
 26 reflect savings resulting from the implementation of state pension  
 27 contribution rates effective April 1, 2002, as provided in House Bill  
 28 No. 2782.

29 (2) There is appropriated for contributions to the judicial  
 30 retirement system:  
 31 General Fund--State Appropriation (FY 2002) . . . . . \$6,000,000  
 32 General Fund--State Appropriation (FY 2003) . . . . . \$6,000,000

33 (3) There is appropriated for contributions to the judges  
 34 retirement system:  
 35 General Fund--State Appropriation (FY 2002) . . . . . \$250,000  
 36 General Fund--State Appropriation (FY 2003) . . . . . \$250,000

1 TOTAL APPROPRIATION . . . . . ((~~\$44,145,000~~))  
2 \$44,377,000

3 NEW SECTION. Sec. 705. A new section is added to 2001 2nd sp.s.  
4 c 7 (uncodified) to read as follows:

5 **AGENCY EXPENDITURES FOR TRAVEL, EQUIPMENT, AND PERSONAL SERVICE**  
6 **CONTRACTS.** From the effective date of this act until the conclusion  
7 of the fiscal biennium ending June 30, 2003, state agencies shall not  
8 execute any new personal service contracts, purchase any new equipment,  
9 or conduct any discretionary travel unless the expenditures are  
10 necessary to meet contractual obligations, would result in loss of  
11 state resources, or would cause increased expenditures in the  
12 subsequent biennium.

13 The office of financial management shall uniformly reduce  
14 allotments for all agencies for personal service contracts, goods and  
15 services, and capital outlays by \$6,000,000 from 2001-03 biennial  
16 general fund appropriations and \$6,000,000 from appropriations from  
17 other funds. \$5,000,000 of the general fund allotment reduction and  
18 \$5,000,000 of the other funds allotment reduction shall be placed in  
19 unallotted status and remain unexpended. \$1,000,000 of the general fund  
20 allotment reduction and \$1,000,000 of the other funds allotment  
21 reduction are hereby appropriated to the governor to be used on an  
22 emergency basis to allocate to state agencies to fund critically  
23 necessary travel, equipment, and personal service contracts that cannot  
24 be funded from an agency's existing expenditure authority.

25 NEW SECTION. Sec. 706. A new section is added to 2001 2nd sp.s.  
26 c 7 (uncodified) to read as follows:

27 **STATE EMPLOYMENT.** (1) From the effective date of this act until  
28 the conclusion of the fiscal biennium ending June 30, 2003, and  
29 consistent with the governor's executive directive no. 02-04, state  
30 agencies of the executive branch shall not establish new staff  
31 positions except as specifically authorized by this supplemental  
32 appropriations act or fill vacant existing staff positions except as  
33 specifically authorized by this section.

34 (2) Public safety agencies may fill two-thirds of staff positions  
35 becoming vacant; all other agencies may fill two-fifths of vacant

1 positions. In filling vacant positions pursuant to this subsection,  
2 agencies shall place the highest priority on front-line positions  
3 engaged in service delivery to the public.

4 (3) Exceptions to subsections (1) and (2) of this section may be  
5 granted only by the governor and only for critical or emergent  
6 situations that threaten public health or safety, as determined by the  
7 governor. The governor shall notify the legislative fiscal committees  
8 within ten days of the granting of any exception under this subsection.

9 (4) An agency shall implement a reduction in force if the actions  
10 required by subsection (1) and (2) of this section are insufficient to  
11 meet the specific staff reductions required by the appropriations  
12 revisions enacted in this supplemental appropriations act, as such  
13 staff reductions are reflected in LEAP Document 25, a computerized  
14 tabulation of FTE staff reductions developed by the legislative  
15 evaluation and accountability program committee on January . . . , 2003,  
16 at . . . hours.

17 (5) This section applies to all agencies of the executive branch,  
18 including all boards, commissions, institutions of higher education,  
19 and agencies headed by elected officials. This section does not apply  
20 to faculty positions at the institutions of higher education. It is  
21 the intent of the legislature that agencies of the legislative and  
22 judicial branches of state government shall also observe the employment  
23 policies established by this section, subject to such procedures as may  
24 be adopted by the legislative and judicial branches, respectively.

25 **Sec. 707.** 2002 c 371 s 726 (uncodified) is amended to read as  
26 follows:

27 **FOR SUNDRY CLAIMS.** The following sums, or so much thereof as may  
28 be necessary, are appropriated from the general fund, unless otherwise  
29 indicated, for relief of various individuals, firms, and corporations  
30 for sundry claims. These appropriations are to be disbursed on  
31 vouchers approved by the director of (~~general administration~~)  
32 financial management, except as otherwise provided, as follows:

- 33 (1) Reimbursement of criminal defendants acquitted on the basis of  
34 self-defense, pursuant to RCW 9A.16.110:
  - 35 (a) Eythor Westman, claim number SCJ 02-01 . . . . . \$7,000
  - 36 (b) Stacey Julian, claim number SCJ 02-02 . . . . . \$59,136
  - 37 (c) Christopher Denney, claim number SCJ 02-03 . . . . . \$11,598

|    |   |                |
|----|---|----------------|
| 1  | (d) Onofre Vazquez, claim number SCJ 02-04 . . . . .            | \$200          |
| 2  | (e) William Voorhies, claim number SCJ 02-05 . . . . .          | \$3,694        |
| 3  | (f) Glenn Rowlison, claim number SCJ 02-06 . . . . .            | \$14,395       |
| 4  | (g) Frankie Doerr, claim number SCJ 02-07 . . . . .             | \$9,100        |
| 5  | (h) Ralph Howard, claim number SCJ 00-09 . . . . .              | \$99,497       |
| 6  | (i) Johnny Adams, claim number SCJ 01-17 . . . . .              | \$11,916       |
| 7  | (j) Shane Mathus, claim number SCJ 02-08 . . . . .              | \$13,043       |
| 8  | (k) Timothy Farnam, claim number SCJ 02-09 . . . . .            | \$21,822       |
| 9  | (l) Rebecca Williams, claim number SCJ 02-10 . . . . .          | \$2,241        |
| 10 | (m) Stewart Bailey, claim number SCJ 02-11 . . . . .            | \$4,186        |
| 11 | (n) Aaron Knaack, claim number SCJ 02-13 . . . . .              | \$4,330        |
| 12 | (o) Jacob Clark, claim number SCJ 02-14 . . . . .               | \$11,613       |
| 13 | <u>(p) Victor Stanculescu, claim number SCJ 03-01 . . . . .</u> | <u>\$6,696</u> |
| 14 | <u>(q) Darin Tidball, claim number SCJ 03-02 . . . . .</u>      | <u>\$4,125</u> |
| 15 | <u>(r) Keith Dusky, claim number SCJ 03-03 . . . . .</u>        | <u>\$2,065</u> |
| 16 | <u>(s) Carmen Cornell, claim number SCJ 03-04 . . . . .</u>     | <u>\$8,128</u> |
| 17 | <u>(t) Wesley Roggenkamp, claim number SCJ 03-05 . . . . .</u>  | <u>\$3,918</u> |
| 18 | <u>(u) Philip Athanas, claim number SCJ 03-06 . . . . .</u>     | <u>\$5,810</u> |
| 19 | <u>(v) Thomas Tollifson, claim number SCJ 03-07 . . . . .</u>   | <u>\$2,500</u> |

20 (2) Payment from the state wildlife account for damage to crops by  
21 wildlife, pursuant to RCW 77.36.050:

|    |   |                 |
|----|---|-----------------|
| 22 | (a) Ronald Palmer, claim number SCG 02-01 . . . . .         | \$1,522         |
| 23 | (b) Keith Morris, claim number SCG 02-02 . . . . .          | \$1,315         |
| 24 | (c) Edgar Roush, claim number SCG 02-03 . . . . .           | \$1,459         |
| 25 | <u>(d) Kieth Nelson, claim number SCG 03-01 . . . . .</u>   | <u>\$2,765</u>  |
| 26 | <u>(e) Alton Haymaker, claim number SCG 03-02 . . . . .</u> | <u>\$40</u>     |
| 27 | <u>(f) Circle S Landscape Supplies, SCG 03-04 . . . . .</u> | <u>\$12,944</u> |

28 (3) Payment from the state general fund for death benefit claims to  
29 the estate of an employee of any state agency or higher education  
30 institution not otherwise provided a death benefit through coverage  
31 under their enrolled retirement system, pursuant to section 715,  
32 chapter 7, Laws of 2001:

|    |  |                  |
|----|--|------------------|
| 33 | <u>(a) Ok Chin Erdman, claim number SCO 03-08 . . . . .</u>  | <u>\$150,000</u> |
| 34 | <u>(b) Baardson Estate, claim number SCO 03-10 . . . . .</u> | <u>\$150,000</u> |
| 35 | <u>(c) Lori Coss, claim number SCO 03-22 . . . . .</u>       | <u>\$150,000</u> |

36 NEW SECTION. Sec. 708. A new section is added to 2001 2nd sp.s.  
37 c 7 (uncodified) to read as follows:



1 **FOR THE EMERGENCY MEDICAL SERVICES AND TRAUMA CARE SYSTEM TRUST**  
2 **ACCOUNT**

3 General Fund--State Appropriation (FY 2003) . . . . . \$1,200,000

4       The appropriation in this section is provided solely for deposit in  
5 the emergency medical services and trauma care system trust account.

(End of part)

PART VIII

OTHER TRANSFERS AND APPROPRIATIONS

Sec. 801. 2002 c 371 s 802 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--TRANSFERS

For transfers in this section to the state general fund, pursuant to RCW 43.135.035(5), the state expenditure limit shall be increased by the amount of the transfer. The increase shall occur in the fiscal year in which the transfer occurs.

Public Facilities Construction Loan and

Grant Revolving Account: For transfer

to the digital government revolving account

on or before December 31, 2001 . . . . . \$1,418,456

Financial Services Regulation Fund: To be

transferred from the financial services

regulation fund to the digital government

revolving account during the period

between July 1, 2001, and December 31,

2001 . . . . . \$2,000,000

Local Toxics Control Account: For transfer

to the state toxics control account.

Transferred funds will be utilized

for methamphetamine lab cleanup, to

address areawide soil contamination

problems, and clean up contaminated

sites as part of the clean sites

initiative . . . . . \$6,000,000

State Toxics Control Account: For transfer

to the water quality account for water

quality related projects funded in the

capital budget . . . . . \$9,000,000

General Fund: For transfer to the flood

control assistance account . . . . . \$4,000,000

Water Quality Account: For transfer to the

water pollution control account. Transfers

shall be made at intervals coinciding with

1 deposits of federal capitalization grant  
2 money into the account. The amounts  
3 transferred shall not exceed the match  
4 required for each federal deposit . . . . . \$12,564,487  
5 Health Services Account: For transfer  
6 to the water quality account . . . . . \$6,447,500  
7 State Treasurer's Service Account: For  
8 transfer to the general fund on or  
9 before June 30, 2003, an amount in excess  
10 of the cash requirements of the state  
11 treasurer's service account. Pursuant to  
12 RCW 43.135.035(5), the state expenditure  
13 limit shall be increased by \$4,000,000 in  
14 fiscal year 2002 and by \$8,393,000 in fiscal  
15 year 2003 to reflect this transfer . . . . . ((~~\$12,393,000~~))  
16 \$21,393,000  
17 Public Works Assistance Account: For  
18 transfer to the drinking water  
19 assistance account . . . . . \$7,700,000  
20 Tobacco Settlement Account: For transfer  
21 to the health services account, in an  
22 amount not to exceed the actual balance  
23 of the tobacco settlement account . . . . . \$256,700,000  
24 General Fund: For transfer to the water quality  
25 account . . . . . \$60,821,172  
26 Health Services Account: For  
27 transfer to the state general fund  
28 by June 30, 2002. Pursuant to RCW  
29 43.135.035(5), the state expenditure  
30 limit shall be increased in fiscal  
31 year 2002 to reflect this transfer . . . . . \$150,000,000  
32 Multimodal Transportation Account: For  
33 transfer to the state general fund  
34 by June 30, 2002. Pursuant to RCW  
35 43.135.035(5), the state expenditure  
36 limit shall be increased in fiscal  
37 year 2002 to reflect this transfer . . . . . \$70,000,000  
38 Health Service Account: For transfer

1 to the violence reduction and drug  
2 enforcement account . . . . . \$6,497,500  
3 Gambling Revolving Account: For transfer  
4 to the state general fund, . . . . . \$2,000,000  
5 for fiscal year 2002 and \$450,000 for  
6 fiscal year 2003 . . . . . \$2,450,000  
7 (~~Horticultural Districts Account: For transfer~~  
8 ~~to the fruit and vegetable inspection~~  
9 ~~account . . . . . \$11,075,000~~  
10 ~~Agricultural Local Account: For~~  
11 ~~transfer to the fruit and vegetable~~  
12 ~~inspection account . . . . . \$605,000~~ ) )  
13 Nisqually Earthquake Account: For transfer to  
14 the disaster response account for fire  
15 suppression and mobilization costs . . . . . \$32,802,000  
16 Enhanced 911 Account: For transfer to  
17 the state general fund for fiscal  
18 year 2003 . . . . . \$6,000,000  
19 Clarke-McNary Fund: For transfer to the  
20 state general fund for fiscal year 2002 . . . . . \$4,000,000  
21 State Drought Preparedness Account: For  
22 transfer to the state general fund for  
23 fiscal year 2002 . . . . . \$3,000,000  
24 Financial Services Regulation Fund: For  
25 transfer to the state general fund,  
26 \$2,250,000 for fiscal year 2002 and  
27 \$357,000 for fiscal year 2003 . . . . . \$2,607,000  
28 Industrial Insurance Premium Refund Account:  
29 For transfer to the state general fund  
30 for fiscal year 2002 . . . . . \$1,000,000  
31 Liquor Control Board Construction and  
32 Maintenance Account: For transfer  
33 to the state general fund for fiscal  
34 year 2003 . . . . . \$504,000  
35 Liquor Revolving Account: For transfer  
36 to the state general fund for fiscal  
37 year 2003 . . . . . \$2,059,000  
38 Lottery Administrative Account: For transfer

1       to the state general fund for fiscal  
2       year 2003 . . . . . \$335,000  
3   Emergency Medical Services and Trauma Care  
4       System Trust Account: For transfer  
5       to the state general fund for fiscal  
6       year 2002 . . . . . \$6,000,000  
7   Public Service Revolving Account: For transfer  
8       to the state general fund for fiscal  
9       year 2003 . . . . . \$406,000  
10   Local Leasehold Excise Tax Account: For transfer  
11       of interest to the state general fund by  
12       June 1, 2002, for fiscal year 2002 . . . . . \$1,000,000  
13   Insurance Commissioner's Regulatory Account:  
14       For transfer to the state general fund  
15       for fiscal year 2003 . . . . . \$366,000  
16   Health Services Account: For transfer to the  
17       tobacco prevention and control account . . . . . (~~(\$21,980,000)~~)  
18       . . . . . \$18,920,000  
19   From the Emergency Reserve Fund: For transfer  
20       to the state general fund:  
21       On June 28, 2002 . . . . . \$300,000,000  
22       On June 28, 2003 . . . . . \$25,000,000  
23   Tobacco Securitization Trust Account: For  
24       transfer to the state general fund for  
25       fiscal year 2003 . . . . . \$450,000,000

(End of part)

PART IX  
CAPITAL EXPENDITURES

Sec. 901. 2001 2nd sp.s. c 8 s 131 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT**

Public Works Trust Fund (02-4-013)

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

\$20,000,000 of the general fund federal appropriation is provided solely for infrastructure projects that will improve water quality and benefit salmon. Projects should be designed to have immediate benefits to water quality and salmon as alternatives to habitat acquisition and improvements. The public works board is authorized and directed to seek funding through the Northwest power planning council, the conservation and reinvestment act, and other federal funding sources to supplement existing loan programs with grants or loans for water quality projects. The public works board shall utilize existing programs within chapter 43.155 RCW to distribute these additional grants or loans, with an emphasis on projects providing immediate benefits to water quality and salmon habitat. For the purposes of this section, the public works board may utilize federal funds as grants in conjunction with loans from chapter 43.155 RCW.

Appropriation:

|  |                                  |
|--|----------------------------------|
| Public Works Assistance Account--State . . . . . | (( <del>\$230,300,000</del> ))   |
|  | <u>\$288,372,911</u>             |
| General Fund--Federal . . . . .                  | \$20,000,000                     |
| Subtotal Appropriation . . . . .                 | \$250,300,000                    |
| Prior Biennia (Expenditures) . . . . .           | \$0                              |
| Future Biennia (Projected Costs) . . . . .       | \$1,215,700,000                  |
| TOTAL . . . . .                                  | (( <del>\$1,466,000,000</del> )) |
|  | <u>\$1,524,072,911</u>           |

Sec. 902. 2002 c 238 s 202 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT**

1 Local/Community Projects (2002-S-005): Job Creation and  
 2 Infrastructure Projects

3 The following projects are eligible for funding:

| 4 Projects   | Amount       |
|--|--------------|
| 5 Asia Pacific center . . . . .  | \$50,000     |
| 6 Benton county jail . . . . .   | \$2,000,000  |
| 7 Bremerton maritime park . . . . .                                      | \$500,000    |
| 8 Edmonds waterfront park . . . . .                                      | \$300,000    |
| 9 Grace Cole memorial park/Brookside creek . . . . .                     | \$400,000    |
| 10 Kent station infrastructure improvements . . . . .                    | \$900,000    |
| 11 Mill creek active use ball fields . . . . .                           | \$1,000,000  |
| 12 Nathan Chapman trail . . . . .  | \$300,000    |
| 13 Penny creek/9th Avenue crossing . . . . .                             | \$400,000    |
| 14 Port Angeles skills center/skills consortium . . . . .                | \$3,000,000  |
| 15 Puget Sound environmental learning center . . . . .                   | \$2,000,000  |
| 16 Ridgefield wastewater treatment . . . . .                             | \$585,000    |
| 17 Sammamish surface water treatment . . . . .                           | \$1,500,000  |
| 18 Shoreline historical museum . . . . .                                 | \$28,000     |
| 19 Snohomish county children's museum . . . . .                          | \$300,000    |
| 20 Soundview park/playground . . . . .                                   | \$200,000    |
| 21 Stewart heights pool project . . . . .                                | \$500,000    |
| 22 Sundome seating expansion - Yakima . . . . .                          | \$1,250,000  |
| 23 West central community center childcare project . . . . .             | \$500,000    |
| 24 William H. Factory small business incubator . . . . .                 | \$250,000    |
| 25 ( <del>Yakima ballfields</del> ) <u>For the transfer of property,</u> |              |
| 26 <u>commonly known as Larson park field No. 4 and</u>                  |              |
| 27 <u>Dunbar field, of the city of Yakima to the</u>                     |              |
| 28 <u>Yakima Valley Community College and for the</u>                    |              |
| 29 <u>creation of new ball fields by and for the</u>                     |              |
| 30 <u>city of Yakima.</u> . . . . .                                      | \$1,250,000  |
| 31 TOTAL . . . . .   | \$17,213,000 |
| 32 Appropriation:  |              |
| 33 State Building Construction Account--State . . . . .                  | \$17,213,000 |
| 34 Prior Biennia (Expenditures) . . . . .                                | \$0          |
| 35 Future Biennia (Projected Costs) . . . . .                            | \$0          |
| 36 TOTAL . . . . .   | \$17,213,000 |

1 **Sec. 903.** 2001 2nd sp.s. c 8 s 158 (uncodified) is amended to read  
2 as follows:

3 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**

4 Legislative Buildings - O'Brien and Newhouse Building Improvements  
5 (01-H-021)

6 Appropriation:

|    |   |                             |
|----|---|-----------------------------|
| 7  | <del>((Capitol Building Construction Account--State . . .</del> | <del>\$1,000,000))</del>    |
| 8  | Thurston County Capital Facilities                              |                             |
| 9  | Account--State . . . . .  | (( <del>\$1,000,000))</del> |
| 10 |   | <u>\$2,000,000</u>          |
| 11 | <del>((Subtotal Appropriation . . . . .</del>                   | <del>\$2,000,000))</del>    |
| 12 | Prior Biennia (Expenditures) . . . . .                          | \$0                         |
| 13 | Future Biennia (Projected Costs) . . . . .                      | \$0                         |
| 14 | TOTAL . . . . .   | \$2,000,000                 |

15 **Sec. 904.** 2002 c 238 s 109 (uncodified) is amended to read as  
16 follows:

17 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**

18 Legislative Building: Rehabilitation (01-1-008)

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

21 (1) The appropriations in this section are subject to the  
22 conditions and limitations of sections 902 and 903 of this act.

23 (2) The department of general administration, in consultation with  
24 the legislature, the governor, and the state capitol committee, shall  
25 immediately begin planning and initiate an accelerated  
26 design/construction schedule for the renovation of the state  
27 legislative building as follows:

28 (a) No new permanent buildings shall be constructed, and the  
29 department shall follow standards for historic preservation;

30 (b) The goal shall be to reoccupy the building in time for the 2005  
31 legislative session;

32 (c) The department shall make temporary accommodations for the  
33 displacement of legislators and legislative staff in the John L.  
34 O'Brien building, the Pritchard building, the Cherberg building, and  
35 the Newhouse building, and may use modular space. Decisions on the use



1 of space for the Pritchard building will be made by legislative  
2 leadership by July 1, 2001, to make it available for use by the  
3 legislature by April 1, 2002;

4 (d) The department shall temporarily move the state library from  
5 the Pritchard building by October 1, 2001, and, if needed, the  
6 department shall lease storage facilities in Thurston county for books  
7 and other library assets;

8 (e) The department shall make temporary accommodations for other  
9 tenants of the state legislative building as follows:

10 (i) The office of the insurance commissioner shall be temporarily  
11 moved to leased space in Thurston county;

12 (ii) The office of the governor shall be moved to the Insurance  
13 building;

14 (iii) The primary office of the code reviser and the lieutenant  
15 governor shall be moved to a location on the west capitol campus; and

16 (iv) The other tenants, including the office of the state  
17 treasurer, the office of the state auditor, and the office of the  
18 secretary of state shall be moved to leased space in Thurston county;

19 (f) The state legislative building shall be completely vacated by  
20 the office of the governor, the office of the secretary of state, the  
21 office of treasurer, and the office of the state auditor by November 1,  
22 2001, and by the legislature fourteen days after the end of the 2002  
23 legislative session to make it available for renovation by the  
24 contractor; and

25 (g) State contracts for the legislative building renovation,  
26 Nisqually earthquake repair, and future earthquake mitigation shall  
27 conform to all rules, regulations, and requirements of the federal  
28 emergency management agency.

29 (3) The state capitol committee, in conjunction with a legislative  
30 building renovation oversight committee consisting of two members from  
31 both the house of representatives and senate, each appointed by  
32 legislative leadership, shall periodically advise the department  
33 regarding the rehabilitation, the receipt and use of private funds, and  
34 other issues that may arise.

35 (4) The department shall report on the progress of accelerated  
36 planning, design, and relocations related to the renovation of the  
37 state legislative building to the legislature and the governor by July

1 15, 2001, and November 15, 2001, and shall consult with the legislature  
2 and governor on major decisions including placement of the cafeteria  
3 and exiting stairs in the legislative building by August 31, 2001.

4 (5) In the event of any conflicts between the conditions and  
5 limitations in this section and section 3, chapter 123, Laws of 2001,  
6 the conditions and limitations of this section shall apply.

7 ~~((6) \$154,000 of the capitol historic district construction  
8 account appropriation is provided solely for the department of general  
9 administration to contract for fund raising services for the  
10 solicitation of charitable gifts, grants, or donations specifically for  
11 the purpose of preservation and restoration of the state legislative  
12 building and related educational exhibits and programs. By June 30,  
13 2004, the amount provided by this subsection shall be reinvested to the  
14 capitol historic district construction account from the proceeds of the  
15 gifts, grants, and donations.))~~

16 Reappropriation:

|    |  |             |
|----|--|-------------|
| 17 | Capitol Building Construction Account--State . . . . . | \$2,000,000 |
| 18 | Thurston County Capital Facilities                     |             |
| 19 | Account--State . . . . .                               | \$2,500,000 |
| 20 | Subtotal Reappropriation . . . . .                     | \$4,500,000 |

21 Appropriation:

|    |  |              |
|----|--|--------------|
| 22 | Capitol Historic District Construction     |              |
| 23 | Account--State . . . . .                   | \$81,681,000 |
| 24 | Thurston County Capital Facilities         |              |
| 25 | Account--State . . . . .                   | \$1,300,000  |
| 26 | Subtotal Appropriation . . . . .           | \$82,981,000 |
| 27 | Prior Biennia (Expenditures) . . . . .     | \$1,000,000  |
| 28 | Future Biennia (Projected Costs) . . . . . | \$2,300,000  |
| 29 | TOTAL . . . . .                            | \$90,781,000 |

30 **Sec. 905.** 2002 c 238 s 223 (uncodified) is amended to read as  
31 follows:

32 **FOR WESTERN WASHINGTON UNIVERSITY**

33 Job Creation and Infrastructure Projects (03-1-001)

34 The appropriations in this section (~~is~~) are subject to the  
35 following conditions and limitations:

36 (1) The following projects are eligible for funding:

| 1  | Project                                 | Amount             |
|----|---|--------------------|
| 2  | Miller hall . . . . .                   | \$1,650,000        |
| 3  | Steam plant . . . . .                   | \$1,000,000        |
| 4  | Air quality . . . . .                   | \$743,000          |
| 5  | Utilities . . . . .                     | \$501,000          |
| 6  | Viking substation . . . . .             | \$103,000          |
| 7  | Storm water detention . . . . .         | \$75,000           |
| 8  | Old main restoration . . . . .          | \$582,000          |
| 9  | Fire safety . . . . .                   | \$435,000          |
| 10 | <u>Parks hall fire damage . . . . .</u> | <u>\$1,500,000</u> |

11 (2) The university shall implement the eligible projects pursuant  
12 to sections 225 through 227 of this act and shall prioritize these  
13 projects to not exceed the amount appropriated in this section.

14 Appropriation:

|    |   |                              |
|----|---|------------------------------|
| 15 | Education Construction Account--State . . . . .             | \$3,000,000                  |
| 16 | <u>State Building Construction Account--State . . . . .</u> | <u>\$1,500,000</u>           |
| 17 | <u>Subtotal Appropriation . . . . .</u>                     | <u>\$4,500,000</u>           |
| 18 | Prior Biennia (Expenditures) . . . . .                      | \$0                          |
| 19 | Future Biennia (Projected Costs) . . . . .                  | \$0                          |
| 20 | TOTAL . . . . .   | (( <del>\$3,000,000</del> )) |
| 21 |   | <u>\$4,500,000</u>           |

22 **Sec. 906.** 2001 2nd sp.s. c 8 s 658 (uncodified) is amended to read  
23 as follows:

24 **FOR WASHINGTON STATE UNIVERSITY**

25 WSU Pullman - Energy Plant - Heat: Renovation (02-1-501)

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

28 (1) The appropriation in this section is subject to the conditions  
29 and limitations of sections 902 and 903 of this act.

30 (2)(a) Any agreement or contract for the modernization or  
31 replacement of the existing steam generation plant currently located on  
32 the Pullman campus must comply with chapter 39.35C RCW. Prior to  
33 entering into an agreement or contract obligating itself on this  
34 project, the university shall have the project reviewed by the  
35 appropriate staff of the energy division of the department of

1 community, trade, and economic development and the department of  
2 general administration, and shall consider any comments and suggestions  
3 made by these departments. If the project involves a private energy  
4 development firm, the following issues shall be considered in the  
5 development and implementation of the project:

- 6 (i) Regional and local utility needs for power;
- 7 (ii) Cost and certainty of fuel supplies;
- 8 (iii) Value of electricity produced and options for sale of surplus  
9 electricity;
- 10 (iv) The capability of the university to own and operate the  
11 facility should the private party terminate its involvement;
- 12 (v) Costs associated with interconnection with the local electric  
13 utility's transmission system;
- 14 (vi) Capability of the local electric utility to wheel electricity  
15 generated by the facility and the costs associated with wheeling;
- 16 (vii) Potential financial risks to the state or the university and  
17 measures to mitigate any risks; and
- 18 (viii) Benefits to the state and the university from the project  
19 including design configuration, ownership arrangement, operations, and  
20 financial arrangements for the project based on the selection of  
21 project participants.

22 (b) The university shall report to the office of financial  
23 management and the energy and fiscal committees of the legislature on  
24 the development and implementation of this project, including  
25 consideration of the issues and the agency suggestions under subsection  
26 (2)(a) of this section, in December of 2001 and 2002.

27 Appropriation:

|    |  |                               |
|----|--|-------------------------------|
| 28 | State Building Construction Account--State . . . . . | (( <del>\$23,000,000</del> )) |
| 29 |  | <u>\$24,539,000</u>           |
| 30 | Prior Biennia (Expenditures) . . . . .               | \$0                           |
| 31 | Future Biennia (Projected Costs) . . . . .           | \$0                           |
| 32 | TOTAL . . . . .                                      | (( <del>\$23,000,000</del> )) |
| 33 |  | <u>\$24,539,000</u>           |

34 **Sec. 907.** 2001 2nd sp.s. c 8 s 668 (uncodified) is amended to read  
35 as follows:

36 **FOR WASHINGTON STATE UNIVERSITY**

1 WSU Pullman - Teaching and Learning Center: New Facility (98-2-  
2 062)

3 The reappropriation in this section is subject to the conditions  
4 and limitations of section 906 of this act.

5 Reappropriation:

|    |  |                               |
|----|--|-------------------------------|
| 6  | State Building Construction Account--State . . . . . | (( <del>\$8,000,000</del> ))  |
| 7  |  | <u>\$6,461,000</u>            |
| 8  | Prior Biennia (Expenditures) . . . . .               | \$22,870,175                  |
| 9  | Future Biennia (Projected Costs) . . . . .           | \$0                           |
| 10 | TOTAL . . . . .                                      | (( <del>\$30,870,175</del> )) |
| 11 |  | <u>\$29,331,175</u>           |

12 NEW SECTION. **Sec. 908. INLAND NORTHWEST REGIONAL SPORTS PROJECT.**  
13 2002 c 238 s 204 (uncodified) is repealed.

(End of part)

**PART X**  
**MISCELLANEOUS**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10

NEW SECTION. **Sec. 1001.** If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. **Sec. 1002.** This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately.

(End of part)

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